

[As Amended by House Committee of the Whole]

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

1 council on the governmental ethics commission fee fund of the
2 governmental ethics commission is hereby decreased from \$291,764 to
3 \$263,176.

4 Sec. 4.

5 KANSAS HOME INSPECTORS REGISTRATION BOARD

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

11 Sec. 5.

12 BOARD OF NURSING

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

17 Sec. 6.

18 STATE BOARD OF PHARMACY

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

- 24 Harold Rogers prescription federal fund.....No limit
- 25 NASPER grant federal fund.....No limit
- 26 Non-federal gifts and grants fund.....No limit

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

1 ~~Sec. 7.—~~

2 ~~KANSAS REAL ESTATE COMMISSION~~

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

7 ~~Sec. 8—~~

8 ~~OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS~~

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

24 ~~Sec. 9 7.~~

25 ~~STATE BOARD OF TECHNICAL PROFESSIONS~~

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

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

35 ~~Sec. 10 8.~~

36 ~~STATE BOARD OF VETERINARY EXAMINERS~~

37 ~~(a) On the effective date of this act, the expenditure limitation~~
38 ~~established for the fiscal year ending June 30, 2011, by section 16(b) of~~
39 ~~chapter 165 of the 2010 Session Laws of Kansas on the veterinary~~

1 examiners fee fund of the state board of veterinary examiners is hereby
2 decreased from \$268,382 to \$265,522.

3 Sec. ~~11~~ **9.**

4 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

5 (a) On the effective date of this act, or as soon thereafter as
6 moneys are available, the director of accounts and reports shall transfer
7 \$4,350,937 from the Kansas endowment for youth fund to the
8 children's initiatives fund.

9 Sec. ~~12~~ **10.**

10 DEPARTMENT OF ADMINISTRATION

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

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

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

1 **(2) As used in this subsection, "state real property" includes**
2 **each tract of real property owned by the state of Kansas, or any**
3 **state agency, as defined by K.S.A. 75-3701, and amendments**
4 **thereto, and includes all buildings, facilities and other**
5 **improvements thereon.;**

6 Sec. ~~13~~ **11.**

7 OFFICE OF ADMINISTRATIVE HEARINGS

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

18 Sec. ~~14~~ **12.**

19 CITIZENS' UTILITY RATEPAYER BOARD

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

31 (2) On and after the effective date of this act, during the fiscal year
32 ending June 30, 2011, in addition to other purposes for which
33 expenditures may be made by the citizens' utility ratepayer board from
34 the utility regulatory fee fund for fiscal year 2011 as authorized by
35 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas or by this
36 or other appropriation act of the 2011 regular session of the legislature,
37 notwithstanding the provisions of any other statute, if the total
38 expenditures authorized to be expended on contracts for professional
39 services by the citizens' utility ratepayer board by the expenditure

1 limitation prescribed by section 47(a) of chapter 124 of the 2009
2 Session Laws of Kansas are not expended or encumbered for fiscal
3 year 2010, then the amount equal to the amount of such expenditure
4 authority for fiscal year 2010 remaining may be expended from the
5 utility regulatory fee fund for fiscal year 2011 pursuant to contracts for
6 professional services and any such expenditure for fiscal year 2011
7 shall be in addition to any expenditure limitation imposed on the utility
8 regulatory fee fund for fiscal year 2011.

9 **Sec. 45 13.**

10 DEPARTMENT OF COMMERCE

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

16 (b) On the effective date of this act, the expenditure limitation
17 established for the fiscal year ending June 30, 2011, by section 67(b) of
18 chapter 165 of the 2010 Session Laws of Kansas on the state affordable
19 airfare fund of the department of commerce is hereby increased from
20 \$5,000,000 to \$5,125,000.

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

35 **Sec. 46 14.**

36 STATE CORPORATION COMMISSION

37 (a) On the effective date of this act, the aggregate expenditure
38 limitation established for the fiscal year ending June 30, 2011, by
39 section 59(b) of chapter 165 of the 2010 Session Laws of Kansas on

1 expenditures from the public service regulation fund, the motor carrier
2 license fees fund and the conservation fee fund, in the aggregate, is
3 hereby increased from \$16,468,621 to \$16,628,381.

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

9 Compressed air energy storage fee fund.....No limit
10 ARRA state electricity regulators assistance – federal fund.....No limit

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

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

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

20 KANSAS, INC.

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

27 Sec. ~~18~~ **16.**

28 KANSAS LOTTERY

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

34 Sec. ~~19~~ **17.**

35 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

36 (a) On the effective date of this act, of the \$5,990,000 appropriated
37 for the above agency for the fiscal year ending June 30, 2011, by
38 section 69(a) of chapter 165 of the 2010 Session Laws of Kansas from
39 the state economic development initiatives fund in the operations,

1 assistance and grants (including official hospitality) account, the sum of
2 ~~\$371,426~~ **\$300,000** is hereby lapsed.

3 Sec. ~~20~~ **18.**

4 KANSAS RACING AND GAMING COMMISSION

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

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

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

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

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

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

1 racing and gaming commission.

2 (f) On June 30, 2011, the director of accounts and reports shall
3 transfer all moneys in the racing applicant deposit fund of the Kansas
4 racing and gaming commission to the state racing fund of the Kansas
5 racing and gaming commission.

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

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

18 Sec. ~~21~~ **19.**

19 DEPARTMENT OF REVENUE

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

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

25 STATE COURT OF TAX APPEALS

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

31 Sec. ~~23~~ **21.**

32 ATTORNEY GENERAL

33 (a) On the effective date of this act, of the \$2,020,652 appropriated
34 for the above agency for the fiscal year ending June 30, 2011, by
35 section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from
36 the state general fund in the operating expenditures account, the sum of
37 \$1,801 is hereby lapsed.

38 (b) On the effective date of this act, of the \$310,522 appropriated
39 for the above agency for the fiscal year ending June 30, 2011, by

1 section 49(a) of chapter 165 of the 2010 Session Laws of Kansas from
2 the state general fund in the internet training education for Kansas kids
3 account, the sum of \$36,734 is hereby lapsed.

4 Sec. ~~24~~ **22**.

5 SECRETARY OF STATE

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

12 Sec. ~~25~~ **23**.

13 STATE TREASURER

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

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

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

28 Learjet bond fund.....No limit

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

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

1 bond fund to the appropriate account of the special economic
2 revitalization fund administered by the state treasurer in accordance
3 with K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

4 Sec. ~~26~~ **24.**

5 LEGISLATIVE COORDINATING COUNCIL

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

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

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

21 Sec. 27.—

22 LEGISLATURE

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

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

34 DIVISION OF POST AUDIT

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

1 (a) There is appropriated for the above agency from the state
2 general fund for the fiscal year ending June 30, 2011, the following:
3 Operations (including legislative post audit committee).....\$39,587
4 Sec. ~~29~~ 26.

5 STATE FINANCE COUNCIL

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

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

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

22 Sec. ~~30~~ 27.

23 DEPARTMENT OF SOCIAL AND REHABILITATION
24 SERVICES

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

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

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

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

- 1 account, the sum of \$150,000 is hereby lapsed.
- 2 (d) On the effective date of this act, of the \$1,400,000 appropriated
3 for the above agency for the fiscal year ending June 30, 2011, by
4 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
5 the children’s initiatives fund in the child care account, the sum of \$163
6 is hereby lapsed.
- 7 (e) On the effective date of this act, of the \$8,443,161 appropriated
8 for the above agency for the fiscal year ending June 30, 2011, by
9 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
10 the children’s initiatives fund in the children’s cabinet early childhood
11 discretionary grant program account, the sum of \$251,003 is hereby
12 lapsed.
- 13 (f) On the effective date of this act, of the \$3,452,779 appropriated
14 for the above agency for the fiscal year ending June 30, 2011, by
15 section 77(c) of chapter 165 of the 2010 Session Laws of Kansas from
16 the children’s initiatives fund in the early headstart account, the sum of
17 \$306 is hereby lapsed.
- 18 (g) On the effective date of this act, of the \$11,099,830
19 appropriated for the above agency for the fiscal year ending June 30,
20 2011, by section 77(c) of chapter 165 of the 2010 Session Laws of
21 Kansas from the children’s initiatives fund in the early childhood block
22 grant account, the sum of \$1,062,207 is hereby lapsed.
- 23 (h) On the effective date of this act, the expenditure limitation
24 established for the fiscal year ending June 30, 2011, by section 77(b) of
25 chapter 165 of the 2010 Session Laws of Kansas on the social welfare
26 fund of the department of social and rehabilitation services is hereby
27 decreased from \$39,303,198 to \$39,186,535.
- 28 (i) On the effective date of this act, of the \$3,822,570 appropriated
29 for the above agency for the fiscal year ending June 30, 2011, by
30 section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from
31 the state institutions building fund in the debt service – new state
32 security hospital account, the sum of \$839,561 is hereby lapsed.
- 33 (j) On the effective date of this act, of the \$2,584,371 appropriated
34 for the above agency for the fiscal year ending June 30, 2011, by
35 section 117(a) of chapter 165 of the 2010 Session Laws of Kansas from
36 the state institutions building fund in the debt service – state hospitals
37 rehabilitation and repair account, the sum of \$7,161 is hereby lapsed.
- 38 (k) On the effective date of this act, of the \$14,342,009
39 appropriated for the above agency for the fiscal year ending June 30,

1 2011, by section 77(a) of chapter 165 of the 2010 Session Laws of
2 Kansas from the state general fund in the Osawatomie state hospital –
3 operating expenditures account, the sum of \$500,000 is hereby lapsed.

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

9 Sec. ~~31~~ **28.**

10 DEPARTMENT ON AGING

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

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

16 (b) On the effective date of this act, the expenditure limitation
17 established for the fiscal year ending June 30, 2011, by section 75(b) of
18 chapter 165 of the 2010 Session Laws of Kansas on the state licensure
19 fee fund of the department on aging is hereby decreased from
20 \$1,144,569 to \$1,115,927.

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

26 Health policy nursing facility quality care fund.....	\$19,501,789
--	--------------

27 Sec. ~~32~~ **29.**

28 KANSAS HEALTH POLICY AUTHORITY

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

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

37 (c) On the effective date of this act, the expenditure limitation
38 established for the fiscal year ending June 30, 2011, by section 76(b) of
39 chapter 165 of the 2010 Session Laws of Kansas on the other state fees

1 fund of the Kansas health policy authority is hereby increased from \$0
2 to \$502,180.

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

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

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

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

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

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

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

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

31 Quality care fund.....\$0

32 **Sec. 33 30.**

33 DEPARTMENT OF HEALTH AND ENVIRONMENT –
 34 DIVISION OF HEALTH

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

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

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

5 Sec. ~~34~~ **31.**

6 DEPARTMENT OF HEALTH AND ENVIRONMENT –
7 DIVISION OF ENVIRONMENT

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

13 Healthy watershed initiative – federal fund.....No limit
14 Sec. ~~35~~ **32.**

15 KANSAS COMMISSION ON VETERANS AFFAIRS

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

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

19 Veterans claim assistance program – service grants. ~~.\$22,894~~ **[\$217,894]**

20 **[Operating expenses – Kansas veterans' home\$81,320**

21 **Operating expenses – Kansas soldiers' home\$100,000]**

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

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

32 Sec. ~~36~~ **33.**

33 DEPARTMENT OF EDUCATION

34 (a) On the effective date of this act, of the \$1,961,339,680
35 appropriated for the above agency for the fiscal year ending June 30,
36 2011, by section 79(a) of chapter 165 of the 2010 Session Laws of
37 Kansas from the state general fund in the general state aid account, the
38 sum of \$85,948,820 is hereby lapsed.

39 (b) On the effective date of this act, of the \$7,539,500 appropriated

1 for the above agency for the fiscal year ending June 30, 2011, by
 2 section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from
 3 the children’s initiatives fund in the parent education program account,
 4 the sum of ~~\$183,370~~ **\$180,370** is hereby lapsed.

5 (c) On the effective date of this act, of the \$5,000,000 appropriated
 6 for the above agency for the fiscal year ending June 30, 2011, by
 7 section 79(c) of chapter 165 of the 2010 Session Laws of Kansas from
 8 the children’s initiatives fund in the Pre-K program account, the sum of
 9 \$119,630 is hereby lapsed.

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

36 Sec. ~~37~~ **34**.

37 STATE BOARD OF REGENTS

38 (a) On the effective date of this act, of the \$6,219,875 appropriated
 39 for the above agency for the fiscal year ending June 30, 2011, by

1 section 131(a) of chapter 165 of the 2010 Session Laws of Kansas from
2 the state general fund in the PEI infrastructure – debt service account,
3 the sum of ~~\$2,322,229~~ [**\$2,698,549**] is hereby lapsed.

4 Sec. ~~38~~ **35**.

5 UNIVERSITY OF KANSAS

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

12 Standardized water data repository fund.....No limit

13 Sec. ~~39~~ **36**.

14 JUDICIAL BRANCH

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

20 SJI grant fundNo limit

21 Sec. ~~40~~ **37**.

22 KANSAS STATE SCHOOL FOR THE DEAF

23 (a) On the effective date of this act, of the \$8,890,257 appropriated
24 for the above agency for the fiscal year ending June 30, 2011, by
25 section 83(a) of chapter 165 of the 2010 Session Laws of Kansas from
26 the state general fund in the operating expenditures account, the sum of
27 \$393 is hereby lapsed.

28 Sec. ~~41~~ **38**.

29 KANSAS ARTS COMMISSION

30 (a) On the effective date of this act, of the \$256,684 appropriated
31 for the above agency for the fiscal year ending June 30, 2011, by
32 section 81(a) of chapter 165 of the 2010 Session Laws of Kansas from
33 the state general fund in the operating expenditures account, the sum of
34 \$13,310 is hereby lapsed.

35 Sec. ~~42~~ **39**.

36 DEPARTMENT OF CORRECTIONS

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

39 Operating expenditures.....\$472,709

1 (b) On the effective date of this act, of the \$13,700,482
2 appropriated for the above agency for the fiscal year ending June 30,
3 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
4 Kansas from the state general fund in the facilities operations account,
5 the sum of \$3,500,000 is hereby lapsed.

6 (c) On the effective date of this act, of the \$13,084,057
7 appropriated for the above agency for the fiscal year ending June 30,
8 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
9 Kansas from the state general fund in the Topeka correctional facility –
10 facilities operations account, the sum of \$200 is hereby lapsed.

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

16 (e) On the effective date of this act, of the \$38,326,136
17 appropriated for the above agency for the fiscal year ending June 30,
18 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
19 Kansas from the state general fund in the Lansing correctional facility –
20 facilities operations account, the sum of \$500 is hereby lapsed.

21 (f) On the effective date of this act, of the \$12,936,609
22 appropriated for the above agency for the fiscal year ending June 30,
23 2011, by section 95(a) of chapter 165 of the 2010 Session Laws of
24 Kansas from the state general fund in the Ellsworth correctional facility
25 – facilities operations account, the sum of \$442 is hereby lapsed.

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

31 (h) On the effective date of this act, of the \$3,088,303 appropriated
32 for the above agency for the fiscal year ending June 30, 2011, by
33 section 132(b) of chapter 165 of the 2010 Session Laws of Kansas from
34 the correctional institutions building fund in the capital improvements –
35 rehabilitation and repair of correctional institutions account, the sum of
36 \$374,471 is hereby lapsed.

37 **Sec. 43 40.**

38 JUVENILE JUSTICE AUTHORITY

39 (a) On the effective date of this act, of the \$23,331,916

1 appropriated for the above agency for the fiscal year ending June 30,
2 2011, by section 96(a) of chapter 165 of the 2010 Session Laws of
3 Kansas from the state general fund in the purchase of services account,
4 the sum of \$3,336,312 is hereby lapsed.

5 (b) On the effective date of this act, of the \$4,000,013 appropriated
6 for the above agency for the fiscal year ending June 30, 2011, by
7 section 133(a) of chapter 165 of the 2010 Session Laws of Kansas from
8 the state institutions building fund in the debt service – Topeka
9 complex and Larned juvenile correctional facility account, the sum of
10 \$2,411 is hereby lapsed.

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

17 Sec. ~~44~~ **41**.

18 ADJUTANT GENERAL

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

24 Sec. ~~45~~ **42**.

25 EMERGENCY MEDICAL SERVICES BOARD

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

31 Sec. ~~46~~ **43**.

32 STATE FIRE MARSHAL

33 (a) 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 the fire marshal fee fund of the state fire marshal is hereby
36 decreased from \$3,629,360 to \$3,626,625.

37 (b) On the effective date of this act, or as soon thereafter as
38 moneys are available, the director of accounts and reports shall transfer
39 \$52,509 from the hazardous material program fund of the state fire

1 marshal to the fire marshal fee fund of the state fire marshal.

2 Sec. ~~47~~ **44**.

3

KANSAS PAROLE BOARD

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

9 Sec. ~~48~~ **45**.

10 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
11 AND TRAINING

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

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

33 Sec. ~~49~~ **46**.

34

KANSAS DEPARTMENT OF AGRICULTURE

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

39 (b) On the effective date of this act, the expenditure limitation

1 established for the fiscal year ending June 30, 2011, by section 105(b)
2 of chapter 165 of the 2010 Session Laws of Kansas on the water
3 structures – state highway fund of the Kansas department of agriculture
4 is hereby increased from \$104,832 to no limit.

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

10 Sec. ~~50~~ 47.

11 **KANSAS DEPARTMENT OF WILDLIFE AND PARKS**

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

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

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

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

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

38 **(e) In addition to the other purposes for which expenditures**
39 **may be made by the above agency from the wildlife fee fund for**

1 fiscal year 2011, expenditures may be made by the above agency
2 from the following capital improvement account or accounts of the
3 wildlife fee fund for fiscal year 2011 for the following capital
4 improvement project or projects, subject to the expenditure
5 limitations prescribed therefor:

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

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

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

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

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

23 Sec. ~~54~~ 48.

24 KANSAS WATER OFFICE

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

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

28 Sec. 49.

29 ATTORNEY GENERAL – KANSAS BUREAU OF
30 INVESTIGATION

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

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

37 Social security administration reimbursement -- federal
38 fund.....No limit

39 Sec. 50. (a) On and after the effective date of this act, no

1 expenditures shall be made from any moneys appropriated for the
2 fiscal year ending June 30, 2011, from the state general fund by
3 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
4 Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of
5 Kansas or by this or other appropriation act of the 2011 regular
6 session of the legislature, by any state agency for any professional
7 or trade associations membership fees or dues or subscriptions for
8 professional or trade magazines for state officers or employees:
9 Provided, That the amount equal to the aggregate of any savings
10 under this subsection from each account of the state general fund
11 of each state agency for the year ending June 30, 2011, as
12 determined and certified by the director of the budget, after
13 consultation with the director of legislative research, to the director
14 of accounts and reports, is hereby lapsed: Provided further, That,
15 at the same time that each certification is made by the director of
16 the budget to the director of accounts and reports under this
17 subsection, the director of the budget shall deliver a copy of such
18 certification to the director of legislative research.

19 Sec. 51. (a) (1) On the effective date of this act, of the
20 amount appropriated or reappropriated for the fiscal year ending
21 June 30, 2011, in each account of the state general fund of each
22 state agency, as authorized and provided by chapter 2, chapter 124
23 or 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: Provided, however, That
38 the lapse provided for in this subsection (a)(1) shall not apply to the
39 appropriations or reappropriations for fiscal year 2011 in any

1 account of the state general fund for the state board of regents or
2 any regents state agency, as defined by this section.

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

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

1 amount so determined is hereby lapsed.

2 (b) On the effective date of this act, notwithstanding the
3 provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122 20-
4 3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b,
5 46-1102, 46-1210, 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-
6 601, 74-630, 74-2434, 74-2613, 74-3203a, 74-4908, 74-5002a, 74-
7 8005, 74-8105, 74-8703, 75-412, 75-622, 75-711, 75-2535, 75-2701,
8 75-2935b, 75-3101, 75-3102, 75-3103, 75-3104, 75-3108, 75-3110, 75-
9 3111, 75-3120f, 75-3120g, 75-3120h, 75-3120j, 75-3122, 75-3123, 75-
10 3124, 75-3125, 75-3126, 75-3135, 75-3136, 75-3137, 75-3141, 75-
11 3148, 75-3149, 75-3150, 75-3212, 75-3223, 75-3702a, 75-5001, 75-
12 5101, 75-5203, 75-5301, 75-5601, 75-5701, 75-5702, 75-5708, 75-
13 5903, 75-6301, 75-7001, 76-714 and 76-715 and K.S.A. 2010 Supp.
14 75-3135a, 75-7206, 75-7207, 75-7402 and 75-7427, and amendments
15 thereto, or any other statute, the rate of compensation for each
16 state officer, as defined by this section, is hereby reduced by 7.5%
17 for the first payroll period commencing on or after the effective
18 date of this act and each payroll period thereafter chargeable to
19 fiscal year 2011, and shall not be increased for any payroll period
20 chargeable to fiscal year 2011: Provided, That the secretary of
21 administration is hereby authorized and directed to implement and
22 administer the provisions of this section to provide for such
23 reductions: Provided further, That the secretary of administration
24 shall ensure that such reductions to the rate of compensation of the
25 state officers subject to the provisions of this section for the fiscal
26 year 2011 have been implemented: And provided further, That the
27 secretary of administration is hereby authorized to reduce any such
28 rate of compensation to implement the provisions of this section:
29 And provided further, That no such reduction prescribed by this
30 subsection shall apply to payroll periods commencing on or after
31 June 12, 2011.

32 (c) On the effective date of this act, the expenditure limitation
33 established for the fiscal year ending June 30, 2011, provided by
34 chapter 2, chapter 124 or chapter 144 of the 2009 Session Laws of
35 Kansas, by chapter 6 or chapter 165 of the 2010 Session Laws of
36 Kansas, or by this or other appropriation act of the 2011 regular
37 session of the legislature, or by the state finance council, on each
38 special revenue fund in the state treasury is hereby decreased for
39 fiscal year 2011 by the amount equal to 7.5% of the aggregate

1 amount that is budgeted for salaries and wages, including per diem
2 compensation, and any associated employer contributions, other
3 than employer payments for participants under the state health
4 care benefits program pursuant to K.S.A. 75-6508, and
5 amendments thereto, and longevity payments authorized by law,
6 for state officers, as defined by this section, for all payroll periods
7 commencing on or after the effective date of this act which are
8 chargeable to fiscal year 2011 for such special revenue fund, as
9 determined by the director of the budget, after consultation with
10 the director of legislative research, and certified to the director of
11 accounts and reports.

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

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

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

29 (2) “state officer” means (A) the governor, lieutenant governor,
30 attorney general, secretary of state, state treasurer, commissioner
31 of insurance, each secretary of a department or other chief
32 executive officer of a department of the executive branch, each
33 member of a board, commission, council or authority of the
34 executive branch, (B) each member of the legislature, each
35 legislative officer specified in K.S.A. 46-137b, and amendments
36 thereto, (C) each justice of the supreme court, each judge of the
37 court of appeals, each district judge, each district magistrate judge,
38 and (D) each other state officer in the executive branch, legislative
39 branch or judicial branch of state government whose position is

1 specified by statute or is otherwise determined to be a salaried
2 officer of the state as that phrase is used in section 15 of article 1 or
3 section 13 of article 3 of the constitution of the state of Kansas, and
4 in any case “state officer” includes all salaried officers of the state
5 as that phrase is used in section 15 of article 1 or section 13 of
6 article 3 of the constitution of the state of Kansas;

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

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

15 **Sec. 52. (a) (1) 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 general fund of each state agency,**
18 **as authorized and provided by chapter 2, chapter 124 or chapter**
19 **144 of the 2009 Session Laws of Kansas, by chapter 6 or chapter**
20 **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: Provided, however,**
34 **That the lapse provided for in this subsection (a)(1) shall not apply**
35 **to the appropriations or reappropriations for fiscal year 2011 in**
36 **any account of the state general fund for the state board of regents**
37 **or any regents state agency, as defined by this section.**

38 (2) On the effective date of this act, of the amount
39 appropriated or reappropriated for the fiscal year ending June 30,

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

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

37 **(b) On the effective date of this act, notwithstanding the**
38 **provisions of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-**
39 **3124, 25-4119a, 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b,**

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

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

1 amendments thereto, and longevity payments authorized by law,
2 for executive branch employees, as defined by this section, for all
3 payroll periods commencing on or after the effective date of this act
4 which are chargeable to fiscal year 2011 for such special
5 revenue fund, as determined by the director of the budget, after
6 consultation with the director of legislative research, and certified
7 to the director of accounts and reports.

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

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

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

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

1 as that phrase is used in section 15 of article 1 or section 13 of
2 article 3 of the constitution of the state of Kansas;

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

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

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

16 [Sec. 53. (a) During the fiscal year ending June 30, 2011,
17 subject to any applicable requirements of federal statutes, rules,
18 regulations or guidelines, any expenditures or grants of money by
19 any state agency for family planning services financed in whole or
20 in part from federal title X moneys shall be made subject to the
21 following two priorities: First priority to public entities (state,
22 county, local health departments and health clinics) and if any
23 moneys remain then; second priority to non-public entities which
24 are hospitals or federally qualified health centers that provide
25 comprehensive primary and preventative care in addition to family
26 planning services.

27 (b) As used in this section “hospitals” shall have the same
28 meaning as defined in K.S.A. 65-425, and amendments thereto, and
29 “federally qualified health center” shall have the same meaning as
30 defined in K.S.A. 65-1669, and amendments thereto.]

31 Sec. ~~52 53~~ [54]. *Appeals to exceed expenditure limitations.* (a)
32 Upon written application to the governor and approval of the state
33 finance council, expenditures from special revenue funds may exceed
34 the amounts specified in this act.

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

39 [Sec. 55. *Severability.* If any provision or clause of this act or

1 **application thereof to any person or circumstances is held invalid,**
2 **such invalidity shall not affect other provisions or applications of**
3 **the act which can be given effect without the invalid provision or**
4 **application, and to this end the provisions of this act are declared**
5 **to be severable.]**

6 Sec. ~~53-54~~. **[56.]** This act shall take effect and be in force from
7 and after its publication in the Kansas register.