

SENATE SUBSTITUTE FOR HOUSE BILL No. 2014

By Committee on Ways and Means

2-10

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

6
7 *Be it enacted by the Legislature of the State of Kansas:*

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

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

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

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

21 Sec. 2.

22 **ABSTRACTERS' BOARD OF EXAMINERS**

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 abstracters' fee fund of the abstracters' board of examiners
26 is hereby decreased from \$24,088 to \$23,419.

27 Sec. 3.

28 **GOVERNMENTAL ETHICS COMMISSION**

29 (a) On the effective date of this act, the expenditure limitation
30 established for the fiscal year ending June 30, 2011, by the state finance
31 council on the governmental ethics commission fee fund of the
32 governmental ethics commission is hereby decreased from \$291,764 to
33 \$263,176.

34 Sec. 4.

35 **KANSAS HOME INSPECTORS REGISTRATION BOARD**

36 (a) On the effective date of this act, the expenditure limitation

1 established for the fiscal year ending June 30, 2011, by section 11(b) of
2 chapter 165 of the 2010 Session Laws of Kansas on the home inspectors
3 registration fee fund of the Kansas home inspectors registration board is
4 hereby decreased from \$35,750 to \$16,800.

5 Sec. 5.

6 BOARD OF NURSING

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

11 Sec. 6.

12 STATE BOARD OF PHARMACY

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

18 Harold Rogers prescription federal fund.....	No limit
19 NASPER grant federal fund.....	No limit
20 Non-federal gifts and grants fund.....	No limit

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

33 Sec. 7.

34 KANSAS REAL ESTATE COMMISSION

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

39 Sec. 8.

40 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

41 (a) On the effective date of this act, or as soon thereafter as moneys
42 are available, notwithstanding the provisions of K.S.A. 17-12a601, and
43 amendments thereto, or any other statute, the director of accounts and

1 reports shall transfer \$800,000 from the investor education fund of the
2 office of the securities commissioner of Kansas to the state general fund:
3 *Provided*, That the transfer of such amount shall be in addition to any
4 other transfer from the investor education fund to the state general fund
5 as prescribed by law: *Provided further*, That the amount transferred from
6 the investor education fund to the state general fund pursuant to this
7 subsection is to reimburse the state general fund for accounting, auditing,
8 budgeting, legal, payroll, personnel and purchasing services and any
9 other governmental services which are performed on behalf of the office
10 of the securities commissioner of Kansas by other state agencies which
11 receive appropriations from the state general fund to provide such
12 services.

13 Sec. 9.

14 STATE BOARD OF TECHNICAL PROFESSIONS

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

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

24 Sec. 10.

25 STATE BOARD OF VETERINARY EXAMINERS

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

31 Sec. 11.

32 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

33 (a) On the effective date of this act, or as soon thereafter as moneys
34 are available, the director of accounts and reports shall transfer
35 \$4,350,937 from the Kansas endowment for youth fund to the children's
36 initiatives fund.

37 Sec. 12.

38 DEPARTMENT OF ADMINISTRATION

39 (a) On the effective date of this act, of the \$2,470,809 appropriated
40 for the above agency for the fiscal year ending June 30, 2011, by section
41 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
42 general fund in the restructuring debt service account, the sum of
43 \$158,816 is hereby lapsed.

1 (b) On the effective date of this act, of the \$16,271,413 appropriated
2 for the above agency for the fiscal year ending June 30, 2011, by section
3 114(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
4 general fund in the statehouse improvements – debt service account, the
5 sum of \$53,840 is hereby lapsed.

6 Sec. 13.

7 OFFICE OF ADMINISTRATIVE HEARINGS

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

18 Sec. 14.

19 CITIZENS' UTILITY RATEPAYER BOARD

20 (a)(1) On and after the effective date of this act, notwithstanding the
21 provisions of section 47(c) of chapter 124 of the 2009 Session Laws of
22 Kansas or any other statute, no expenditures shall be made for fiscal year
23 2011 from the utility regulatory fee fund by the citizens' utility ratepayer
24 board of the amount equal to the final aggregate amount of unexpended
25 and unencumbered expenditure authority for fiscal year 2010, pursuant to
26 and as authorized for expenditure for fiscal year 2011 as provided by
27 section 47(c) of chapter 124 of the 2009 Session Laws of Kansas, and, on
28 the effective date of this act, the provisions of section 47(c) of chapter
29 124 of the 2009 Session Laws of Kansas are hereby declared to be null
30 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 or
36 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
40 limitation prescribed by section 47(a) of chapter 124 of the 2009 Session
41 Laws of Kansas are not expended or encumbered for fiscal year 2010,
42 then the amount equal to the amount of such expenditure authority for
43 fiscal year 2010 remaining may be expended from the utility regulatory

1 fee fund for fiscal year 2011 pursuant to contracts for professional
2 services and any such expenditure for fiscal year 2011 shall be in addition
3 to any expenditure limitation imposed on the utility regulatory fee fund
4 for fiscal year 2011.

5 Sec. 15.

6 DEPARTMENT OF COMMERCE

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

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

17 (c) On the effective date of this act, the amount directed by section
18 67(e) of chapter 165 of the 2010 Session Laws of Kansas to be
19 transferred from the state economic development initiatives fund to the
20 Kansas economic opportunity initiatives fund of the department of
21 commerce on December 15, 2010, or as soon thereafter as moneys are
22 available, is hereby decreased from \$625,000 to \$0: *Provided*, That, on
23 the effective date of this act, any moneys transferred from the state
24 economic development initiatives fund to the Kansas economic
25 opportunity initiatives fund of the department of commerce on or after
26 December 15, 2010, pursuant to section 67(e) of chapter 165 of the 2010
27 Session Laws of Kansas, shall be transferred from the Kansas economic
28 opportunity initiatives fund of the department of commerce to the state
29 economic development initiatives fund by the director of accounts and
30 reports.

31 Sec. 16.

32 STATE CORPORATION COMMISSION

33 (a) On the effective date of this act, the aggregate expenditure
34 limitation established for the fiscal year ending June 30, 2011, by section
35 59(b) of chapter 165 of the 2010 Session Laws of Kansas on expenditures
36 from the public service regulation fund, the motor carrier license fees
37 fund and the conservation fee fund, in the aggregate, is hereby increased
38 from \$16,468,621 to \$16,628,381.

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

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

3 (c) On the effective date of this act, the base state registration
4 clearing fund of the state corporation commission is hereby redesignated
5 as the unified carrier registration clearing fund of the state corporation
6 commission, in accordance with K.S.A. 66-1,139a, and amendments
7 thereto.

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

11 Sec. 17.

12 KANSAS, INC.

13 (a) On the effective date of this act, of the \$346,904 appropriated for
14 the above agency for the fiscal year ending June 30, 2011, by section
15 68(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
16 economic development initiatives fund in the operations (including
17 official hospitality) account, the sum of \$88,756 is hereby lapsed.

18 Sec. 18.

19 KANSAS LOTTERY

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

25 Sec. 19.

26 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

27 (a) On the effective date of this act, of the \$5,990,000 appropriated
28 for the above agency for the fiscal year ending June 30, 2011, by section
29 69(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
30 economic development initiatives fund in the operations, assistance and
31 grants (including official hospitality) account, the sum of \$371,426 is
32 hereby lapsed.

33 Sec. 20.

34 KANSAS RACING AND GAMING COMMISSION

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, all
37 moneys now or hereafter lawfully credited to and available in such fund
38 or funds, except that expenditures other than refunds authorized by law
39 shall not exceed the following:

40 Illegal gambling enforcement fund..... No limit
41 *Provided*, That expenditures may be made from the illegal gambling
42 enforcement fund for direct or indirect operating expenditures incurred
43 for investigatory activities, including, but not limited to, (1) conducting

1 investigations of illegal gambling operations or activities, (2)
2 participating in illegal gaming in order to collect or purchase evidence as
3 part of an undercover investigation into illegal gambling operations, and
4 (3) acquiring information or making contacts leading to illegal gaming
5 activities: *Provided, however*; That all moneys that are expended for any
6 such evidence purchase, information acquisition or similar investigatory
7 purpose or activity from whatever funding source and that are recovered
8 shall be deposited in the state treasury in accordance with the provisions
9 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
10 illegal gambling enforcement fund.

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

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

19 (d) On June 30, 2011, the director of accounts and reports shall
20 transfer all moneys in the racing investigative expense fund of the Kansas
21 racing and gaming commission to the state racing fund of the Kansas
22 racing and gaming commission.

23 (e) On June 30, 2011, the director of accounts and reports shall
24 transfer all moneys in the horse fair racing benefit fund of the Kansas
25 racing and gaming commission to the state racing fund of the Kansas
26 racing and gaming commission.

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

31 (g) On June 30, 2011, the director of accounts and reports shall
32 transfer all moneys in the horse purse fund to the Kansas horse breeding
33 development fund. On June 30, 2011, all liabilities of the horse purse
34 fund are hereby transferred to and imposed on the Kansas horse breeding
35 development fund and the horse purse fund is hereby abolished.

36 (h) On June 30, 2011, the director of accounts and reports shall
37 transfer all moneys in the gaming machine examination fund to the
38 expanded lottery act regulation fund. On June 30, 2011, all liabilities of
39 the gaming machine examination fund are hereby transferred to and
40 imposed on the expanded lottery act regulation fund and the gaming
41 machine examination fund is hereby abolished.

42 Sec. 21.

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

5 Sec. 22.

6 STATE COURT OF TAX APPEALS

7 (a) On the effective date of this act, of the \$1,348,927 appropriated
8 for the above agency for the fiscal year ending June 30, 2011, by section
9 63(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
10 general fund in the operating expenditures account, the sum of \$40,454 is
11 hereby lapsed.

12 Sec. 23.

13 ATTORNEY GENERAL

14 (a) On the effective date of this act, of the \$2,020,652 appropriated
15 for the above agency for the fiscal year ending June 30, 2011, by section
16 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
17 general fund in the operating expenditures account, the sum of \$1,801 is
18 hereby lapsed.

19 (b) On the effective date of this act, of the \$310,522 appropriated for
20 the above agency for the fiscal year ending June 30, 2011, by section
21 49(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
22 general fund in the internet training education for Kansas kids account,
23 the sum of \$36,734 is hereby lapsed.

24 Sec. 24.

25 SECRETARY OF STATE

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

31 Sec. 25.

32 STATE TREASURER

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

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

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

1 special revenue fund or funds for the fiscal year ending June 30, 2011, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures shall not exceed the following:

4 Learjet bond fund.....No limit

5 *Provided*, That, on the 15th day of each month that commences during
6 fiscal year 2011, the secretary of revenue shall determine the amount of
7 revenue received by the state during the preceding month from
8 withholding taxes paid with respect to an eligible project by each
9 taxpayer that is an eligible business for which bonds have been issued
10 under K.S.A. 2010 Supp. 74-50,136, and amendments thereto, and for
11 which the learjet bond fund was created, and shall certify the amount so
12 determined to the director of accounts and reports and, at the same time
13 as such certification is transmitted to the director of accounts and reports,
14 shall transmit a copy of such certification to the director of the budget and
15 the director of legislative research: *Provided further*; That, upon receipt of
16 each such certification, the director of accounts and reports shall transfer
17 the amount certified from the state general fund to the learjet bond fund:
18 *And provided further*; That, on or before the 10th day of each month
19 commencing during fiscal year 2011, the director of accounts and reports
20 shall transfer from the state general fund to the learjet bond fund interest
21 earnings based on: (1) The average daily balance of moneys in the learjet
22 bond fund for the preceding month; and (2) the net earnings rate of the
23 pooled money investment portfolio for the preceding month: *And*
24 *provided further*; That the moneys credited to the learjet bond fund from
25 the withholding taxes paid by an eligible business and the interest
26 earnings thereon shall be transferred by the state treasurer from the learjet
27 bond fund to the appropriate account of the special economic
28 revitalization fund administered by the state treasurer in accordance with
29 K.S.A. 2010 Supp. 74-50,136, and amendments thereto.

30 Siemens bond fund.....No limit

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

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

13 Sec. 26.

14 LEGISLATIVE COORDINATING COUNCIL

15 (a) On the effective date of this act, of the \$727,436 appropriated for
16 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 coordinating council – operations account,
19 the sum of \$20 is hereby lapsed.

20 (b) On the effective date of this act, of the \$3,215,664 appropriated
21 for the above agency for the fiscal year ending June 30, 2011, by section
22 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
23 general fund in the office of revisor of statutes – operations account, the
24 sum of \$2,425 is hereby lapsed.

25 (c) On the effective date of this act, of the \$3,684,673 appropriated
26 for the above agency for the fiscal year ending June 30, 2011 by section
27 44(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
28 general fund in the legislative research department – operations account,
29 the sum of \$12,223 is hereby lapsed.

30 Sec. 27.

31 DIVISION OF POST AUDIT

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

37 Sec. 28.

38 STATE FINANCE COUNCIL

39 (a) On the effective date of this act, of the \$8,534,972 appropriated
40 for the above agency for the fiscal year ending June 30, 2011, by section
41 3(a) of chapter 159 of the 2008 Session Laws of Kansas from the state
42 general fund in the classified salary market adjustments (including fringe
43 benefits) account, the sum of \$1,316,263 is hereby lapsed.

1 Sec. 29.

2 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

5 Other medical assistance.....	\$5,444,990
6 Community based services.....	\$4,263,900
7 Mental health and retardation services aid and assistance.....	\$5,350,166
8 Youth services aid and assistance.....	\$4,413,425

9 (b) On the effective date of this act, of the \$541,802 appropriated for
10 the above agency for the fiscal year ending June 30, 2011, by section
11 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
12 children’s initiatives fund in the children’s cabinet accountability fund
13 account, the sum of \$250,000 is hereby lapsed.

14 (c) On the effective date of this act, of the \$5,000,000 appropriated
15 for the above agency for the fiscal year ending June 30, 2011, by section
16 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
17 children’s initiatives fund in the family centered system of care account,
18 the sum of \$150,000 is hereby lapsed.

19 (d) On the effective date of this act, of the \$1,400,000 appropriated
20 for the above agency for the fiscal year ending June 30, 2011, by section
21 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
22 children’s initiatives fund in the child care account, the sum of \$163 is
23 hereby lapsed.

24 (e) On the effective date of this act, of the \$8,443,161 appropriated
25 for the above agency for the fiscal year ending June 30, 2011, by section
26 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
27 children’s initiatives fund in the children’s cabinet early childhood
28 discretionary grant program account, the sum of \$251,003 is hereby
29 lapsed.

30 (f) On the effective date of this act, of the \$3,452,779 appropriated
31 for the above agency for the fiscal year ending June 30, 2011, by section
32 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
33 children’s initiatives fund in the early headstart account, the sum of \$306
34 is hereby lapsed.

35 (g) On the effective date of this act, of the \$11,099,830 appropriated
36 for the above agency for the fiscal year ending June 30, 2011, by section
37 77(c) of chapter 165 of the 2010 Session Laws of Kansas from the
38 children’s initiatives fund in the early childhood block grant account, the
39 sum of \$1,062,207 is hereby lapsed.

40 (h) On the effective date of this act, the expenditure limitation
41 established for the fiscal year ending June 30, 2011, by section 77(b) of
42 chapter 165 of the 2010 Session Laws of Kansas on the social welfare
43 fund of the department of social and rehabilitation services is hereby

1 decreased from \$39,303,198 to \$39,186,535.

2 (i) On the effective date of this act, of the \$3,822,570 appropriated
3 for the above agency for the fiscal year ending June 30, 2011, by section
4 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
5 institutions building fund in the debt service – new state security hospital
6 account, the sum of \$839,561 is hereby lapsed.

7 (j) On the effective date of this act, of the \$2,584,371 appropriated
8 for the above agency for the fiscal year ending June 30, 2011, by section
9 117(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
10 institutions building fund in the debt service – state hospitals
11 rehabilitation and repair account, the sum of \$7,161 is hereby lapsed.

12 (k) On the effective date of this act, of the \$14,342,009 appropriated
13 for the above agency for the fiscal year ending June 30, 2011, by section
14 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
15 general fund in the Osawatomie state hospital – operating expenditures
16 account, the sum of \$500,000 is hereby lapsed.

17 (l) On the effective date of this act, of the \$4,524,298 appropriated
18 for the above agency for the fiscal year ending June 30, 2011, by section
19 77(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
20 general fund in the Rainbow mental health facility – operating
21 expenditures account, the sum of \$250,000 is hereby lapsed.

22 Sec. 30.

23 DEPARTMENT ON AGING

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

26 LTC – medicaid assistance – TCM/FE.....	\$25,169
27 LTC – medicaid assistance – HCBS/FE.....	\$2,263,079
28 LTC – medicaid assistance – NF.....	\$10,142,156

29 (b) On the effective date of this act, the expenditure limitation
30 established for the fiscal year ending June 30, 2011, by section 75(b) of
31 chapter 165 of the 2010 Session Laws of Kansas on the state licensure fee
32 fund of the department on aging is hereby decreased from \$1,144,569 to
33 \$1,115,927.

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

39 Health policy nursing facility quality care fund.....	\$19,501,789
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40 Sec. 31.

41 KANSAS HEALTH POLICY AUTHORITY

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

1 Other medical assistance.....\$30,526,618

2 (b) 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 medical programs
5 fee fund of the Kansas health policy authority is hereby increased from
6 \$54,284,610 to \$54,480,402.

7 (c) 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 other state fees
10 fund of the Kansas health policy authority is hereby increased from \$0 to
11 \$502,180.

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

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

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

27 (g) On the effective date of this act, the expenditure limitation
28 established for the fiscal year ending June 30, 2011, by the state finance
29 council on expenditures from the state workers compensation self-
30 insurance fund of the Kansas health policy authority for salaries and
31 wages and other operating expenditures is hereby increased from
32 \$3,724,910 to \$3,785,193.

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 (i) On the effective date of this act, the expenditure limitation
39 established for the fiscal year ending June 30, 2011, by the state finance
40 council on expenditures from the dependent care assistance program fund
41 of the Kansas health policy authority for salaries and wages and other
42 operating expenditures is hereby increased from \$226,327 to \$429,628.

43 (j) There is appropriated for the above agency from the following

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

5 Quality care fund.....\$0

6 Sec. 32.

7 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF
8 HEALTH

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

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

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

17 Teen pregnancy prevention activities.....\$100,000

18 Sec. 33.

19 DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF
20 ENVIRONMENT

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

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

27 Sec. 34.

28 KANSAS COMMISSION ON VETERANS AFFAIRS

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

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

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

33 (b) On the effective date of this act, of the \$457,394 appropriated for
34 the above agency for the fiscal year ending June 30, 2011, by section
35 72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
36 general fund in the operating expenditures – administration account, the
37 sum of \$15,241 is hereby lapsed.

38 (c) On the effective date of this act, of the \$1,173,050 appropriated
39 for the above agency for the fiscal year ending June 30, 2011, by section
40 72(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
41 general fund in the operating expenditures – veteran services account, the
42 sum of \$26,050 is hereby lapsed.

43 Sec. 35.

DEPARTMENT OF EDUCATION

1
2 (a) (1) On the effective date of this act, of the \$1,961,339,680
3 appropriated for the above agency for the fiscal year ending June 30,
4 2011, by section 79(a) of chapter 165 of the 2010 Session Laws of
5 Kansas from the state general fund in the general state aid account, the
6 sum of \$69,237,942 is hereby lapsed.

7 (2) On the effective date of this act, the director of accounts and
8 reports shall transfer \$16,710,878 from the general state aid account of
9 the state general fund to the special education services aid account of the
10 state general fund.

11 (b) On the effective date of this act, of the \$7,539,500 appropriated
12 for the above agency for the fiscal year ending June 30, 2011, by section
13 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the
14 children's initiatives fund in the parent education program account, the
15 sum of \$180,370 is hereby lapsed.

16 (c) On the effective date of this act, of the \$5,000,000 appropriated
17 for the above agency for the fiscal year ending June 30, 2011, by section
18 79(c) of chapter 165 of the 2010 Session Laws of Kansas from the
19 children's initiatives fund in the Pre-K program account, the sum of
20 \$119,630 is hereby lapsed.

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

1 pursuant to K.S.A. 2010 Supp. 72-998, and amendments thereto, for
2 medicaid replacement state aid for the 2010-2011 school year.

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

5	General state aid.....	\$5,700,000
6	Special education services aid.....	\$8,600,000

7 Sec. 36.

8 STATE BOARD OF REGENTS

9 (a) On the effective date of this act, of the \$6,219,875 appropriated
10 for the above agency for the fiscal year ending June 30, 2011, by section
11 131(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
12 general fund in the PEI infrastructure – debt service account, the sum of
13 \$2,322,229 is hereby lapsed.

14 Sec. 37.

15 UNIVERSITY OF KANSAS

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

22	Standardized water data repository fund.....	No limit
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23 Sec. 38.

24 JUDICIAL BRANCH

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

30	SJI grant fund	No limit
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31 Sec. 39.

32 KANSAS STATE SCHOOL FOR THE DEAF

33 (a) On the effective date of this act, of the \$8,890,257 appropriated
34 for the above agency for the fiscal year ending June 30, 2011, by section
35 83(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
36 general fund in the operating expenditures account, the sum of \$393 is
37 hereby lapsed.

38 Sec. 40.

39 KANSAS ARTS COMMISSION

40 (a) On the effective date of this act, of the \$256,684 appropriated for
41 the above agency for the fiscal year ending June 30, 2011, by section
42 81(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
43 general fund in the operating expenditures account, the sum of \$13,310 is

1 hereby lapsed.

2 Sec. 41.

3 DEPARTMENT OF CORRECTIONS

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

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

7 (b) On the effective date of this act, of the \$13,700,482 appropriated
8 for the above agency for the fiscal year ending June 30, 2011, by section
9 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
10 general fund in the facilities operations account, the sum of \$3,500,000 is
11 hereby lapsed.

12 (c) On the effective date of this act, of the \$13,084,057 appropriated
13 for the above agency for the fiscal year ending June 30, 2011, by section
14 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
15 general fund in the Topeka correctional facility – facilities operations
16 account, the sum of \$200 is hereby lapsed.

17 (d) On the effective date of this act, of the \$8,308,154 appropriated
18 for the above agency for the fiscal year ending June 30, 2011, by section
19 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
20 general fund in the Hutchinson correctional facility – facilities operations
21 account, the sum of \$500 is hereby lapsed.

22 (e) On the effective date of this act, of the \$38,326,136 appropriated
23 for the above agency for the fiscal year ending June 30, 2011, by section
24 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
25 general fund in the Lansing correctional facility – facilities operations
26 account, the sum of \$500 is hereby lapsed.

27 (f) On the effective date of this act, of the \$12,936,609 appropriated
28 for the above agency for the fiscal year ending June 30, 2011, by section
29 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
30 general fund in the Ellsworth correctional facility – facilities operations
31 account, the sum of \$442 is hereby lapsed.

32 (g) On the effective date of this act, of the \$5,301,602 appropriated
33 for the above agency for the fiscal year ending June 30, 2011, by section
34 95(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
35 general fund in the Norton correctional facility – facilities operations
36 account, the sum of \$991 is hereby lapsed.

37 (h) On the effective date of this act, of the \$3,088,303 appropriated
38 for the above agency for the fiscal year ending June 30, 2011, by section
39 132(b) of chapter 165 of the 2010 Session Laws of Kansas from the
40 correctional institutions building fund in the capital improvements –
41 rehabilitation and repair of correctional institutions account, the sum of
42 \$374,471 is hereby lapsed.

43 Sec. 42.

1 JUVENILE JUSTICE AUTHORITY

2 (a) On the effective date of this act, of the \$23,331,916 appropriated
3 for the above agency for the fiscal year ending June 30, 2011, by section
4 96(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
5 general fund in the purchase of services account, the sum of \$3,336,312 is
6 hereby lapsed.

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

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

19 Sec. 43.

20 ADJUTANT GENERAL

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

23 Disaster relief.....\$2,000,000

24 *Provided*, That any unencumbered balance in the disaster relief account
25 in excess of \$100 as of June 30, 2011, is hereby reappropriated for fiscal
26 year 2012.

27 (b) On the effective date of this act, of the \$2,478,091
28 appropriated for the above agency for the fiscal year ending June 30,
29 2011, by section 135(a) of chapter 165 of the 2010 Session Laws of
30 Kansas from the state general fund in the debt service – rehabilitation and
31 repair of the statewide armories account, the sum of \$3,960 is hereby
32 lapsed.

33 Sec. 44.

34 EMERGENCY MEDICAL SERVICES BOARD

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

40 Sec. 45.

41 STATE FIRE MARSHAL

42 (a) On the effective date of this act, the expenditure limitation
43 established for the fiscal year ending June 30, 2011, by the state finance

1 council on the fire marshal fee fund of the state fire marshal is hereby
2 decreased from \$3,629,360 to \$3,626,625.

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

7 Sec. 46.

8 KANSAS PAROLE BOARD

9 (a) On the effective date of this act, of the \$510,135 appropriated for
10 the above agency for the fiscal year ending June 30, 2011, by section
11 99(a) of chapter 165 of the 2010 Session Laws of Kansas from the state
12 general fund in the parole from adult correctional institutions account, the
13 sum of \$982 is hereby lapsed.

14 Sec. 47.

15 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND
16 TRAINING

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

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

38 Sec. 48.

39 KANSAS DEPARTMENT OF AGRICULTURE

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

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

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

11 Sec. 49.

12 KANSAS DEPARTMENT OF WILDLIFE AND PARKS

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

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

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

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

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

35 (e) In addition to the other purposes for which expenditures may be
36 made by the above agency from the wildlife fee fund for fiscal year 2011,
37 expenditures may be made by the above agency from the following
38 capital improvement account or accounts of the wildlife fee fund for
39 fiscal year 2011 for the following capital improvement project or projects,
40 subject to the expenditure limitations prescribed therefor:

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

42 (f) In addition to the other purposes for which expenditures may be
43 made by the above agency from the boating fee fund for fiscal year 2011,

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

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

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

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

14 Sec. 50.

15 KANSAS WATER OFFICE

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

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

19 Sec. 51. (a) (1) On the effective date of this act, of the amount
20 appropriated or reappropriated for the fiscal year ending June 30, 2011, in
21 each account of the state general fund of each state agency, as authorized
22 and provided by chapter 2, chapter 124 or chapter 144 of the 2009
23 Session Laws of Kansas, by chapter 6 or chapter 165 of the 2010 Session
24 Laws of Kansas, or by this or other appropriation act of the 2011 regular
25 session of the legislature, that is budgeted for salaries and wages,
26 including per diem compensation, and any associated employer
27 contributions, other than employer payments for participants under the
28 state health care benefits program pursuant to K.S.A. 75-6508, and
29 amendments thereto, and longevity payments authorized by law, for state
30 officers, as defined by this section, for the first payroll period
31 commencing on or after the effective date of this act and each payroll
32 period thereafter chargeable to fiscal year 2011, as determined by the
33 director of the budget after consultation with the director of legislative
34 research and upon certification to the director of accounts and reports, the
35 amount equal to 7.5% of the amount so determined is hereby lapsed.

36 (2) On the effective date of this act, of the amount appropriated or
37 reappropriated for the fiscal year ending June 30, 2011, in each account
38 of the state economic development initiatives fund of each state agency,
39 as authorized and provided by chapter 2, chapter 124 or chapter 144 of
40 the 2009 Session Laws of Kansas, by chapter 6 or chapter 165 of the
41 2010 Session Laws of Kansas, or by this or other appropriation act of the
42 2011 regular session of the legislature, that is budgeted for salaries and
43 wages, including per diem compensation, and any associated employer

1 contributions, other than employer payments for participants under the
2 state health care benefits program pursuant to K.S.A. 75-6508, and
3 amendments thereto, and longevity payments authorized by law, for state
4 officers, as defined by this section, for the first payroll period
5 commencing on or after the effective date of this act and each payroll
6 period thereafter chargeable to fiscal year 2011, as determined by the
7 director of the budget after consultation with the director of legislative
8 research and upon certification to the director of accounts and reports, the
9 amount equal to 7.5% of the amount so determined is hereby lapsed.

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

27 (b) On the effective date of this act, notwithstanding the provisions
28 of K.S.A. 2-1904, 17-2233, 20-155, 20-318, 20-3122, 20-3124, 25-4119a,
29 32-801, 40-102, 40-110, 44-1003, 46-137a, 46-137b, 46-1102, 46-1210,
30 46-1211, 46-1212a, 48-203, 72-7602, 74-560, 74-601, 74-630, 74-2434,
31 74-2613, 74-3203a, 74-4908, 74-5002a, 74-8005, 74-8105, 74-8703, 75-
32 412, 75-622, 75-711, 75-2535, 75-2701, 75-2935b, 75-3101, 75-3102, 75-
33 3103, 75-3104, 75-3108, 75-3110, 75-3111, 75-3120f, 75-3120g, 75-
34 3120h, 75-3120j, 75-3122, 75-3123, 75-3124, 75-3125, 75-3126, 75-
35 3135, 75-3136, 75-3137, 75-3141, 75-3148, 75-3149, 75-3150, 75-3212,
36 75-3223, 75-3702a, 75-5001, 75-5101, 75-5203, 75-5301, 75-5601, 75-
37 5701, 75-5702, 75-5708, 75-5903, 75-6301, 75-7001, 76-714 and 76-715
38 and K.S.A. 2010 Supp. 75-3135a, 75-7206, 75-7207, 75-7402 and 75-
39 7427, and amendments thereto, or any other statute, the rate of
40 compensation for each state officer, as defined by this section, is hereby
41 reduced by 7.5% for the first payroll period commencing on or after the
42 effective date of this act and each payroll period thereafter chargeable to
43 fiscal year 2011, and shall not be increased for any payroll period

1 chargeable to fiscal year 2011: *Provided*, That the secretary of
2 administration is hereby authorized and directed to implement and
3 administer the provisions of this section to provide for such reductions:
4 *Provided further*, That the secretary of administration shall ensure that
5 such reductions to the rate of compensation of the state officers subject to
6 the provisions of this section for the fiscal year 2011 have been
7 implemented: *And provided further*, That the secretary of administration
8 is hereby authorized to reduce any such rate of compensation to
9 implement the provisions of this section: *And provided further*, That no
10 such reduction prescribed by this subsection shall apply to payroll periods
11 commencing on or after June 12, 2011.

12 (c) On the effective date of this act, the expenditure limitation
13 established for the fiscal year ending June 30, 2011, provided by chapter
14 2, chapter 124 or chapter 144 of the 2009 Session Laws of Kansas, by
15 chapter 6 or chapter 165 of the 2010 Session Laws of Kansas, or by this
16 or other appropriation act of the 2011 regular session of the legislature, or
17 by the state finance council, on each special revenue fund in the state
18 treasury is hereby decreased for fiscal year 2011 by the amount equal to
19 7.5% of the aggregate amount that is budgeted for salaries and wages,
20 including per diem compensation, and any associated employer
21 contributions, other than employer payments for participants under the
22 state health care benefits program pursuant to K.S.A. 75-6508, and
23 amendments thereto, and longevity payments authorized by law, for state
24 officers, as defined by this section, for all payroll periods commencing on
25 or after the effective date of this act which are chargeable to fiscal year
26 2011 for such special revenue fund, as determined by the director of the
27 budget, after consultation with the director of legislative research, and
28 certified to the director of accounts and reports.

29 (d) As used in this section, (1) “state agency” has the meaning
30 ascribed thereto by K.S.A. 75-3701, and amendments thereto, and
31 includes the governor’s department, lieutenant governor, attorney general,
32 secretary of state, state treasurer, commissioner of insurance, each agency
33 of the executive branch, the legislature and each agency of the legislative
34 branch, the judicial branch and each agency of the judicial branch;

35 (2) “state officer” means (A) the governor, lieutenant governor,
36 attorney general, secretary of state, state treasurer, commissioner of
37 insurance, each secretary of a department or other chief executive officer
38 of a department of the executive branch, each member of a board,
39 commission, council or authority of the executive branch, (B) each
40 member of the legislature, each legislative officer specified in K.S.A. 46-
41 137b, and amendments thereto, (C) each justice of the supreme court,
42 each judge of the court of appeals, each district judge, each district
43 magistrate judge, and (D) each other state officer in the executive branch,

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

8 (3) “compensation” means any salary or per diem compensation
9 provided by law for a state officer.

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

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

18 Sec. 53. *Severability.* If any provision or clause of this act or
19 application thereof to any person or circumstances is held invalid, such
20 invalidity shall not affect other provisions or applications of the act which
21 can be given effect without the invalid provision or application, and to the
22 end the provisions of this act are declared to be severable.

23 Sec. 54. This act shall take effect and be in force from and after its
24 publication in the Kansas register.