

As Amended by House Committee

Session of 2011

HOUSE BILL No. 2014

By Committee on Appropriations

1-14

1 AN ACT making and concerning appropriations for the fiscal year
2 **years** ending June 30, 2011, **June 30, 2012, and June 30, 2013**, for
3 state agencies; authorizing certain transfers, imposing certain
4 restrictions and limitations, and directing or authorizing certain
5 receipts, disbursements and acts incidental to the foregoing.
6

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

8 Section 1. (a) For the fiscal ~~year~~ **years** ending June 30, 2011, **June**
9 **30, 2012, and June 30, 2013** appropriations are hereby made,
10 restrictions and limitations are hereby imposed, and transfers, capital
11 improvement projects, fees, receipts, disbursements and acts incidental
12 to the foregoing are hereby directed or authorized as provided in this
13 act.

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

18 (c) This act shall not be subject to the provisions of subsection (a)
19 of K.S.A. 75-6702, and amendments thereto.

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

22 Sec. 2.

23 ABSTRACTERS' BOARD OF EXAMINERS

24 (a) On the effective date of this act, the expenditure limitation
25 established for the fiscal year ending June 30, 2011, by the state finance
26 council on the abstracters' fee fund of the abstracters' board of
27 examiners is hereby decreased from \$24,088 to \$23,419.

28 Sec. 3.

29 GOVERNMENTAL ETHICS COMMISSION

30 (a) On the effective date of this act, the expenditure limitation
31 established for the fiscal year ending June 30, 2011, by the state finance
32 council on the governmental ethics commission fee fund of the
33 governmental ethics commission is hereby decreased from \$291,764 to

1 \$263,176.

2 Sec. 4.

3 KANSAS HOME INSPECTORS REGISTRATION BOARD

4 (a) On the effective date of this act, the expenditure limitation
5 established for the fiscal year ending June 30, 2011, by section 11(b) of
6 chapter 165 of the 2010 Session Laws of Kansas on the home
7 inspectors registration fee fund of the Kansas home inspectors
8 registration board is hereby decreased from \$35,750 to \$16,800.

9 Sec. 5.

10 BOARD OF NURSING

11 (a) On the effective date of this act, the expenditure limitation
12 established for the fiscal year ending June 30, 2011, by the state finance
13 council on the board of nursing fee fund of the board of nursing is
14 hereby increased from \$1,904,365 to \$1,952,425.

15 Sec. 6.

16 STATE BOARD OF PHARMACY

17 (a) On the effective date of this act, there is appropriated for the
18 above agency from the following special revenue fund or funds for the
19 fiscal year ending June 30, 2011, all moneys now or hereafter lawfully
20 credited to and available in such fund or funds, except that expenditures
21 other than refunds authorized by law shall not exceed the following:

22 Harold Rogers prescription federal fund.....No limit

23 NASPER grant federal fund.....No limit

24 Non-federal gifts and grants fund.....No limit

25 *Provided*, That the state board of pharmacy is authorized to apply for
26 and to accept grants and may accept donations, bequests or gifts from
27 any non-federal source: *Provided, however*; That all moneys received
28 for such grants, donations, bequests or gifts shall be remitted to the
29 state treasurer in accordance with the provisions of K.S.A. 75-4215,
30 and amendments thereto: *Provided further*; That, upon receipt of each
31 such remittance, the state treasurer shall deposit the entire amount in
32 the state treasury to the credit of the non-federal gifts and grants fund:
33 *And provided further*; That all expenditures from this fund shall be
34 made in accordance with appropriation acts upon warrants of the
35 director of accounts and reports issued pursuant to vouchers approved
36 by the president of the state board of pharmacy or a person designated
37 by the president.

38 Sec. 7.—

39 ~~KANSAS REAL ESTATE COMMISSION~~

1 ~~(a) On the effective date of this act, the expenditure limitation~~
2 ~~established for the fiscal year ending June 30, 2011, by the state finance~~
3 ~~council on the real estate fee fund of the Kansas real estate commission~~
4 ~~is hereby decreased from \$1,123,206 to \$1,028,342.~~

5 ~~Sec. 8—~~

6 ~~OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS~~

7 ~~(a) On the effective date of this act, or as soon thereafter as~~
8 ~~moneys are available, notwithstanding the provisions of K.S.A. 17-~~
9 ~~12a601, and amendments thereto, or any other statute, the director of~~
10 ~~accounts and reports shall transfer \$800,000 from the investor-~~
11 ~~education fund of the office of the securities commissioner of Kansas to~~
12 ~~the state general fund. Provided, That the transfer of such amount shall~~
13 ~~be in addition to any other transfer from the investor education fund to~~
14 ~~the state general fund as prescribed by law. Provided further, That the~~
15 ~~amount transferred from the investor education fund to the state general~~
16 ~~fund pursuant to this subsection is to reimburse the state general fund~~
17 ~~for accounting, auditing, budgeting, legal, payroll, personnel and~~
18 ~~purshasing services and any other governmental services which are~~
19 ~~performed on behalf of the office of the securities commissioner of~~
20 ~~Kansas by other state agencies which receive appropriations from the~~
21 ~~state general fund to provide such services.~~

22 ~~Sec. 9 7.~~

23 ~~STATE BOARD OF TECHNICAL PROFESSIONS~~

24 ~~(a) On the effective date of this act, the expenditure limitation~~
25 ~~established for the fiscal year ending June 30, 2011, by the state finance~~
26 ~~council on the technical professions fee fund of the state board of~~
27 ~~technical professions is hereby increased from \$589,122 to \$609,122.~~

28 ~~(b) On the effective date of this act, the expenditure limitation~~
29 ~~established for the fiscal year ending June 30, 2011, by section 25(a) of~~
30 ~~chapter 124 of the 2009 Session Laws of Kansas on expenditures for~~
31 ~~official hospitality from the technical professions fee fund of the state~~
32 ~~board of technical professions is hereby increased from \$500 to \$1,000.~~

33 ~~Sec. 10 8.~~

34 ~~STATE BOARD OF VETERINARY EXAMINERS~~

35 ~~(a) On the effective date of this act, the expenditure limitation~~
36 ~~established for the fiscal year ending June 30, 2011, by section 16(b) of~~
37 ~~chapter 165 of the 2010 Session Laws of Kansas on the veterinary~~
38 ~~examiners fee fund of the state board of veterinary examiners is hereby~~
39 ~~decreased from \$268,382 to \$265,522.~~

1 Sec. ~~4~~ **9.**

2 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

3 (a) On the effective date of this act, or as soon thereafter as
4 moneys are available, the director of accounts and reports shall transfer
5 \$4,350,937 from the Kansas endowment for youth fund to the
6 children's initiatives fund.

7 Sec. ~~12~~ **10.**

8 DEPARTMENT OF ADMINISTRATION

9 (a) On the effective date of this act, of the \$2,470,809 appropriated
10 for the above agency for the fiscal year ending June 30, 2011, by
11 section 114(a) of chapter 165 of the 2010 Session Laws of Kansas from
12 the state general fund in the restructuring debt service account, the sum
13 of \$158,816 is hereby lapsed.

14 (b) On the effective date of this act, of the \$16,271,413
15 appropriated for the above agency for the fiscal year ending June 30,
16 2011, by section 114(a) of chapter 165 of the 2010 Session Laws of
17 Kansas from the state general fund in the statehouse improvements –
18 debt service account, the sum of \$53,840 is hereby lapsed.

19 (c) **(1) In addition to the other purposes for which**
20 **expenditures may be made by the department of administration**
21 **from moneys appropriated from the state general fund or any**
22 **special revenue fund for fiscal year 2011 for the department of**
23 **administration, as authorized by chapter 6 or chapter 165 of the**
24 **2010 Session Laws of Kansas or by this or other appropriation act**
25 **of the 2011 regular session of the legislature, expenditures shall be**
26 **made by the secretary of administration for fiscal year 2011 to**
27 **review the state real property inventory prepared pursuant to**
28 **section 61(r) of chapter 165 of the 2010 Session Laws of Kansas,**
29 **evaluate the state real property, and prepare from such inventory**
30 **and other information a prioritized report of 10% of state real**
31 **property that could be sold, subject to existing restrictions:**
32 **Provided further, That, on or before March 8, 2011, the secretary of**
33 **administration shall provide a copy of such prioritized report to the**
34 **governor, the chief clerk of the house of representatives, the**
35 **secretary of the senate, and the chairs of the committee on**
36 **appropriations of the house of representatives and the committee**
37 **on ways and means of the senate.**

38 **(2) As used in this subsection, "state real property" includes**
39 **each tract of real property owned by the state of Kansas, or any**

1 **state agency, as defined by K.S.A. 75-3701, and amendments**
2 **thereto, and includes all buildings, facilities and other**
3 **improvements thereon.;**

4 Sec. ~~13~~ **11.**

5 OFFICE OF ADMINISTRATIVE HEARINGS

6 (a) In addition to the other purposes for which expenditures may
7 be made by the office of administrative hearings from moneys
8 appropriated in the administrative hearings office fund for fiscal year
9 2011 for the office of administrative hearings as authorized by this or
10 other appropriation act of the 2011 regular session of the legislature,
11 expenditures may be made by the office of administrative hearings
12 from moneys appropriated in the administrative hearings office fund for
13 fiscal year 2011 for official hospitality: *Provided*, That expenditures
14 from the administrative hearings office fund for fiscal year 2011 for
15 official hospitality shall not exceed \$100.

16 Sec. ~~14~~ **12.**

17 CITIZENS' UTILITY RATEPAYER BOARD

18 (a)(1) On and after the effective date of this act, notwithstanding
19 the provisions of section 47(c) of chapter 124 of the 2009 Session Laws
20 of Kansas or any other statute, no expenditures shall be made for fiscal
21 year 2011 from the utility regulatory fee fund by the citizens' utility
22 ratepayer board of the amount equal to the final aggregate amount of
23 unexpended and unencumbered expenditure authority for fiscal year
24 2010, pursuant to and as authorized for expenditure for fiscal year 2011
25 as provided by section 47(c) of chapter 124 of the 2009 Session Laws
26 of Kansas, and, on the effective date of this act, the provisions of
27 section 47(c) of chapter 124 of the 2009 Session Laws of Kansas are
28 hereby declared to be null and void and shall have no force and effect.

29 (2) On and after the effective date of this act, during the fiscal year
30 ending June 30, 2011, in addition to other purposes for which
31 expenditures may be made by the citizens' utility ratepayer board from
32 the utility regulatory fee fund for fiscal year 2011 as authorized by
33 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas or by this
34 or other appropriation act of the 2011 regular session of the legislature,
35 notwithstanding the provisions of any other statute, if the total
36 expenditures authorized to be expended on contracts for professional
37 services by the citizens' utility ratepayer board by the expenditure
38 limitation prescribed by section 47(a) of chapter 124 of the 2009
39 Session Laws of Kansas are not expended or encumbered for fiscal

1 year 2010, then the amount equal to the amount of such expenditure
2 authority for fiscal year 2010 remaining may be expended from the
3 utility regulatory fee fund for fiscal year 2011 pursuant to contracts for
4 professional services and any such expenditure for fiscal year 2011
5 shall be in addition to any expenditure limitation imposed on the utility
6 regulatory fee fund for fiscal year 2011.

7 **Sec. ~~15~~ 13.**

8 DEPARTMENT OF COMMERCE

9 (a) On the effective date of this act, of the \$307,050 appropriated
10 for the above agency for the fiscal year ending June 30, 2011, by
11 section 67(a) of chapter 165 of the 2010 Session Laws of Kansas from
12 the state economic development initiatives fund in the strong military
13 bases program account, the sum of \$61,410 is hereby lapsed.

14 (b) On the effective date of this act, the expenditure limitation
15 established for the fiscal year ending June 30, 2011, by section 67(b) of
16 chapter 165 of the 2010 Session Laws of Kansas on the state affordable
17 airfare fund of the department of commerce is hereby increased from
18 \$5,000,000 to \$5,125,000.

19 (c) On the effective date of this act, the amount directed by section
20 67(e) of chapter 165 of the 2010 Session Laws of Kansas to be
21 transferred from the state economic development initiatives fund to the
22 Kansas economic opportunity initiatives fund of the department of
23 commerce on December 15, 2010, or as soon thereafter as moneys are
24 available, is hereby decreased from \$625,000 to \$0: *Provided*, That, on
25 the effective date of this act, any moneys transferred from the state
26 economic development initiatives fund to the Kansas economic
27 opportunity initiatives fund of the department of commerce on or after
28 December 15, 2010, pursuant to section 67(e) of chapter 165 of the
29 2010 Session Laws of Kansas, shall be transferred from the Kansas
30 economic opportunity initiatives fund of the department of commerce
31 to the state economic development initiatives fund by the director of
32 accounts and reports.

33 **Sec. ~~16~~ 14.**

34 STATE CORPORATION COMMISSION

35 (a) On the effective date of this act, the aggregate expenditure
36 limitation established for the fiscal year ending June 30, 2011, by
37 section 59(b) of chapter 165 of the 2010 Session Laws of Kansas on
38 expenditures from the public service regulation fund, the motor carrier
39 license fees fund and the conservation fee fund, in the aggregate, is

1 hereby increased from \$16,468,621 to \$16,628,381.

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

7 Compressed air energy storage fee fund.....No limit

8 ARRA state electricity regulators assistance – federal fund.....No limit

9 (c) On the effective date of this act, the base state registration
10 clearing fund of the state corporation commission is hereby
11 redesignated as the unified carrier registration clearing fund of the state
12 corporation commission, in accordance with K.S.A. 66-1,139a, and
13 amendments thereto.

14 (d) On the effective date of this act, the pipeline damage
15 prevention grant program – federal fund of the state corporation
16 commission is hereby redesignated as the one call – federal fund.

17 Sec. ~~17~~ **15.**

18 KANSAS, INC.

19 (a) On the effective date of this act, of the \$346,904 appropriated
20 for the above agency for the fiscal year ending June 30, 2011, by
21 section 68(a) of chapter 165 of the 2010 Session Laws of Kansas from
22 the state economic development initiatives fund in the operations
23 (including official hospitality) account, the sum of \$88,756 is hereby
24 lapsed.

25 Sec. ~~18~~ **16.**

26 KANSAS LOTTERY

27 (a) On the effective date of this act, the aggregate of the amounts
28 authorized by section 65(b) of chapter 165 of the 2010 Session Laws of
29 Kansas to be transferred from the lottery operating fund to the state
30 gaming revenues fund during the fiscal year ending June 30, 2011, is
31 hereby increased from \$70,400,000 to \$70,800,000.

32 Sec. ~~19~~ **17.**

33 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

34 (a) On the effective date of this act, of the \$5,990,000 appropriated
35 for the above agency for the fiscal year ending June 30, 2011, by
36 section 69(a) of chapter 165 of the 2010 Session Laws of Kansas from
37 the state economic development initiatives fund in the operations,
38 assistance and grants (including official hospitality) account, the sum of
39 ~~\$371,426~~ **\$300,000** is hereby lapsed.

1 Sec. ~~20~~ **18.**

2 KANSAS RACING AND GAMING COMMISSION

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

8 Illegal gambling enforcement fund..... No limit
9 *Provided*, That expenditures may be made from the illegal gambling
10 enforcement fund for direct or indirect operating expenditures incurred
11 for investigatory activities, including, but not limited to, (1) conducting
12 investigations of illegal gambling operations or activities, (2)
13 participating in illegal gaming in order to collect or purchase evidence
14 as part of an undercover investigation into illegal gambling operations,
15 and (3) acquiring information or making contacts leading to illegal
16 gaming activities: *Provided, however*; That all moneys that are
17 expended for any such evidence purchase, information acquisition or
18 similar investigatory purpose or activity from whatever funding source
19 and that are recovered shall be deposited in the state treasury in
20 accordance with the provisions of K.S.A. 75-4215, and amendments
21 thereto, and shall be credited to the illegal gambling enforcement fund.
22

23 (b) On the effective date of this act, the director of accounts and
24 reports shall transfer \$5,000 from the state racing fund of the Kansas
25 racing and gaming commission to the illegal gambling enforcement
26 fund of the Kansas racing and gaming commission.

27 (c) On June 30, 2011, the director of accounts and reports shall
28 transfer all moneys in the racing reimbursable expense fund of the
29 Kansas racing and gaming commission to the state racing fund of the
30 Kansas racing and gaming commission.

31 (d) On June 30, 2011, the director of accounts and reports shall
32 transfer all moneys in the racing investigative expense fund of the
33 Kansas racing and gaming commission to the state racing fund of the
34 Kansas racing and gaming commission.

35 (e) On June 30, 2011, the director of accounts and reports shall
36 transfer all moneys in the horse fair racing benefit fund of the Kansas
37 racing and gaming commission to the state racing fund of the Kansas
38 racing and gaming commission.

39 (f) On June 30, 2011, the director of accounts and reports shall

1 transfer all moneys in the racing applicant deposit fund of the Kansas
2 racing and gaming commission to the state racing fund of the Kansas
3 racing and gaming commission.

4 (g) On June 30, 2011, the director of accounts and reports shall
5 transfer all moneys in the horse purse fund to the Kansas horse
6 breeding development fund. On June 30, 2011, all liabilities of the
7 horse purse fund are hereby transferred to and imposed on the Kansas
8 horse breeding development fund and the horse purse fund is hereby
9 abolished.

10 (h) On June 30, 2011, the director of accounts and reports shall
11 transfer all moneys in the gaming machine examination fund to the
12 expanded lottery act regulation fund. On June 30, 2011, all liabilities
13 of the gaming machine examination fund are hereby transferred to and
14 imposed on the expanded lottery act regulation fund and the gaming
15 machine examination fund is hereby abolished.

16 Sec. ~~21~~ **19.**

17 DEPARTMENT OF REVENUE

18 (a) On the effective date of this act, the director of accounts and
19 reports shall transfer \$124,265 from the Kansas qualified biodiesel fuel
20 producer incentive fund of the department of revenue to the state
21 economic development initiatives fund.

22 Sec. ~~22~~ **20.**

23 STATE COURT OF TAX APPEALS

24 (a) On the effective date of this act, of the \$1,348,927 appropriated
25 for the above agency for the fiscal year ending June 30, 2011, by
26 section 63(a) of chapter 165 of the 2010 Session Laws of Kansas from
27 the state general fund in the operating expenditures account, the sum of
28 \$40,454 is hereby lapsed.

29 Sec. ~~23~~ **21.**

30 ATTORNEY GENERAL

31 (a) On the effective date of this act, of the \$2,020,652 appropriated
32 for the above agency for the fiscal year ending June 30, 2011, by
33 section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from
34 the state general fund in the operating expenditures account, the sum of
35 \$1,801 is hereby lapsed.

36 (b) On the effective date of this act, of the \$310,522 appropriated
37 for the above agency for the fiscal year ending June 30, 2011, by
38 section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from
39 the state general fund in the internet training education for Kansas kids

1 account, the sum of \$36,734 is hereby lapsed.

2 Sec. ~~24~~ **22**.

3

SECRETARY OF STATE

4

(a) On the effective date of this act, the director of accounts and reports shall transfer \$82,010 from the HAVA ELVIS fund of the secretary of state to the democracy fund of the secretary of state to provide matching funds to implement Title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

9

10 Sec. ~~25~~ **23**.

11

STATE TREASURER

12

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 51(a) of chapter 165 of the 2010 Session Laws of Kansas on the Kansas post secondary education savings program trust fund of the state treasurer is hereby increased from \$265,000 to no limit.

17

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2011, by section 51(a) of chapter 165 of the 2010 Session Laws of Kansas on the Kansas post secondary education savings program expense fund of the state treasurer is hereby increased from \$346,043 to no limit.

22

(c) 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:

26 Learjet bond fund.....No limit

27 *Provided*, That, on the 15th day of each month that commences during fiscal year 2011, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for which the learjet bond fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided further*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to

1 the learjet bond fund: *And provided further*, That, on or before the 10th
2 day of each month commencing during fiscal year 2011, the director of
3 accounts and reports shall transfer from the state general fund to the
4 learjet bond fund interest earnings based on: (1) The average daily
5 balance of moneys in the learjet bond fund for the preceding month;
6 and (2) the net earnings rate of the pooled money investment portfolio
7 for the preceding month: *And provided further*, That the moneys
8 credited to the learjet bond fund from the withholding taxes paid by an
9 eligible business and the interest earnings thereon shall be transferred
10 by the state treasurer from the learjet bond fund to the appropriate
11 account of the special economic revitalization fund administered by the
12 state treasurer in accordance with K.S.A. 2010 Supp. 74-50,136, and
13 amendments thereto.

14
15 Siemens bond fund.....No limit
16 *Provided*, That, on the 15th day of each month that commences during
17 fiscal year 2011, the secretary of revenue shall determine the amount of
18 revenue received by the state during the preceding month from
19 withholding taxes paid with respect to an eligible project by each
20 taxpayer that is an eligible business for which bonds have been issued
21 under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for
22 which the Siemens bond fund was created, and shall certify the amount
23 so determined to the director of accounts and reports and, at the same
24 time as such certification is transmitted to the director of accounts and
25 reports, shall transmit a copy of such certification to the director of the
26 budget and the director of legislative research: *Provided further*, That,
27 upon receipt of each such certification, the director of accounts and
28 reports shall transfer the amount certified from the state general fund to
29 the Siemens bond fund: *And provided further*, That, on or before the
30 10th day of each month commencing during fiscal year 2011, the
31 director of accounts and reports shall transfer from the state general
32 fund to the Siemens bond fund interest earnings based on: (1) The
33 average daily balance of moneys in the Siemens bond fund for the
34 preceding month; and (2) the net earnings rate of the pooled money
35 investment portfolio for the preceding month: *And provided further*,
36 That the moneys credited to the Siemens bond fund from the
37 withholding taxes paid by an eligible business and the interest earnings
38 thereon shall be transferred by the state treasurer from the Siemens
39 bond fund to the appropriate account of the special economic

1 revitalization fund administered by the state treasurer in accordance
2 with K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

3 ~~Sec. 26~~ **24.**

4 **LEGISLATIVE COORDINATING COUNCIL**

5 (a) On the effective date of this act, of the \$727,436 appropriated
6 for the above agency for the fiscal year ending June 30, 2011, by
7 section 44(a) of chapter 165 of the 2010 Session Laws of Kansas from
8 the state general fund in the legislative coordinating council –
9 operations account, the sum of \$20 is hereby lapsed.

10 (b) On the effective date of this act, of the \$3,215,664 appropriated
11 for the above agency for the fiscal year ending June 30, 2011, by
12 section 44(a) of chapter 165 of the 2010 Session Laws of Kansas from
13 the state general fund in the office of revisor of statutes – operations
14 account, the sum of \$2,425 is hereby lapsed.

15 (c) On the effective date of this act, of the \$3,684,673 appropriated
16 for the above agency for the fiscal year ending June 30, 2011 by section
17 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
18 general fund in the legislative research department – operations
19 account, the sum of \$12,223 is hereby lapsed.

20 ~~Sec. 27.~~—

21 **LEGISLATURE**

22 ~~(a) On the effective date of this act, the amount equal to the~~
23 ~~amount of the unencumbered balance in the legislative reserve account~~
24 ~~of the state general fund of the legislative coordinating council in~~
25 ~~excess of \$100 as of June 30, 2010, that was reappropriated for the~~
26 ~~above agency for the fiscal year ending June 30, 2011, by section 44(e)~~
27 ~~of chapter 165 of the 2010 Session Laws of Kansas from the state~~
28 ~~general fund in the operations (including official hospitality) account of~~
29 ~~the legislature, is hereby lapsed.~~

30
31
32 ~~Sec. 28~~ **25.**

33 **DIVISION OF POST AUDIT**

34 ~~(a) On the effective date of this act, of the \$2,136,995 appropriated~~
35 ~~for the above agency for the fiscal year ending June 30, 2011, by~~
36 ~~section 46(a) of chapter 165 of the 2010 Session Laws of Kansas from~~
37 ~~the state general fund in the operations (including legislative post audit~~
38 ~~committee) account, the sum of \$4,413 is hereby lapsed.~~

39 **(a) There is appropriated for the above agency from the state**

1 **general fund for the fiscal year ending June 30, 2011, the following:**
 2 **Operations (including legislative post audit committee).....\$39,587**
 3 **Sec. ~~29~~ 26.**

4 STATE FINANCE COUNCIL

5 (a) On the effective date of this act, of the \$8,534,972 appropriated
 6 for the above agency for the fiscal year ending June 30, 2011, by
 7 section 3(a) of chapter 159 of the 2008 Session Laws of Kansas from
 8 the state general fund in the classified salary market adjustments
 9 (including fringe benefits) account, the sum of \$1,316,263 is hereby
 10 lapsed.

11 (b) On July 1, 2011, the \$8,534,972 appropriated for the above
 12 agency for the fiscal year ending June 30, 2012, by section 3(a) of
 13 chapter 159 of the 2008 Session Laws of Kansas from the state general
 14 fund in the classified salary market adjustments (including fringe
 15 benefits) account, is hereby lapsed.

16 (c) On July 1, 2012, the \$8,534,972 appropriated for the above
 17 agency for the fiscal year ending June 30, 2013, by section 3(a) of
 18 chapter 159 of the 2008 Session Laws of Kansas from the state general
 19 fund in the classified salary market adjustments (including fringe
 20 benefits) account, is hereby lapsed.

21 **Sec. ~~30~~ 27.**

22 DEPARTMENT OF SOCIAL AND REHABILITATION
23 SERVICES

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

26 Other medical assistance.....	\$5,444,990
27 Community based services.....	\$4,263,900
28 Mental health and retardation services aid and assistance.....	\$5,350,166
29 Youth services aid and assistance.....	\$4,413,425

30 (b) On the effective date of this act, of the \$541,802 appropriated
 31 for the above agency for the fiscal year ending June 30, 2011, by
 32 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
 33 the children’s initiatives fund in the children’s cabinet accountability
 34 fund account, the sum of \$250,000 is hereby lapsed.

35 (c) On the effective date of this act, of the \$5,000,000 appropriated
 36 for the above agency for the fiscal year ending June 30, 2011, by
 37 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
 38 the children’s initiatives fund in the family centered system of care
 39 account, the sum of \$150,000 is hereby lapsed.

- 1 (d) On the effective date of this act, of the \$1,400,000 appropriated
2 for the above agency for the fiscal year ending June 30, 2011, by
3 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
4 the children’s initiatives fund in the child care account, the sum of \$163
5 is hereby lapsed.
- 6 (e) On the effective date of this act, of the \$8,443,161 appropriated
7 for the above agency for the fiscal year ending June 30, 2011, by
8 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
9 the children’s initiatives fund in the children’s cabinet early childhood
10 discretionary grant program account, the sum of \$251,003 is hereby
11 lapsed.
- 12 (f) On the effective date of this act, of the \$3,452,779 appropriated
13 for the above agency for the fiscal year ending June 30, 2011, by
14 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
15 the children’s initiatives fund in the early headstart account, the sum of
16 \$306 is hereby lapsed.
- 17 (g) On the effective date of this act, of the \$11,099,830
18 appropriated for the above agency for the fiscal year ending June 30,
19 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of
20 Kansas from the children’s initiatives fund in the early childhood block
21 grant account, the sum of \$1,062,207 is hereby lapsed.
- 22 (h) On the effective date of this act, the expenditure limitation
23 established for the fiscal year ending June 30, 2011, by section 77(b) of
24 chapter 165 of the 2010 Session Laws of Kansas on the social welfare
25 fund of the department of social and rehabilitation services is hereby
26 decreased from \$39,303,198 to \$39,186,535.
- 27 (i) On the effective date of this act, of the \$3,822,570 appropriated
28 for the above agency for the fiscal year ending June 30, 2011, by
29 section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from
30 the state institutions building fund in the debt service – new state
31 security hospital account, the sum of \$839,561 is hereby lapsed.
- 32 (j) On the effective date of this act, of the \$2,584,371 appropriated
33 for the above agency for the fiscal year ending June 30, 2011, by
34 section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from
35 the state institutions building fund in the debt service – state hospitals
36 rehabilitation and repair account, the sum of \$7,161 is hereby lapsed.
- 37 (k) On the effective date of this act, of the \$14,342,009
38 appropriated for the above agency for the fiscal year ending June 30,
39 2011, by section 77(a) of chapter 165 of the 2010 Session Laws of

1 Kansas from the state general fund in the Osawatomie state hospital –
2 operating expenditures account, the sum of \$500,000 is hereby lapsed.

3 (l) On the effective date of this act, of the \$4,524,298 appropriated
4 for the above agency for the fiscal year ending June 30, 2011, by
5 section 77(a) of chapter 165 of the 2010 Session Laws of Kansas from
6 the state general fund in the Rainbow mental health facility – operating
7 expenditures account, the sum of \$250,000 is hereby lapsed.

8 Sec. ~~31~~ **28.**

9 DEPARTMENT ON AGING

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

12 LTC – medicaid assistance – TCM/FE.....	\$25,169
13 LTC – medicaid assistance – HCBS/FE.....	\$2,263,079
14 LTC – medicaid assistance – NF.....	\$10,142,156

15 (b) On the effective date of this act, the expenditure limitation
16 established for the fiscal year ending June 30, 2011, by section 75(b) of
17 chapter 165 of the 2010 Session Laws of Kansas on the state licensure
18 fee fund of the department on aging is hereby decreased from
19 \$1,144,569 to \$1,115,927.

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

25 Health policy nursing facility quality care fund.....	\$19,501,789
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26 Sec. ~~32~~ **29.**

27 KANSAS HEALTH POLICY AUTHORITY

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

30 Other medical assistance.....	\$30,526,618
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31 (b) On the effective date of this act, the expenditure limitation
32 established for the fiscal year ending June 30, 2011, by section 76(b) of
33 chapter 165 of the 2010 Session Laws of Kansas on the medical
34 programs fee fund of the Kansas health policy authority is hereby
35 increased from \$54,284,610 to \$54,480,402.

36 (c) On the effective date of this act, the expenditure limitation
37 established for the fiscal year ending June 30, 2011, by section 76(b) of
38 chapter 165 of the 2010 Session Laws of Kansas on the other state fees
39 fund of the Kansas health policy authority is hereby increased from \$0

1 to \$502,180.

2 (d) On the effective date of this act, the expenditure limitation
3 established for the fiscal year ending June 30, 2011, by section 76(b) of
4 chapter 165 of the 2010 Session Laws of Kansas on the health care
5 access improvement fund of the Kansas health policy authority is
6 hereby decreased from \$37,390,236 to \$34,700,000.

7 (e) On the effective date of this act, the expenditure limitation
8 established for the fiscal year ending June 30, 2011, by section 76(b) of
9 chapter 165 of the 2010 Session Laws of Kansas on the preventive
10 health care program fund of the Kansas health policy authority is
11 hereby increased from \$519,240 to \$656,100.

12 (f) On the effective date of this act, the expenditure limitation
13 established for the fiscal year ending June 30, 2011, by section 17 (b)
14 of chapter 165 of the 2010 Session Laws of Kansas on the health
15 committee insurance fund of the Kansas health policy authority is
16 hereby increased from \$248,575 to \$290,117.

17 (g) On the effective date of this act, the expenditure limitation
18 established for the fiscal year ending June 30, 2011, by the state finance
19 council on expenditures from the state workers compensation self-
20 insurance fund of the Kansas health policy authority for salaries and
21 wages and other operating expenditures is hereby increased from
22 \$3,724,910 to \$3,785,193: **Provided, That no expenditures shall be**
23 **made for salaries and wages from the increased expenditure**
24 **authority provided by this subsection for expenditures for salaries**
25 **and wages and other operating expenditures from the state**
26 **workers compensation self-insurance fund: Provided further, That,**
27 **on and after the effective date of this act, during fiscal year 2011,**
28 **no expenditures shall be made by the Kansas health policy**
29 **authority from the state workers compensation self-insurance fund**
30 **to convert and appoint persons performing contractual services for**
31 **the Kansas health policy authority to be state employees of the**
32 **Kansas health policy authority .**

33 (h) On the effective date of this act, the expenditure limitation
34 established for the fiscal year ending June 30, 2011, by the state finance
35 council on expenditures from the cafeteria benefits fund of the Kansas
36 health policy authority for salaries and wages and other operating
37 expenditures is hereby increased from \$2,324,247 to \$2,324,908:
38 **Provided, That no expenditures shall be made for salaries and**
39 **wages from the increased expenditure authority provided by this**

1 **subsection for expenditures for salaries and wages and other**
 2 **operating expenditures from the cafeteria benefits fund: Provided**
 3 **further, That, on and after the effective date of this act, during**
 4 **fiscal year 2011, no expenditures shall be made by the Kansas**
 5 **health policy authority from the cafeteria benefits fund to convert**
 6 **and appoint persons performing contractual services for the**
 7 **Kansas health policy authority to be state employees of the Kansas**
 8 **health policy authority.**

9 (i) On the effective date of this act, the expenditure limitation
 10 established for the fiscal year ending June 30, 2011, by the state finance
 11 council on expenditures from the dependent care assistance program
 12 fund of the Kansas health policy authority for salaries and wages and
 13 other operating expenditures is hereby increased from \$226,327 to
 14 \$429,628: **Provided, That no expenditures shall be made for**
 15 **salaries and wages from the increased expenditure authority**
 16 **provided by this subsection for expenditures for salaries and wages**
 17 **and other operating expenditures from the dependent care**
 18 **assistance program fund: Provided further, That, on and after the**
 19 **effective date of this act, during fiscal year 2011, no expenditures**
 20 **shall be made by the Kansas health policy authority from the**
 21 **dependent care assistance program fund to convert and appoint**
 22 **persons performing contractual services for the Kansas health**
 23 **policy authority to be state employees of the Kansas health policy**
 24 **authority.**

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

30 Quality care fund.....\$0

31 **Sec. 33 30.**

32 DEPARTMENT OF HEALTH AND ENVIRONMENT –
 33 DIVISION OF HEALTH

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

39 Maternity centers and child care facilities licensing fee fund....No limit

1 **(b) There is appropriated for the above agency from the state**
2 **general fund for the fiscal year ending June 30, 2011, the following:**
3 **Pregnancy maintenance initiative.....\$100,000**

4 Sec. ~~34~~ **31.**

5 DEPARTMENT OF HEALTH AND ENVIRONMENT –
6 DIVISION OF ENVIRONMENT

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

12 Healthy watershed initiative – federal fund.....No limit

13 Sec. ~~35~~ **32.**

14 KANSAS COMMISSION ON VETERANS AFFAIRS

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

17 Scratch lotto – veteran services.....\$2,972

18 Veterans claim assistance program – service grants.....\$22,894

19 (b) On the effective date of this act, of the \$457,394 appropriated
20 for the above agency for the fiscal year ending June 30, 2011, by
21 section 72(a) of chapter 165 of the 2010 Session Laws of Kansas from
22 the state general fund in the operating expenditures – administration
23 account, the sum of \$15,241 is hereby lapsed.

24 (c) On the effective date of this act, of the \$1,173,050 appropriated
25 for the above agency for the fiscal year ending June 30, 2011, by
26 section 72(a) of chapter 165 of the 2010 Session Laws of Kansas from
27 the state general fund in the operating expenditures – veteran services
28 account, the sum of \$26,050 is hereby lapsed.

29 Sec. ~~36~~ **33.**

30 DEPARTMENT OF EDUCATION

31 (a) On the effective date of this act, of the \$1,961,339,680
32 appropriated for the above agency for the fiscal year ending June 30,
33 2011, by section 79(a) of chapter 165 of the 2010 Session Laws of
34 Kansas from the state general fund in the general state aid account, the
35 sum of \$85,948,820 is hereby lapsed.

36 (b) On the effective date of this act, of the \$7,539,500 appropriated
37 for the above agency for the fiscal year ending June 30, 2011, by
38 section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from
39 the children’s initiatives fund in the parent education program account,

1 the sum of ~~\$183,370~~ **\$180,370** is hereby lapsed.

2 (c) On the effective date of this act, of the \$5,000,000 appropriated
 3 for the above agency for the fiscal year ending June 30, 2011, by
 4 section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from
 5 the children’s initiatives fund in the Pre-K program account, the sum of
 6 \$119,630 is hereby lapsed.

7 (d) During the fiscal year ending June 30, 2011, in addition to other
 8 purposes for which expenditures may be made by the department of
 9 education from the special education services aid account of the state
 10 general fund for fiscal year 2011 for special education services aid as
 11 authorized by section 79(a) of chapter 165 of the 2010 Session Laws of
 12 Kansas or by this or other appropriation act of the 2011 regular session
 13 of the legislature, and notwithstanding the provisions of K.S.A. 2010
 14 Supp. 72-998, and amendments thereto, or any other statute, the
 15 department of education shall make expenditures from the special
 16 education services aid account of the state general fund for fiscal year
 17 2011 for a payment to each school district, as defined by K.S.A. 72-
 18 962, and amendments thereto, that received an amount of medicaid
 19 replacement state aid for the 2010-2011 school year that was more than
 20 \$300,000 less than the amount of medicaid replacement state aid
 21 received for the 2009-2010 school year due to the loss of attendant care
 22 medicaid revenue from the Kansas health policy authority for school
 23 year 2010-2011: *Provided*, That the amount of such payment shall be
 24 equal to (1) the amount by which the medicaid replacement state aid
 25 received by the school district for the 2009-2010 school year is greater
 26 than the total of the medicaid replacement state aid for the 2010-2011
 27 school year plus \$300,000, minus (2) the total received by the school
 28 district for increases in other medicaid reimbursements for the 2010-
 29 2011 school year: *Provided further*, That each such payment shall be
 30 made from the amount designated by the state board of education
 31 pursuant to K.S.A. 2010 Supp. 72-998, and amendments thereto, for
 32 medicaid replacement state aid for the 2010-2011 school year.

33 **Sec. 37 34.**

34 STATE BOARD OF REGENTS

35 (a) On the effective date of this act, of the \$6,219,875 appropriated
 36 for the above agency for the fiscal year ending June 30, 2011, by
 37 section 131(a) of chapter 165 of the 2010 Session Laws of Kansas from
 38 the state general fund in the PEI infrastructure – debt service account,
 39 the sum of \$2,322,229 is hereby lapsed.

1 Sec. ~~38~~ 35.
2 UNIVERSITY OF KANSAS
3 (a) There is appropriated for the above agency from the following
4 special revenue fund or funds for the fiscal year ending June 30, 2011,
5 all moneys now or hereafter lawfully credited to and available in such
6 fund or funds, except that expenditures, other than refunds authorized
7 by law, purchases of nationally recognized adopted codes for resale and
8 federally reimbursed overtime, shall not exceed the following:
9 Standardized water data repository fund.....No limit
10 Sec. ~~39~~ 36.
11 JUDICIAL BRANCH
12 (a) There is appropriated for the above agency from the following
13 special revenue fund or funds for the fiscal year ending June 30, 2011,
14 all moneys now or hereafter lawfully credited to and available in such
15 fund or funds, except that expenditures other than refunds authorized
16 by law shall not exceed the following:
17 SJI grant fundNo limit
18 Sec. ~~40~~ 37.
19 KANSAS STATE SCHOOL FOR THE DEAF
20 (a) On the effective date of this act, of the \$8,890,257 appropriated
21 for the above agency for the fiscal year ending June 30, 2011, by
22 section 83(a) of chapter 165 of the 2010 Session Laws of Kansas from
23 the state general fund in the operating expenditures account, the sum of
24 \$393 is hereby lapsed.
25 Sec. ~~41~~ 38.
26 KANSAS ARTS COMMISSION
27 (a) On the effective date of this act, of the \$256,684 appropriated
28 for the above agency for the fiscal year ending June 30, 2011, by
29 section 81(a) of chapter 165 of the 2010 Session Laws of Kansas from
30 the state general fund in the operating expenditures account, the sum of
31 \$13,310 is hereby lapsed.
32 Sec. ~~42~~ 39.
33 DEPARTMENT OF CORRECTIONS
34 (a) There is appropriated for the above agency from the state
35 general fund for the fiscal year ending June 30, 2011, the following:
36 Operating expenditures.....\$472,709
37 (b) On the effective date of this act, of the \$13,700,482
38 appropriated for the above agency for the fiscal year ending June 30,
39 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of

1 Kansas from the state general fund in the facilities operations account,
2 the sum of \$3,500,000 is hereby lapsed.

3 (c) On the effective date of this act, of the \$13,084,057
4 appropriated for the above agency for the fiscal year ending June 30,
5 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
6 Kansas from the state general fund in the Topeka correctional facility –
7 facilities operations account, the sum of \$200 is hereby lapsed.

8 (d) On the effective date of this act, of the \$8,308,154 appropriated
9 for the above agency for the fiscal year ending June 30, 2011, by
10 section 95(a) of chapter 165 of the 2010 Session Laws of Kansas from
11 the state general fund in the Hutchinson correctional facility – facilities
12 operations account, the sum of \$500 is hereby lapsed.

13 (e) On the effective date of this act, of the \$38,326,136
14 appropriated for the above agency for the fiscal year ending June 30,
15 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
16 Kansas from the state general fund in the Lansing correctional facility –
17 facilities operations account, the sum of \$500 is hereby lapsed.

18 (f) On the effective date of this act, of the \$12,936,609
19 appropriated for the above agency for the fiscal year ending June 30,
20 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
21 Kansas from the state general fund in the Ellsworth correctional facility
22 – facilities operations account, the sum of \$442 is hereby lapsed.

23 (g) On the effective date of this act, of the \$5,301,602 appropriated
24 for the above agency for the fiscal year ending June 30, 2011, by
25 section 95(a) of chapter 165 of the 2010 Session Laws of Kansas from
26 the state general fund in the Norton correctional facility – facilities
27 operations account, the sum of \$991 is hereby lapsed.

28 (h) On the effective date of this act, of the \$3,088,303 appropriated
29 for the above agency for the fiscal year ending June 30, 2011, by
30 section 132(b) of chapter 165 of the 2010 Session Laws of Kansas from
31 the correctional institutions building fund in the capital improvements –
32 rehabilitation and repair of correctional institutions account, the sum of
33 \$374,471 is hereby lapsed.

34 **Sec. ~~43~~ 40.**

35 **JUVENILE JUSTICE AUTHORITY**

36 (a) On the effective date of this act, of the \$23,331,916
37 appropriated for the above agency for the fiscal year ending June 30,
38 2011, by section 96(a) of chapter 165 of the 2010 Session Laws of
39 Kansas from the state general fund in the purchase of services account,

1 the sum of \$3,336,312 is hereby lapsed.

2 (b) On the effective date of this act, of the \$4,000,013 appropriated
3 for the above agency for the fiscal year ending June 30, 2011, by
4 section 133(a) of chapter 165 of the 2010 Session Laws of Kansas from
5 the state institutions building fund in the debt service – Topeka
6 complex and Larned juvenile correctional facility account, the sum of
7 \$2,411 is hereby lapsed.

8 (c) On the effective date of this act, of the \$87,682 appropriated
9 for the above agency for the fiscal year ending June 30, 2011, by
10 section 157(a) of chapter 131 of the 2008 Session Laws of Kansas from
11 the state institutions building fund in the raze Atchison juvenile
12 correctional facility maintenance building account, the sum of \$3,148 is
13 hereby lapsed.

14 Sec. ~~44~~ **41**.

15 ADJUTANT GENERAL

16 (a) On the effective date of this act, of the \$2,478,091 appropriated
17 for the above agency for the fiscal year ending June 30, 2011, by
18 section 135(a) of chapter 165 of the 2010 Session Laws of Kansas from
19 the state general fund in the debt service – rehabilitation and repair of
20 the statewide armories account, the sum of \$3,960 is hereby lapsed.

21 Sec. ~~45~~ **42**.

22 EMERGENCY MEDICAL SERVICES BOARD

23 (a) On the effective date of this act, the expenditure limitation
24 established for the fiscal year ending June 30, 2011, by the state finance
25 council on the emergency medical services operating fund of the
26 emergency medical services board is hereby increased from \$1,393,582
27 to \$1,518,582.

28 Sec. ~~46~~ **43**.

29 STATE FIRE MARSHAL

30 (a) On the effective date of this act, the expenditure limitation
31 established for the fiscal year ending June 30, 2011, by the state finance
32 council on the fire marshal fee fund of the state fire marshal is hereby
33 decreased from \$3,629,360 to \$3,626,625.

34 (b) On the effective date of this act, or as soon thereafter as
35 moneys are available, the director of accounts and reports shall transfer
36 \$52,509 from the hazardous material program fund of the state fire
37 marshal to the fire marshal fee fund of the state fire marshal.

38 Sec. ~~47~~ **44**.

39 KANSAS PAROLE BOARD

1 (a) On the effective date of this act, of the \$510,135 appropriated
2 for the above agency for the fiscal year ending June 30, 2011, by
3 section 99(a) of chapter 165 of the 2010 Session Laws of Kansas from
4 the state general fund in the parole from adult correctional institutions
5 account, the sum of \$982 is hereby lapsed.

6 Sec. ~~48~~ 45.

7 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
8 AND TRAINING

9 (a) On June 30, 2011, the director of accounts and reports shall
10 transfer \$500,000 from the Kansas commission on peace officers'
11 standards and training fund of the Kansas commission on peace
12 officers' standards and training to the state general fund: *Provided*, That
13 the transfer of such amount shall be in addition to any other transfer
14 from the Kansas commission on peace officers' standards and training
15 fund to the state general fund as prescribed by law: *Provided further*,
16 That the amount transferred from the Kansas commission on peace
17 officers' standards and training fund to the state general fund pursuant
18 to this subsection is to reimburse the state general fund for accounting,
19 auditing, budgeting, legal, payroll, personnel and purchasing services
20 and any other governmental services which are performed on behalf of
21 the Kansas commission on peace officers' standards and training by
22 other state agencies which receive appropriations from the state general
23 fund to provide such services.

24 (b) On the effective date of this act, the expenditure limitation
25 established for the fiscal year ending June 30, 2011, by section 104(a)
26 of chapter 165 of the 2010 Session Laws of Kansas on the Kansas
27 commission on peace officers' standards and training fund of the
28 Kansas commission on peace officers' standards and training is hereby
29 decreased from \$650,005 to \$549,246.

30 Sec. ~~49~~ 46.

31 KANSAS DEPARTMENT OF AGRICULTURE

32 (a) On the effective date of this act, the director of accounts and
33 reports shall transfer \$3,081 from the state highway fund of the
34 department of transportation to the water structures – state highway
35 fund of the Kansas department of agriculture.

36 (b) On the effective date of this act, the expenditure limitation
37 established for the fiscal year ending June 30, 2011, by section 105(b)
38 of chapter 165 of the 2010 Session Laws of Kansas on the water
39 structures – state highway fund of the Kansas department of agriculture

1 is hereby increased from \$104,832 to no limit.

2 (c) On the effective date of this act, the expenditure limitation
3 established for the fiscal year ending June 30, 2011, by section 105(b)
4 of chapter 165 of the 2010 Session Laws of Kansas on the water
5 appropriation certification fund of the Kansas department of agriculture
6 is hereby increased from \$553,868 to no limit.

7 Sec. ~~50~~ 47.

8 **KANSAS DEPARTMENT OF WILDLIFE AND PARKS**

9 (a) On the effective date of this act, of the \$74,264 appropriated
10 for the above agency for the fiscal year ending June 30, 2011, by
11 section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from
12 the state general fund in the reimbursement for annual licenses issued
13 to Kansas disabled veterans account, the sum of ~~\$73,240~~ **\$65,000** is
14 hereby lapsed.

15 (b) On the effective date of this act, of the \$36,500 appropriated
16 for the above agency for the fiscal year ending June 30, 2011, by
17 section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from
18 the state general fund in the reimbursement for annual licenses issued
19 to national guard members account, the sum of ~~\$11,290~~ **\$7,000** is
20 hereby lapsed.

21 (c) On the effective date of this act, of the \$18,000 appropriated
22 for the above agency for the fiscal year ending June 30, 2011, by
23 section 110(a) of chapter 165 of the 2010 Session Laws of Kansas from
24 the state general fund in the reimbursement for annual park permits
25 issued to national guard members account, the sum of ~~\$6,748~~ **\$4,000** is
26 hereby lapsed.

27 **(d) In addition to the other purposes for which expenditures**
28 **may be made by the above agency from the parks fee fund for**
29 **fiscal year 2011, expenditures may be made by the above agency**
30 **from the following capital improvement account or accounts of the**
31 **parks fee fund for fiscal year 2011 for the following capital**
32 **improvement project or projects, subject to the expenditure**
33 **limitations prescribed therefor:**

34 **Pratt operations office sewer line upgrade.....\$70,950**

35 **(e) In addition to the other purposes for which expenditures**
36 **may be made by the above agency from the wildlife fee fund for**
37 **fiscal year 2011, expenditures may be made by the above agency**
38 **from the following capital improvement account or accounts of the**
39 **wildlife fee fund for fiscal year 2011 for the following capital**

1 improvement project or projects, subject to the expenditure
2 limitations prescribed therefor:

3 Pratt operations office sewer line upgrade.....\$378,400

4 (f) In addition to the other purposes for which expenditures
5 may be made by the above agency from the boating fee fund for
6 fiscal year 2011, expenditures may be made by the above agency
7 from the following capital improvement account or accounts of the
8 boating fee fund for fiscal year 2011 for the following capital
9 improvement project or projects, subject to the expenditure
10 limitations prescribed therefor:

11 Pratt operations office sewer line upgrade.....\$23,650

12 (g) In addition to the other purposes for which expenditures
13 may be made by the above agency from the wildlife restoration
14 fund for fiscal year 2011, expenditures may be made by the above
15 agency from the following capital improvement account or
16 accounts of the wildlife restoration fund for fiscal year 2011 for the
17 following capital improvement project or projects, subject to the
18 expenditure limitations prescribed therefor:

19 Rehabilitation and repair.....\$260,000

20 Sec. 5~~4~~ 48.

21 KANSAS WATER OFFICE

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

24 Neosho river basin issues..... \$464,630

25 Sec. 49.

26 ATTORNEY GENERAL – KANSAS BUREAU OF
27 INVESTIGATION

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

33 Project safe neighborhoods fund.....\$114,408

34 Social security administration reimbursement -- federal
35 fund.....No limit

36 Sec. 50. (a) On and after the effective date of this act, no
37 expenditures shall be made from any moneys appropriated for the
38 fiscal year ending June 30, 2011, from the state general fund by
39 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of

1 Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of
2 Kansas or by this or other appropriation act of the 2011 regular
3 session of the legislature, by any state agency for any professional
4 or trade associations membership fees or dues or subscriptions for
5 professional or trade magazines for state officers or employees:
6 Provided, That the amount equal to the aggregate of any savings
7 under this subsection from each account of the state general fund
8 of each state agency for the year ending June 30, 2011, as
9 determined and certified by the director of the budget, after
10 consultation with the director of legislative research, to the director
11 of accounts and reports, is hereby lapsed: Provided further, That,
12 at the same time that each certification is made by the director of
13 the budget to the director of accounts and reports under this
14 subsection, the director of the budget shall deliver a copy of such
15 certification to the director of legislative research.

16 Sec. 51. (a) (1) On the effective date of this act, of the
17 amount appropriated or reappropriated for the fiscal year ending
18 June 30, 2011, in each account of the state general fund of each
19 state agency, as authorized and provided by chapter 2, chapter 124
20 or chapter 144 of the 2009 Session Laws of Kansas, by chapter 6 or
21 chapter 165 of the 2010 Session Laws of Kansas, or by this or other
22 appropriation act of the 2011 regular session of the legislature, that
23 is budgeted for salaries and wages, including per diem
24 compensation, and any associated employer contributions, other
25 than employer payments for participants under the state health
26 care benefits program pursuant to K.S.A. 75-6508, and
27 amendments thereto, and longevity payments authorized by law,
28 for state officers, as defined by this section, for the first payroll
29 period commencing on or after the effective date of this act and
30 each payroll period thereafter chargeable to fiscal year 2011, as
31 determined by the director of the budget after consultation with the
32 director of legislative research and upon certification to the
33 director of accounts and reports, the amount equal to 7.5% of the
34 amount so determined is hereby lapsed: Provided, however, That
35 the lapse provided for in this subsection (a)(1) shall not apply to the
36 appropriations or reappropriations for fiscal year 2011 in any
37 account of the state general fund for the state board of regents or
38 any regents state agency, as defined by this section.

39 (2) On the effective date of this act, of the amount

1 appropriated or reappropriated for the fiscal year ending June 30,
2 2011, in each account of the state economic development initiatives
3 fund of each state agency, as authorized and provided by chapter 2,
4 chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by
5 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas, or by
6 this or other appropriation act of the 2011 regular session of the
7 legislature, that is budgeted for salaries and wages, including per
8 diem compensation, and any associated employer contributions,
9 other than employer payments for participants under the state
10 health care benefits program pursuant to K.S.A. 75-6508, and
11 amendments thereto, and longevity payments authorized by law,
12 for state officers, as defined by this section, for the first payroll
13 period commencing on or after the effective date of this act and
14 each payroll period thereafter chargeable to fiscal year 2011, as
15 determined by the director of the budget after consultation with the
16 director of legislative research and upon certification to the
17 director of accounts and reports, the amount equal to 7.5% of the
18 amount so determined is hereby lapsed.

19 (3) On the effective date of this act, of the amount
20 appropriated or reappropriated for the fiscal year ending June 30,
21 2011, in each account of the state water plan fund of each state
22 agency, as authorized and provided by chapter 2, chapter 124 or
23 chapter 144 of the 2009 Session Laws of Kansas, by chapter 6 or
24 chapter 165 of the 2010 Session Laws of Kansas, or by this or other
25 appropriation act of the 2011 regular session of the legislature, that
26 is budgeted for salaries and wages, including per diem
27 compensation, and any associated employer contributions, other
28 than employer payments for participants under the state health
29 care benefits program pursuant to K.S.A. 75-6508, and
30 amendments thereto, and longevity payments authorized by law,
31 for state officers, as defined by this section, for the first payroll
32 period commencing on or after the effective date of this act and
33 each payroll period thereafter chargeable to fiscal year 2011, as
34 determined by the director of the budget after consultation with the
35 director of legislative research and upon certification to the
36 director of accounts and reports, the amount equal to 7.5% of the
37 amount so determined is hereby lapsed.

38 (b) On the effective date of this act, notwithstanding the
39 provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-

1 3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b,
2 46-1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-
3 601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-
4 8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701,
5 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110, 75-
6 3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-3123, 75-
7 3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-3141, 75-
8 3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-5001, 75-
9 5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708, 75-
10 5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2010 Supp.
11 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments
12 thereto, or any other statute, the rate of compensation for each
13 state officer, as defined by this section, is hereby reduced by 7.5%
14 for the first payroll period commencing on or after the effective
15 date of this act and each payroll period thereafter chargeable to
16 fiscal year 2011, and shall not be increased for any payroll period
17 chargeable to fiscal year 2011: Provided, That the secretary of
18 administration is hereby authorized and directed to implement and
19 administer the provisions of this section to provide for such
20 reductions: Provided further, That the secretary of administration
21 shall ensure that such reductions to the rate of compensation of the
22 state officers subject to the provisions of this section for the fiscal
23 year 2011 have been implemented: And provided further, That the
24 secretary of administration is hereby authorized to reduce any such
25 rate of compensation to implement the provisions of this section:
26 And provided further, That no such reduction prescribed by this
27 subsection shall apply to payroll periods commencing on or after
28 June 12, 2011.

29 (c) On the effective date of this act, the expenditure limitation
30 established for the fiscal year ending June 30, 2011, provided by
31 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
32 Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of
33 Kansas, or by this or other appropriation act of the 2011 regular
34 session of the legislature, or by the state finance council, on each
35 special revenue fund in the state treasury is hereby decreased for
36 fiscal year 2011 by the amount equal to 7.5% of the aggregate
37 amount that is budgeted for salaries and wages, including per diem
38 compensation, and any associated employer contributions, other
39 than employer payments for participants under the state health

1 care benefits program pursuant to K.S.A. 75-6508, and
2 amendments thereto, and longevity payments authorized by law,
3 for state officers, as defined by this section, for all payroll periods
4 commencing on or after the effective date of this act which are
5 chargeable to fiscal year 2011 for such special revenue fund, as
6 determined by the director of the budget, after consultation with
7 the director of legislative research, and certified to the director of
8 accounts and reports.

9 (d) On the effective date of this act, of the amount
10 appropriated or reappropriated for the fiscal year ending June 30,
11 2011, in each account of the state general fund of the state board of
12 regents and of each regents state agency, as defined by this section,
13 as authorized and provided by chapter 2, chapter 124 or chapter
14 144 of the 2009 Session Laws of Kansas, chapter 6 or chapter 165 of
15 the 2010 Session Laws of Kansas, or by this or other appropriation
16 act of the 2011 regular session of the legislature, that is budgeted
17 for salaries and wages, including per diem compensation, and any
18 associated employer contributions other than employer payments
19 for participants under the state health care benefits program
20 pursuant to K.S.A. 75-6508, and amendments thereto, and
21 longevity payments authorized by law, for state officers, as defined
22 by this section, for all payroll periods commencing on or after the
23 effective date of this act which are chargeable to fiscal year 2011, as
24 determined by the director of the budget after consultation with the
25 director of legislative research, the director of the budget shall
26 certify the amount equal to 7.5% of the amount so determined in
27 each such account to the director of accounts and reports in
28 accordance with this subsection: Provided, That, upon receipt of
29 such certification, the director of accounts and reports shall
30 transfer each amount certified from the respective account of the
31 state general fund of each regents state agency, as defined by this
32 section, to a deferred maintenance support account of the state
33 general fund, which is hereby established for such regents state
34 agency and which is hereby appropriated from the state general
35 fund for fiscal year 2011: Provided further, That, upon receipt of
36 such certification, the director of accounts and reports shall
37 transfer the amount certified to be transferred from each account
38 of the state general fund of the state board of regents to the
39 deferred maintenance support account of the state general fund of

1 each regents state agency, as defined by this section, which shall be
2 the proportional amount determined and specified by the director
3 of the budget for such regents state agency in such certification,
4 after consultation with the director of legislative research, as
5 bearing the same relation to the total amount to be transferred
6 from the account of the state board of regents as the amount
7 transferred to the deferred maintenance support account of the
8 state general fund of the regents state agency from all other
9 accounts of the state general fund of that regents state agency bears
10 to all amounts transferred to deferred maintenance support
11 accounts of the state general fund of all regents state agencies
12 pursuant to this subsection: And provided further, That all
13 expenditures from each deferred maintenance support account of
14 the state general fund established for a regents state agency under
15 this subsection shall be for the same uses and purposes and under
16 the same procedures and authorizations as expenditures made
17 from the deferred maintenance support fund of such regents state
18 agency.

19 (e) As used in this section, (1) “state agency” has the meaning
20 ascribed thereto by K.S.A. 75-3701, and amendments thereto, and
21 includes the governor’s department, lieutenant governor, attorney
22 general, secretary of state, state treasurer, commissioner of
23 insurance, each agency of the executive branch, the legislature and
24 each agency of the legislative branch, the judicial branch and each
25 agency of the judicial branch;

26 (2) “state officer” means (A) the governor, lieutenant governor,
27 attorney general, secretary of state, state treasurer, commissioner
28 of insurance, each secretary of a department or other chief
29 executive officer of a department of the executive branch, each
30 member of a board, commission, council or authority of the
31 executive branch, (B) each member of the legislature, each
32 legislative officer specified in K.S.A. 46-137b, and amendments
33 thereto, (C) each justice of the supreme court, each judge of the
34 court of appeals, each district judge, each district magistrate judge,
35 and (D) each other state officer in the executive branch, legislative
36 branch or judicial branch of state government whose position is
37 specified by statute or is otherwise determined to be a salaried
38 officer of the state as that phrase is used in section 15 of article 1 or
39 section 13 of article 3 of the constitution of the state of Kansas, and

1 in any case “state officer” includes all salaried officers of the state
2 as that phrase is used in section 15 of article 1 or section 13 of
3 article 3 of the constitution of the state of Kansas;

4 (3) “regents state agency” means the university of Kansas, the
5 university of Kansas medical center, Kansas state university,
6 Kansas state university veterinary medical center, Kansas state
7 university extension systems and agriculture research programs,
8 Wichita state university, Emporia state university, Pittsburg state
9 university and Fort Hays state university; and

10 (4) “compensation” means any salary or per diem
11 compensation provided by law for a state officer

12 **Sec. 52. (a) (1) On the effective date of this act, of the amount**
13 **appropriated or reappropriated for the fiscal year ending June 30,**
14 **2011, in each account of the state general fund of each state agency,**
15 **as authorized and provided by chapter 2, chapter 124 or chapter**
16 **144 of the 2009 Session Laws of Kansas, by chapter 6 or chapter**
17 **165 of the 2010 Session Laws of Kansas, or by this or other**
18 **appropriation act of the 2011 regular session of the legislature, that**
19 **is budgeted for salaries and wages, including per diem**
20 **compensation, and any associated employer contributions, other**
21 **than employer payments for participants under the state health**
22 **care benefits program pursuant to K.S.A. 75-6508, and**
23 **amendments thereto, and longevity payments authorized by law,**
24 **for executive branch employees, as defined by this section, for the**
25 **first payroll period commencing on or after the effective date of**
26 **this act and each payroll period thereafter chargeable to fiscal year**
27 **2011, as determined by the director of the budget after consultation**
28 **with the director of legislative research and upon certification to**
29 **the director of accounts and reports, the amount equal to 7.5% of**
30 **the amount so determined is hereby lapsed: Provided, however,**
31 **That the lapse provided for in this subsection (a)(1) shall not apply**
32 **to the appropriations or reappropriations for fiscal year 2011 in**
33 **any account of the state general fund for the state board of regents**
34 **or any regents state agency, as defined by this section.**

35 (2) On the effective date of this act, of the amount
36 appropriated or reappropriated for the fiscal year ending June 30,
37 2011, in each account of the state economic development initiatives
38 fund of each state agency, as authorized and provided by chapter 2,
39 chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by

1 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas, or by
2 this or other appropriation act of the 2011 regular session of the
3 legislature, that is budgeted for salaries and wages, including per
4 diem compensation, and any associated employer contributions,
5 other than employer payments for participants under the state
6 health care benefits program pursuant to K.S.A. 75-6508, and
7 amendments thereto, and longevity payments authorized by law,
8 for executive branch employees, as defined by this section, for the
9 first payroll period commencing on or after the effective date of
10 this act and each payroll period thereafter chargeable to fiscal year
11 2011, as determined by the director of the budget after consultation
12 with the director of legislative research and upon certification to
13 the director of accounts and reports, the amount equal to 7.5% of
14 the amount so determined is hereby lapsed.

15 (3) On the effective date of this act, of the amount
16 appropriated or reappropriated for the fiscal year ending June 30,
17 2011, in each account of the state water plan fund of each state
18 agency, as authorized and provided by chapter 2, chapter 124 or
19 chapter 144 of the 2009 Session Laws of Kansas, by chapter 6 or
20 chapter 165 of the 2010 Session Laws of Kansas, or by this or other
21 appropriation act of the 2011 regular session of the legislature, that
22 is budgeted for salaries and wages, including per diem
23 compensation, and any associated employer contributions, other
24 than employer payments for participants under the state health
25 care benefits program pursuant to K.S.A. 75-6508, and
26 amendments thereto, and longevity payments authorized by law,
27 for executive branch employees, as defined by this section, for the
28 first payroll period commencing on or after the effective date of
29 this act and each payroll period thereafter chargeable to fiscal year
30 2011, as determined by the director of the budget after consultation
31 with the director of legislative research and upon certification to
32 the director of accounts and reports, the amount equal to 7.5% of
33 the amount so determined is hereby lapsed.

34 (b) On the effective date of this act, notwithstanding the
35 provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-
36 3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b,
37 46-1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-
38 601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-
39 8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701,

1 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110, 75-
2 3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-3123, 75-
3 3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-3141, 75-
4 3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-5001, 75-
5 5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708, 75-
6 5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2010 Supp.
7 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments
8 thereto, or any other statute, the rate of compensation for each
9 executive branch employee is hereby reduced by 7.5% for the first
10 payroll period commencing on or after the effective date of this act
11 and each payroll period thereafter chargeable to fiscal year 2011,
12 and shall not be increased for any payroll period chargeable to
13 fiscal year 2011: Provided, That the secretary of administration is
14 hereby authorized and directed to implement and administer the
15 provisions of this section to provide for such reductions: Provided
16 further, That the secretary of administration shall ensure that such
17 reductions to the rate of compensation of the executive branch
18 employee subject to the provisions of this section for the fiscal year
19 2011 have been implemented: And provided further, That the
20 secretary of administration is hereby authorized to reduce any such
21 rate of compensation to implement the provisions of this section:
22 And provided further, That no such reduction prescribed by this
23 subsection shall apply to payroll periods commencing on or after
24 June 12, 2011.

25 (c) On the effective date of this act, the expenditure limitation
26 established for the fiscal year ending June 30, 2011, provided by
27 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
28 Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of
29 Kansas, or by this or other appropriation act of the 2011 regular
30 session of the legislature, or by the state finance council, on each
31 special revenue fund in the state treasury is hereby decreased for
32 fiscal year 2011 by the amount equal to 7.5% of the aggregate
33 amount that is budgeted for salaries and wages, including per diem
34 compensation, and any associated employer contributions, other
35 than employer payments for participants under the state health
36 care benefits program pursuant to K.S.A. 75-6508, and
37 amendments thereto, and longevity payments authorized by law,
38 for executive branch employees, as defined by this section, for all
39 payroll periods commencing on or after the effective date of this act

1 which are chargeable to fiscal year 2011 for such special revenue
2 fund, as determined by the director of the budget, after
3 consultation with the director of legislative research, and certified
4 to the director of accounts and reports.

5 (d) On the effective date of this act, of the amount appropriated
6 or reappropriated for the fiscal year ending June 30, 2011, in each
7 account of the state general fund of the state board of regents and
8 of each regents state agency, as defined by this section, as
9 authorized and provided by chapter 2, chapter 124 or chapter 144
10 of the 2009 Session Laws of Kansas, chapter 6 or chapter 165 of the
11 2010 Session Laws of Kansas, or by this or other appropriation act
12 of the 2011 regular session of the legislature, that is budgeted for
13 salaries and wages, including per diem compensation, and any
14 associated employer contributions other than employer payments
15 for participants under the state health care benefits program
16 pursuant to K.S.A. 75-6508, and amendments thereto, and
17 longevity payments authorized by law, for executive branch
18 employees, as defined by this section, for all payroll periods
19 commencing on or after the effective date of this act which are
20 chargeable to fiscal year 2011, as determined by the director of the
21 budget after consultation with the director of legislative research,
22 the director of the budget shall certify the amount equal to 7.5% of
23 the amount so determined in each such account to the director of
24 accounts and reports in accordance with this subsection: Provided,
25 That, upon receipt of such certification, the director of accounts
26 and reports shall transfer each amount certified from the
27 respective account of the state general fund of each regents state
28 agency, as defined by this section, to a deferred maintenance
29 support account of the state general fund, which is hereby
30 established for such regents state agency and which is hereby
31 appropriated from the state general fund for fiscal year 2011:
32 Provided further, That, upon receipt of such certification, the
33 director of accounts and reports shall transfer the amount certified
34 to be transferred from each account of the state general fund of the
35 state board of regents to the deferred maintenance support account
36 of the state general fund of each regents state agency, as defined by
37 this section, which shall be the proportional amount determined
38 and specified by the director of the budget for such regents state
39 agency in such certification, after consultation with the director of

1 legislative research, as bearing the same relation to the total
2 amount to be transferred from the account of the state board of
3 regents as the amount transferred to the deferred maintenance
4 support account of the state general fund of the regents state
5 agency from all other accounts of the state general fund of that
6 regents state agency bears to all amounts transferred to deferred
7 maintenance support accounts of the state general fund of all
8 regents state agencies pursuant to this subsection: And provided
9 further, That all expenditures from each deferred maintenance
10 support account of the state general fund established for a regents
11 state agency under this subsection shall be for the same uses and
12 purposes and under the same procedures and authorizations as
13 expenditures made from the deferred maintenance support fund of
14 such regents state agency.

15 (e) As used in this section, (1) “state agency” has the meaning
16 ascribed thereto by K.S.A. 75-3701, and amendments thereto, and
17 includes the governor’s department, lieutenant governor, attorney
18 general, secretary of state, state treasurer, commissioner of
19 insurance, each agency of the executive branch, the legislature and
20 each agency of the legislative branch, the judicial branch and each
21 agency of the judicial branch;

22 (2) “state officer” means (A) the governor, lieutenant governor,
23 attorney general, secretary of state, state treasurer, commissioner
24 of insurance, each secretary of a department or other chief
25 executive officer of a department of the executive branch, each
26 member of a board, commission, council or authority of the
27 executive branch, (B) each member of the legislature, each
28 legislative officer specified in K.S.A. 46-137b, and amendments
29 thereto, (C) each justice of the supreme court, each judge of the
30 court of appeals, each district judge, each district magistrate judge,
31 and (D) each other state officer in the executive branch, legislative
32 branch or judicial branch of state government whose position is
33 specified by statute or is otherwise determined to be a salaried
34 officer of the state as that phrase is used in section 15 of article 1 or
35 section 13 of article 3 of the constitution of the state of Kansas, and
36 in any case “state officer” includes all salaried officers of the state
37 as that phrase is used in section 15 of article 1 or section 13 of
38 article 3 of the constitution of the state of Kansas;

39 (3) “regents state agency” means the university of Kansas, the

1 university of Kansas medical center, Kansas state university,
2 Kansas state university veterinary medical center, Kansas state
3 university extension systems and agriculture research programs,
4 Wichita state university, Emporia state university, Pittsburg state
5 university and Fort Hays state university; and

6 (4) “compensation” means any salary or per diem compensation
7 provided by law for a state officer; and

8 (5) “executive branch employee” means an employee of a state
9 agency within the executive branch of state government who has an
10 annual rate of compensation that is equal to or more than \$100,000
11 for fiscal year 2011 and who is not a state officer, as defined by this
12 section.

13 Sec. ~~52~~ **53**. *Appeals to exceed expenditure limitations.* (a) Upon
14 written application to the governor and approval of the state finance
15 council, expenditures from special revenue funds may exceed the
16 amounts specified in this act.

17 (b) This section shall not apply to the state economic development
18 initiatives fund, the children’s initiatives fund, the state water plan fund
19 or the Kansas endowment for youth fund, or to any account of any of
20 such funds.

21 Sec. ~~53~~ **54** . This act shall take effect and be in force from and
22 after its publication in the Kansas register.