

## Substitute for SENATE BILL No. 23

By Committee on Ways and Means

1-26

10 AN ACT making and concerning appropriations for the fiscal years ending  
11 June 30, 2009, June 30, 2010 and June 30, 2011, for state agencies;  
12 authorizing certain transfers, capital improvement projects and fees,  
13 imposing certain restrictions and limitations, and directing or author-  
14 izing certain receipts, disbursements and acts incidental to the fore-  
15 going; amending K.S.A. 2008 Supp. 55-193, 79-2978, 79-2979, 79-  
16 3425i, 79-34,156, 79-4801 and 82a-953a and repealing the existing  
17 sections.

18  
19 *Be it enacted by the Legislature of the State of Kansas:*

20 Section 1. (a) For the fiscal years ending June 30, 2009, June 30, 2010,  
21 and June 30, 2011, appropriations are hereby made, restrictions and lim-  
22 itations are hereby imposed, and transfers, capital improvement projects,  
23 fees, receipts, disbursements and acts incidental to the foregoing are  
24 hereby directed or authorized as provided in this act.

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

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

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

33 Sec. 2.

### ABSTRACTERS' BOARD OF EXAMINERS

34  
35 (a) On the effective date of this act, the expenditure limitation estab-  
36 lished for the fiscal year ending June 30, 2009, by section 68(a) of chapter  
37 167 of the 2007 Session Laws of Kansas on the abstracters' fee fund is  
38 hereby decreased from \$21,814 to \$21,160.

39 *[(b) On the effective date of this act, or as soon thereafter as*  
40 *moneys are available, notwithstanding the provisions of K.S.A. 74-*  
41 *3903, and amendments thereto, or any other statute, the director of*  
42 *accounts and reports shall transfer \$654 from the abstracters' fee*  
43 *fund of the abstracters' board of examiners to the state general fund:*



1 *Provided, That the transfer of such amount shall be in addition to*  
 2 *any other transfer from the abstracters' fee fund to the state general*  
 3 *fund as prescribed by law: Provided further, That the amount trans-*  
 4 *ferred from the abstracters' fee fund to the state general fund pur-*  
 5 *suant to this subsection is to reimburse the state general fund for*  
 6 *accounting, auditing, budgeting, legal, payroll, personnel and pur-*  
 7 *chasing services and any other governmental services which are*  
 8 *performed on behalf of the abstracters' board of examiners by other*  
 9 *state agencies which receive appropriations from the state general*  
 10 *fund to provide such services.]*

11 Sec. 3.

#### 12 BOARD OF ACCOUNTANCY

13 (a) On the effective date of this act, the expenditure limitation estab-  
 14 lished for the fiscal year ending June 30, 2009, by the state finance council  
 15 on the board of accountancy fee fund is hereby decreased from \$315,697  
 16 to \$306,197.

17 *[(b) On the effective date of this act, or as soon thereafter as*  
 18 *moneys are available, notwithstanding the provisions of K.S.A. 1-*  
 19 *204, and amendments thereto, or any other statute, the director of*  
 20 *accounts and reports shall transfer \$9,500 from the board of ac-*  
 21 *countancy fee fund of the board of accountancy to the state general*  
 22 *fund: Provided, That the transfer of such amount shall be in addition*  
 23 *to any other transfer from the board of accountancy fee fund to the*  
 24 *state general fund as prescribed by law: Provided further, That the*  
 25 *amount transferred from the board of accountancy fee fund to the*  
 26 *state general fund pursuant to this subsection is to reimburse the*  
 27 *state general fund for accounting, auditing, budgeting, legal, pay-*  
 28 *roll, personnel and purchasing services and any other governmental*  
 29 *services which are performed on behalf of the board of accountancy*  
 30 *by other state agencies which receive appropriations from the state*  
 31 *general fund to provide such services.]*

32 Sec. 4.

#### 33 STATE BANK COMMISSIONER

34 (a) On the effective date of this act, the expenditure limitation estab-  
 35 lished for the fiscal year ending June 30, 2009, by the state finance council  
 36 on the bank commissioner fee fund is hereby decreased from \$8,389,041  
 37 to \$8,131,730.

38 *[(b) On the effective date of this act, or as soon thereafter as*  
 39 *moneys are available, notwithstanding the provisions of K.S.A. 75-*  
 40 *1308, and amendments thereto, or any other statute, the director of*  
 41 *accounts and reports shall transfer \$257,311 from the bank com-*  
 42 *missioner fee fund of the state bank commissioner to the state gen-*  
 43 *eral fund: Provided, That the transfer of such amount shall be in*

1 *addition to any other transfer from the bank commissioner fee fund*  
 2 *to the state general fund as prescribed by law: Provided further, That*  
 3 *the amount transferred from the bank commissioner fee fund to the*  
 4 *state general fund pursuant to this subsection is to reimburse the*  
 5 *state general fund for accounting, auditing, budgeting, legal, pay-*  
 6 *roll, personnel and purchasing services and any other governmental*  
 7 *services which are performed on behalf of the state bank commis-*  
 8 *sioner by other state agencies which receive appropriations from*  
 9 *the state general fund to provide such services.]*

10 Sec. 5.

#### 11 KANSAS BOARD OF BARBERING

12 (a) On the effective date of this act, the expenditure limitation estab-  
 13 lished for the fiscal year ending June 30, 2009, by the state finance council  
 14 on the board of barbering fee fund is hereby decreased from \$155,851  
 15 to \$142,692.

16 *[(b) On the effective date of this act, or as soon thereafter as*  
 17 *moneys are available, notwithstanding the provisions of K.S.A. 65-*  
 18 *1817a, and amendments thereto, or any other statute, the director*  
 19 *of accounts and reports shall transfer \$4,676 from the board of bar-*  
 20 *bering fee fund of the Kansas board of barbering to the state general*  
 21 *fund: Provided, That the transfer of such amount shall be in addition*  
 22 *to any other transfer from the board of barbering fee fund to the*  
 23 *state general fund as prescribed by law: Provided further, That the*  
 24 *amount transferred from the board of barbering fee fund to the state*  
 25 *general fund pursuant to this subsection is to reimburse the state*  
 26 *general fund for accounting, auditing, budgeting, legal, payroll,*  
 27 *personnel and purchasing services and any other governmental*  
 28 *services which are performed on behalf of the Kansas board of bar-*  
 29 *bering by other state agencies which receive appropriations from*  
 30 *the state general fund to provide such services.]*

31 Sec. 6.

#### 32 BEHAVIORAL SCIENCES REGULATORY BOARD

33 (a) On the effective date of this act, the expenditure limitation estab-  
 34 lished for the fiscal year ending June 30, 2009, by the state finance council  
 35 on the behavioral sciences regulatory board fee fund is hereby decreased  
 36 from \$625,213 to \$610,371.

37 *[(b) On the effective date of this act, or as soon thereafter as*  
 38 *moneys are available, notwithstanding the provisions of K.S.A. 74-*  
 39 *7506, and amendments thereto, or any other statute, the director of*  
 40 *accounts and reports shall transfer \$19,717 from the behavioral*  
 41 *sciences regulatory board fee fund of the behavioral sciences reg-*  
 42 *ulatory board to the state general fund: Provided, That the transfer*  
 43 *of such amount shall be in addition to any other transfer from the*



1 *behavioral sciences regulatory board fee fund to the state general*  
 2 *fund as prescribed by law: Provided further, That the amount trans-*  
 3 *ferred from the behavioral sciences regulatory board fee fund to the*  
 4 *state general fund pursuant to this subsection is to reimburse the*  
 5 *state general fund for accounting, auditing, budgeting, legal, pay-*  
 6 *roll, personnel and purchasing services and any other governmental*  
 7 *services which are performed on behalf of the behavioral sciences*  
 8 *regulatory board by other state agencies which receive appropri-*  
 9 *ations from the state general fund to provide such services.]*

10 Sec. 7.

#### 11 STATE BOARD OF HEALING ARTS

12 (a) During the fiscal year ending June 30, 2009, the director of the  
 13 budget and the director of the legislative research department shall con-  
 14 sult periodically and review the balance credited to and the estimated  
 15 receipts to be credited to the healing arts fee fund during the fiscal year  
 16 2009, and, upon a finding by the director of the budget in consultation  
 17 with the director of the legislative research department that the total of  
 18 the unencumbered balance and estimated receipts to be credited to the  
 19 healing arts fee fund during fiscal year 2009 are insufficient to finance  
 20 the authorized budgeted expenditures in accordance with the provisions  
 21 of appropriation acts, the director of the budget shall certify such finding  
 22 to the director of accounts and reports. Upon receipt of any such certi-  
 23 fication, the director of accounts and reports shall transfer the amount of  
 24 money as certified from the state general fund to the healing arts fee fund  
 25 that is required, in accordance with the certification by the director of  
 26 the budget under this subsection, to fund the authorized budgeted ex-  
 27 penditures for fiscal year 2009 in accordance with the provisions of ap-  
 28 propriation acts, as specified by the director of the budget pursuant to  
 29 such certification. On or before June 30, 2009, the director of accounts  
 30 and reports shall transfer from the healing arts fee fund to the state gen-  
 31 eral fund the amount of money equal to the aggregate of all amounts  
 32 transferred during fiscal year 2009 pursuant to this section to reimburse  
 33 the state general fund.

34 (b) On the effective date of this act, the expenditure limitation estab-  
 35 lished for the fiscal year ending June 30, 2009, by the state finance council  
 36 on the healing arts fee fund is hereby decreased from \$3,669,562 to  
 37 \$3,601,944.

38 *[(c) On the effective date of this act, or as soon thereafter as mon-*  
 39 *neys are available, notwithstanding the provisions of K.S.A. 65-2855,*  
 40 *and amendments thereto, or any other statute, the director of ac-*  
 41 *counts and reports shall transfer \$67,618 from the healing arts fee*  
 42 *fund of the state board of healing arts to the state general fund:*  
 43 *Provided, That the transfer of such amount shall be in addition to*

1 *any other transfer from the healing arts fee fund to the state general*  
 2 *fund as prescribed by law: Provided further, That the amount trans-*  
 3 *ferred from the healing arts fee fund to the state general fund pur-*  
 4 *suant to this subsection is to reimburse the state general fund for*  
 5 *accounting, auditing, budgeting, legal, payroll, personnel and pur-*  
 6 *chasing services and any other governmental services which are*  
 7 *performed on behalf of the state board of healing arts by other state*  
 8 *agencies which receive appropriations from the state general fund*  
 9 *to provide such services.]*

10 Sec. 8.

#### 11 KANSAS STATE BOARD OF COSMETOLOGY

12 (a) On the effective date of this act, the expenditure limitation estab-  
 13 lished for the fiscal year ending June 30, 2009, by the state finance council  
 14 on the cosmetology fee fund is hereby decreased from \$806,356 to  
 15 \$782,165.

16 *[(b) On the effective date of this act, or as soon thereafter as*  
 17 *moneys are available, notwithstanding the provisions of K.S.A. 74-*  
 18 *2704, and amendments thereto, or any other statute, the director of*  
 19 *accounts and reports shall transfer \$24,191 from the cosmetology*  
 20 *fee fund of the Kansas state board of cosmetology to the state gen-*  
 21 *eral fund: Provided, That the transfer of such amount shall be in*  
 22 *addition to any other transfer from the cosmetology fee fund to the*  
 23 *state general fund as prescribed by law: Provided further, That the*  
 24 *amount transferred from the cosmetology fee fund to the state gen-*  
 25 *eral fund pursuant to this subsection is to reimburse the state gen-*  
 26 *eral fund for accounting, auditing, budgeting, legal, payroll, per-*  
 27 *sonnel and purchasing services and any other governmental*  
 28 *services which are performed on behalf of the Kansas state board*  
 29 *of cosmetology by other state agencies which receive appropriations*  
 30 *from the state general fund to provide such services.]*

31 Sec. 9.

#### 32 STATE DEPARTMENT OF CREDIT UNIONS

33 (a) On the effective date of this act, the expenditure limitation estab-  
 34 lished for the fiscal year ending June 30, 2009, by the state finance council  
 35 on the credit union fee fund is hereby decreased from \$894,662 to  
 36 \$867,822.

37 *[(b) On the effective date of this act, or as soon thereafter as*  
 38 *moneys are available, notwithstanding the provisions of K.S.A. 17-*  
 39 *2236, and amendments thereto, or any other statute, the director of*  
 40 *accounts and reports shall transfer \$26,840 from the credit union*  
 41 *fee fund of the state department of credit unions to the state general*  
 42 *fund: Provided, That the transfer of such amount shall be in addition*  
 43 *to any other transfer from the credit union fee fund to the state*



1 *general fund as prescribed by law: Provided further, That the amount*  
 2 *transferred from the credit union fee fund to the state general fund*  
 3 *pursuant to this subsection is to reimburse the state general fund*  
 4 *for accounting, auditing, budgeting, legal, payroll, personnel and*  
 5 *purchasing services and any other governmental services which are*  
 6 *performed on behalf of the state department of credit unions by*  
 7 *other state agencies which receive appropriations from the state*  
 8 *general fund to provide such services.]*

9 Sec. 10.

#### 10 KANSAS DENTAL BOARD

11 (a) On the effective date of this act, the expenditure limitation estab-  
 12 lished for the fiscal year ending June 30, 2009, by the state finance council  
 13 on the dental board fee fund is hereby decreased from \$382,560 to  
 14 \$380,950.

15 *[(b) On the effective date of this act, or as soon thereafter as*  
 16 *moneys are available, notwithstanding the provisions of K.S.A. 74-*  
 17 *1405, and amendments thereto, or any other statute, the director of*  
 18 *accounts and reports shall transfer \$11,472 from the dental board*  
 19 *fee fund of the Kansas dental board to the state general fund: Pro-*  
 20 *vided, That the transfer of such amount shall be in addition to any*  
 21 *other transfer from the dental board fee fund to the state general*  
 22 *fund as prescribed by law: Provided further, That the amount trans-*  
 23 *ferred from the dental board fee fund to the state general fund pur-*  
 24 *suant to this subsection is to reimburse the state general fund for*  
 25 *accounting, auditing, budgeting, legal, payroll, personnel and pur-*  
 26 *chasing services and any other governmental services which are*  
 27 *performed on behalf of the Kansas dental board by other state agen-*  
 28 *cies which receive appropriations from the state general fund to*  
 29 *provide such services.]*

30 Sec. 11.

#### 31 STATE BOARD OF MORTUARY ARTS

32 (a) On the effective date of this act, the expenditure limitation estab-  
 33 lished for the fiscal year ending June 30, 2009, by the state finance council  
 34 on the mortuary arts fee fund is hereby decreased from \$276,605 to  
 35 \$268,307.

36 *[(b) On the effective date of this act, or as soon thereafter as*  
 37 *moneys are available, notwithstanding the provisions of K.S.A. 65-*  
 38 *1718, and amendments thereto, or any other statute, the director of*  
 39 *accounts and reports shall transfer \$8,298 from the mortuary arts*  
 40 *fee fund of the state board of mortuary arts to the state general*  
 41 *fund: Provided, That the transfer of such amount shall be in addition*  
 42 *to any other transfer from the mortuary arts fee fund to the state*  
 43 *general fund as prescribed by law: Provided further, That the amount*

1 *transferred from the mortuary arts fee fund to the state general fund*  
 2 *pursuant to this subsection is to reimburse the state general fund*  
 3 *for accounting, auditing, budgeting, legal, payroll, personnel and*  
 4 *purchasing services and any other governmental services which are*  
 5 *performed on behalf of the state board of mortuary arts by other*  
 6 *state agencies which receive appropriations from the state general*  
 7 *fund to provide such services.]*

8 Sec. 12.

#### 9 KANSAS BOARD OF EXAMINERS IN FITTING AND 10 DISPENSING OF HEARING INSTRUMENTS

11 (a) On the effective date of this act, the expenditure limitation estab-  
 12 lished for the fiscal year ending June 30, 2009, by the state finance council  
 13 on the hearing instrument board fee fund is hereby decreased from  
 14 \$29,511 to \$28,626.

15 *[(b) On the effective date of this act, or as soon thereafter as*  
 16 *moneys are available, notwithstanding the provisions of K.S.A. 2008*  
 17 *Supp. 74-5805, and amendments thereto, or any other statute, the*  
 18 *director of accounts and reports shall transfer \$885 from the hear-*  
 19 *ing instrument board fee fund of the Kansas board of examiners in*  
 20 *fitting and dispensing of hearing instruments to the state general*  
 21 *fund: Provided, That the transfer of such amount shall be in addition*  
 22 *to any other transfer from the hearing instrument board fee fund to*  
 23 *the state general fund as prescribed by law: Provided further, That*  
 24 *the amount transferred from the hearing instrument board fee fund*  
 25 *to the state general fund pursuant to this subsection is to reimburse*  
 26 *the state general fund for accounting, auditing, budgeting, legal,*  
 27 *payroll, personnel and purchasing services and any other govern-*  
 28 *mental services which are performed on behalf of the Kansas board*  
 29 *of examiners in fitting and dispensing of hearing instruments by*  
 30 *other state agencies which receive appropriations from the state*  
 31 *general fund to provide such services.]*

32 Sec. 13.

#### 33 BOARD OF NURSING

34 (a) On the effective date of this act, the expenditure limitation estab-  
 35 lished for the fiscal year ending June 30, 2009, by the state finance council  
 36 on the board of nursing fee fund is hereby decreased from \$1,854,916 to  
 37 \$1,817,328.

38 *[(b) On the effective date of this act, or as soon thereafter as*  
 39 *moneys are available, notwithstanding the provisions of K.S.A. 74-*  
 40 *1108, and amendments thereto, or any other statute, the director of*  
 41 *accounts and reports shall transfer \$55,647 from the board of nurs-*  
 42 *ing fee fund of the board of nursing to the state general fund: Pro-*  
 43 *vided, That the transfer of such amount shall be in addition to any*



other transfer from the board of nursing fee fund to the state general fund as prescribed by law: *Provided further, That the amount transferred from the board of nursing fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of nursing by other state agencies which receive appropriations from the state general fund to provide such services.*

Sec. 14.

#### BOARD OF EXAMINERS IN OPTOMETRY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the optometry fee fund is hereby decreased from \$130,411 to \$126,499.

*[(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-1503, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$3,912 from the optometry fee fund of the board of examiners in optometry to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the optometry fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the optometry fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the board of examiners in optometry by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 15.

#### STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the state board of pharmacy fee fund is hereby decreased from \$764,201 to \$694,115.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by section 81(a) of chapter 167 of the 2007 Session Laws of Kansas on the official hospitality account of the state board of pharmacy fee fund is hereby increased from \$500 to \$750.

*[(c) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-1609,*

*and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$25,102 from the state board of pharmacy fee fund of the state board of pharmacy to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the state board of pharmacy fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the state board of pharmacy fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of pharmacy by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 16.

#### REAL ESTATE APPRAISAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the appraiser fee fund is hereby decreased from \$326,818 to \$316,050.

*[(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-4107, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$9,804 from the appraiser fee fund of the real estate appraisal board to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the appraiser fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the appraiser fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the real estate appraisal board by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 17.

#### KANSAS REAL ESTATE COMMISSION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the real estate fee fund is hereby decreased from \$1,103,162 to \$1,007,347.

(b) On the effective date of this act, there is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other



than refunds authorized by law shall not exceed the following:

Background investigation fee fund ..... No limit  
*Provided, That, on and after the effective date of this act during fiscal year 2009, notwithstanding the provisions of K.S.A. 58-3039, and amendments thereto, moneys collected for the purpose of reimbursing the Kansas real estate commission for the cost of fingerprinting and the criminal history record check shall be deposited in the state treasury and credited to the background investigation fee fund.*

*[(c) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-3074, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$83,095 from the real estate fee fund of the Kansas real estate commission to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the real estate fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the real estate fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas real estate commission by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 18.

#### OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the securities act fee fund is hereby decreased from \$2,874,245 to \$2,794,096.

Sec. 19.

#### STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the technical professions fee fund is hereby decreased from \$576,909 to \$559,584.

(b) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2009, by section 88 of chapter 167 of the 2007 Session Laws of Kansas for the state board of technical professions is hereby decreased from 6.00 to 5.00.

*[(c) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7009, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$17,325 from the technical pro-*

*essions fee fund of the state board of technical professions to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the technical professions fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the technical professions fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of technical professions by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 20.

#### STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the veterinary examiners fee fund is hereby decreased from \$268,925 to \$260,690.

*[(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 47-820, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$8,068 from the veterinary examiners fee fund of the state board of veterinary examiners to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the veterinary examiners fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the veterinary examiners fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of veterinary examiners by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 21.

#### GOVERNMENTAL ETHICS COMMISSION

(a) On the effective date of this act, of the \$511,910 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 87(a) of chapter 167 of the 2007 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$41,696 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council



1 on the governmental ethics commission fee fund is hereby increased from  
2 \$161,092 to \$186,925.

3 Sec. 22.

#### 4 KANSAS HOME INSPECTORS REGISTRATION BOARD

5 (a) There is appropriated for the above agency from the following spe-  
6 cial revenue fund or funds for the fiscal year ending June 30, 2009, all  
7 moneys now or hereafter lawfully credited to and available in such fund  
8 or funds, except that expenditures other than refunds authorized by law  
9 shall not exceed the following:

10 Home inspectors registration fee fund..... No limit

11 Sec. 23.

#### 12 LEGISLATIVE COORDINATING COUNCIL

13 (a) On the effective date of this act, of the \$572,467 appropriated for  
14 the above agency for the fiscal year ending June 30, 2009, by section 68(a)  
15 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
16 fund in the legislative coordinating council — operations account, the  
17 sum of \$19,664 [**\$39,328**] is hereby lapsed.

18 (b) On the effective date of this act, of the \$3,528,548 appropriated for  
19 the above agency for the fiscal year ending June 30, 2009, by section 68(a)  
20 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
21 fund in the legislative research department — operations account, the  
22 sum of \$79,100 [**\$158,200**] is hereby lapsed.

23 (c) On the effective date of this act, of the \$3,210,602 appropriated for  
24 the above agency for the fiscal year ending June 30, 2009, by section 68(a)  
25 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
26 fund in the office of revisor of statutes — operations account, the sum of  
27 \$70,972 [**\$141,944**] is hereby lapsed.

28 Sec. 24.

#### 29 LEGISLATURE

30 (a) On the effective date of this act, of the \$18,525,453 appropriated  
31 for the above agency for the fiscal year ending June 30, 2009, by section  
32 69(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
33 general fund in the operations (including official hospitality) account, the  
34 sum of \$376,895 [**\$753,790**] is hereby lapsed.

35 Sec. 25.

#### 36 DIVISION OF POST AUDIT

37 (a) On the effective date of this act, of the \$2,400,599 appropriated for  
38 the above agency for the fiscal year ending June 30, 2009, by section 70(a)  
39 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
40 fund in the operations (including legislative post audit committee) ac-  
41 count, the sum of \$57,500 [**\$115,000**] is hereby lapsed.

1 Sec. 26.

#### 2 STATE FINANCE COUNCIL

3 (a) On the effective date of this act, of the \$38,575,818 appropriated  
4 for the above agency for the fiscal year ending June 30, 2009, by section  
5 2(a) of chapter 159 of the 2008 Session Laws of Kansas from the state  
6 general fund for the purposes of salaries and compensation for state of-  
7 ficers and employees, the sum of \$374,599 is hereby lapsed.

8 (b) On the effective date of this act, of the \$229,430 appropriated for  
9 the above agency for the fiscal year ending June 30, 2009, by section  
10 2(c)(1) of chapter 159 of the 2008 Session Laws of Kansas from the state  
11 economic development initiatives fund for the purposes of salaries and  
12 compensation for state officers and employees, the sum of \$8,789 is  
13 hereby lapsed.

14 (c) On the effective date of this act, of the \$47,029 appropriated for  
15 the above agency for the fiscal year ending June 30, 2009, by section  
16 2(d)(1) of chapter 159 of the 2008 Session Laws of Kansas from the state  
17 water plan fund for the purposes of salaries and compensation for state  
18 officers and employees, the sum of \$2,776 is hereby lapsed.

19 Sec. 27.

#### 20 GOVERNOR'S DEPARTMENT

21 (a) On the effective date of this act, of the \$2,558,096 appropriated for  
22 the above agency for the fiscal year ending June 30, 2009, by section 71(a)  
23 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
24 fund in the governor's department account, the sum of \$77,931 is hereby  
25 lapsed.

26 (b) On the effective date of this act, of the \$1,625,243 appropriated for  
27 the above agency for the fiscal year ending June 30, 2009, by section 71(a)  
28 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
29 fund in the domestic violence prevention grants account, the sum of  
30 \$113,035 is hereby lapsed.

31 (c) On the effective date of this act, of the \$2,525,000 appropriated for  
32 the above agency for the fiscal year ending June 30, 2009, by section 71(a)  
33 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
34 fund in the enhancement outreach account, the sum of \$56,518 is hereby  
35 lapsed.

36 (d) There is appropriated for the above agency from the following spe-  
37 cial revenue fund or funds for the fiscal year ending June 30, 2009, all  
38 moneys now or hereafter lawfully credited to and available in such fund  
39 or funds, except that expenditures other than refunds authorized by law  
40 shall not exceed the following:

41 Hispanic and Latino American affairs fee fund..... No limit  
42 *Provided*, That the Kansas Hispanic and Latino American affairs com-  
43 mission is hereby authorized to fix, charge and collect fees for translation.



1 of official documents or materials to or from Spanish: *Provided further*,  
 2 That such fees shall be fixed to recover all or part of the expenses incurred  
 3 for translation of official documents or materials to or from Spanish and  
 4 shall be consistent with policies established in accordance with K.S.A.  
 5 2008 Supp. 73-2802, and amendments thereto: *And provided further*,  
 6 That all such fees shall be remitted to the state treasurer in accordance  
 7 with the provisions of K.S.A. 75-4215, and amendments thereto: *And*  
 8 *provided further*, That upon receipt of each such remittance, the state  
 9 treasurer shall deposit the entire amount in the state treasury to the credit  
 10 of the Hispanic and Latino American affairs fee fund.

11 Sec. 28.

#### 12 LIEUTENANT GOVERNOR

13 (a) On the effective date of this act, of the \$213,795 appropriated for  
 14 the above agency for the fiscal year ending June 30, 2009, by section 72(a)  
 15 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 16 fund in the operations account, the sum of \$7,631 is hereby lapsed.

17 Sec. 29.

#### 18 ATTORNEY GENERAL

19 (a) On the effective date of this act, of the \$4,872,744 appropriated for  
 20 the above agency for the fiscal year ending June 30, 2009, by section 73(a)  
 21 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 22 fund in the operating expenditures account, the sum of \$334,128 is hereby  
 23 lapsed.

24 (b) On the effective date of this act, or as soon thereafter as moneys  
 25 are available, notwithstanding the provisions of K.S.A. 21-3851, and  
 26 amendments thereto, or any other statute, the director of accounts and  
 27 reports shall transfer \$1,500,000 from the medicaid fraud reimbursement  
 28 fund of the attorney general to the state general fund: *Provided*, That the  
 29 transfer of such amount shall be in addition to any other transfer from  
 30 the medicaid fraud reimbursement fund to the state general fund as pre-  
 31 scribed by law: *Provided further*, That the amount transferred from the  
 32 medicaid fraud reimbursement fund to the state general fund pursuant  
 33 to this subsection is to reimburse the state general fund for accounting,  
 34 auditing, budgeting, legal, payroll, personnel and purchasing services and  
 35 any other governmental services which are performed on behalf of the  
 36 attorney general by other state agencies which receive appropriations  
 37 from the state general fund to provide such services.

38 (c) On the effective date of this act, or as soon thereafter as moneys  
 39 are available, notwithstanding the provisions of K.S.A. 82a-1802, and  
 40 amendments thereto, or any other statute, the director of accounts and  
 41 reports shall transfer \$1,560,000 from the interstate water litigation fund  
 42 of the attorney general to the state general fund: *Provided*, That the trans-  
 43 fer of such amount shall be in addition to any other transfer from the

1 interstate water litigation fund to the state general fund as prescribed by  
 2 law: *Provided further*, That the amount transferred from the interstate  
 3 water litigation fund to the state general fund pursuant to this subsection  
 4 is to reimburse the state general fund for accounting, auditing, budgeting,  
 5 legal, payroll, personnel and purchasing services and any other govern-  
 6 mental services which are performed on behalf of the attorney general  
 7 by other state agencies which receive appropriations from the state gen-  
 8 eral fund to provide such services.

9 (d) On the effective date of this act, the expenditure limitation estab-  
 10 lished for the fiscal year ending June 30, 2009, by the state finance council  
 11 on the crime victims compensation fund for state operations is hereby  
 12 increased from \$459,307 to \$480,994.

13 Sec. 30.

#### 14 STATE TREASURER

15 (a) On the effective date of this act, the expenditure limitation estab-  
 16 lished for the fiscal year ending June 30, 2009, by the state finance council  
 17 on the state treasurer operating fund is hereby decreased from \$1,594,042  
 18 to \$1,564,173.

19 (b) There is appropriated for the above agency from the following spe-  
 20 cial revenue fund or funds for the fiscal year ending June 30, 2009, all  
 21 moneys now or hereafter lawfully credited to and available in such fund  
 22 or funds, except that expenditures other than refunds authorized by law  
 23 shall not exceed the following:

24 Special qualified industrial manufacturer fund ..... No limit  
 25 *Provided*, That, notwithstanding the provisions of K.S.A. 2008 Supp. 74-  
 26 50,122, and amendments thereto, or any other statute, the special qual-  
 27 ified industrial manufacturer fund shall be maintained in the state treas-  
 28 ury and shall be administered by the state treasurer for the purposes of  
 29 the qualified industrial manufacturer act: *Provided further*, That on the  
 30 15th day of each month that commences during fiscal year 2009, the  
 31 secretary of commerce and the secretary of revenue shall consult and  
 32 determine the amount of revenue received by the state from withholding  
 33 taxes paid by each taxpayer that is a qualified industrial manufacturer  
 34 during the preceding month and then, jointly, shall certify the amount so  
 35 determined to the director of accounts and reports and, at the same time  
 36 as such certification is transmitted to the director of accounts and reports,  
 37 shall transmit a copy of such certification to the director of the budget  
 38 and the director of legislative research: *And provided further*, That, upon  
 39 receipt of each such certification, the director of accounts and reports  
 40 shall transfer the amount certified from the state general fund to the  
 41 special qualified industrial manufacturer fund established by this subsec-  
 42 tion: *And provided further*, That, on or before the 10th day of each month  
 43 commencing during fiscal year 2009, the director of accounts and reports



1 shall transfer from the state general fund to the special qualified industrial  
 2 manufacturer fund interest earnings based on: (1) The average daily bal-  
 3 ance of moneys in the special qualified industrial manufacturer fund es-  
 4 tablished by this subsection for the preceding month; and (2) the net  
 5 earnings rate of the pooled money investment portfolio for the preceding  
 6 month: *And provided further*, That the moneys credited to the special  
 7 qualified industrial manufacturer fund from the withholding taxes paid  
 8 by a qualified industrial manufacturer shall be paid by the state treasurer  
 9 to such qualified industrial manufacturer on such dates as are mutually  
 10 agreed to by the secretary of commerce and the state treasurer, serving  
 11 as paying agent in accordance with the terms of the agreement entered  
 12 into pursuant to K.S.A. 2008 Supp. 74-50,122, and amendments thereto,  
 13 by the secretary of commerce and such qualified industrial manufacturer:  
 14 *And provided further*, That not more than \$2,000,000 shall be paid from  
 15 the special qualified industrial manufacturer fund established by this sub-  
 16 section by the state treasurer to a qualified industrial manufacturer: *And*  
 17 *provided further*, That the words and phrases used in these provisos to  
 18 appropriation of moneys in the special qualified industrial manufacturer  
 19 fund shall have the meanings respectively ascribed thereto by K.S.A. 2008  
 20 Supp. 74- 50,121, and amendments thereto, unless the context requires  
 21 otherwise.

22 Cessna bonds fund ..... No limit  
 23 *Provided*, That on the 15th day of each month that commences during  
 24 fiscal year 2009, the secretary of revenue shall determine the amount of  
 25 revenue received by the state during the preceding month from with-  
 26 holding taxes paid with respect to an eligible project by each taxpayer  
 27 that is an eligible business for which bonds have been issued under K.S.A.  
 28 2008 Supp. 74-50,136, and amendments thereto, and shall certify the  
 29 amount so determined to the director of accounts and reports and, at the  
 30 same time as such certification is transmitted to the director of accounts  
 31 and reports, shall transmit a copy of such certification to the director of  
 32 the budget and the director of legislative research: *Provided further*, That,  
 33 upon receipt of each such certification, the director of accounts and re-  
 34 ports shall transfer the amount certified from the state general fund to  
 35 the cessna bonds fund: *And provided further*, That, on or before the 10th  
 36 day of each month commencing during fiscal year 2009, the director of  
 37 accounts and reports shall transfer from the state general fund to the  
 38 cessna bonds fund interest earnings based on: (1) The average daily bal-  
 39 ance of moneys in the cessna bonds fund for the preceding month; and  
 40 (2) the net earnings rate of the pooled money investment portfolio for  
 41 the preceding month: *And provided further*, That the moneys credited  
 42 to the cessna bonds fund from the withholding taxes paid by an eligible  
 43 business and the interest earnings thereon shall be transferred by the

1 state treasurer from the cessna bonds fund to the special economic re-  
 2 vitalization fund administered by the state treasurer in accordance with  
 3 K.S.A. 2008 Supp. 74-50,136, and amendments thereto.

4 [(c) On the effective date of this act, or as soon thereafter as mon-  
 5 eys are available, notwithstanding the provisions of the uniform  
 6 unclaimed property act, K.S.A. 58-3934 et seq., and amendments  
 7 thereto, or any other statute, the director of accounts and reports  
 8 shall transfer \$55,419 from the state treasurer operating fund of the  
 9 state treasurer to the state general fund: *Provided*, That the transfer  
 10 of such amount shall be in addition to any other transfer from the  
 11 state treasurer operating fund to the state general fund as pre-  
 12 scribed by law: *Provided further*, That the amount transferred from  
 13 the state treasurer operating fund to the state general fund pursuant  
 14 to this subsection is to reimburse the state general fund for account-  
 15 ing, auditing, budgeting, legal, payroll, personnel and purchasing  
 16 services and any other governmental services which are performed  
 17 on behalf of the state treasurer by other state agencies which receive  
 18 appropriations from the state general fund to provide such services.

19 [(d) On the effective date of this act, or as soon thereafter as  
 20 moneys are available, notwithstanding the provisions of K.S.A. 10-  
 21 108, and amendments thereto, or any other statute, the director of  
 22 accounts and reports shall transfer \$30,000 from the bond services  
 23 fee fund of the state treasurer to the state general fund: *Provided*,  
 24 That the transfer of such amount shall be in addition to any other  
 25 transfer from the bond services fee fund to the state general fund  
 26 as prescribed by law: *Provided further*, That the amount transferred  
 27 from the bond services fee fund to the state general fund pursuant  
 28 to this subsection is to reimburse the state general fund for account-  
 29 ing, auditing, budgeting, legal, payroll, personnel and purchasing  
 30 services and any other governmental services which are performed  
 31 on behalf of the state treasurer by other state agencies which receive  
 32 appropriations from the state general fund to provide such services.

33 [(e) On the effective date of this act, or as soon thereafter as mon-  
 34 eys are available, notwithstanding the provisions of K.S.A. 2008  
 35 Supp. 75-648, and amendments thereto, or any other statute, the  
 36 director of accounts and reports shall transfer \$2,651 from the Kan-  
 37 sas postsecondary education savings program expense fund of the  
 38 state treasurer to the state general fund: *Provided*, That the transfer  
 39 of such amount shall be in addition to any other transfer from the  
 40 Kansas postsecondary education savings program expense fund to  
 41 the state general fund as prescribed by law: *Provided further*, That  
 42 the amount transferred from the Kansas postsecondary education  
 43 savings program expense fund to the state general fund pursuant to



1 *this subsection is to reimburse the state general fund for accounting,*  
 2 *auditing, budgeting, legal, payroll, personnel and purchasing serv-*  
 3 *ices and any other governmental services which are performed on*  
 4 *behalf of the state treasurer by other state agencies which receive*  
 5 *appropriations from the state general fund to provide such services.*

6 *[(f) On the effective date of this act, or as soon thereafter as mon-*  
 7 *neys are available, notwithstanding the provisions of K.S.A. 58-3978,*  
 8 *and amendments thereto, or any other statute, the director of ac-*  
 9 *counts and reports shall transfer \$17,349 from the unclaimed prop-*  
 10 *erty expense fund of the state treasurer to the state general fund:*  
 11 *Provided, That the transfer of such amount shall be in addition to*  
 12 *any other transfer from the unclaimed property expense fund to the*  
 13 *state general fund as prescribed by law: Provided further, That the*  
 14 *amount transferred from the unclaimed property expense fund to*  
 15 *the state general fund pursuant to this subsection is to reimburse*  
 16 *the state general fund for accounting, auditing, budgeting, legal,*  
 17 *payroll, personnel and purchasing services and any other govern-*  
 18 *mental services which are performed on behalf of the state treasurer*  
 19 *by other state agencies which receive appropriations from the state*  
 20 *general fund to provide such services.*

21 *[(g) On the effective date of this act, or as soon thereafter as*  
 22 *moneys are available, notwithstanding the provisions of K.S.A. 75-*  
 23 *4235, and amendments thereto, or any other statute, the director of*  
 24 *accounts and reports shall transfer \$25,716 from the pooled money*  
 25 *investment portfolio fee fund of the state treasurer to the state gen-*  
 26 *eral fund: Provided, That the transfer of such amount shall be in*  
 27 *addition to any other transfer from the pooled money investment*  
 28 *portfolio fee fund to the state general fund as prescribed by law:*  
 29 *Provided further, That the amount transferred from the pooled*  
 30 *money investment portfolio fee fund to the state general fund pur-*  
 31 *suant to this subsection is to reimburse the state general fund for*  
 32 *accounting, auditing, budgeting, legal, payroll, personnel and pur-*  
 33 *chasing services and any other governmental services which are*  
 34 *performed on behalf of the state treasurer by other state agencies*  
 35 *which receive appropriations from the state general fund to provide*  
 36 *such services.]*

37 Sec. 31.

#### 38 HEALTH CARE STABILIZATION FUND BOARD 39 OF GOVERNORS

40 (a) On the effective date of this act, the expenditure limitation estab-  
 41 lished for the fiscal year ending June 30, 2009, by the state finance council  
 42 on the health care stabilization fund is hereby decreased from \$1,335,926  
 43 to \$1,333,033.

1 Sec. 32.

#### 2 JUDICIAL COUNCIL

3 (a) On the effective date of this act, of the \$150,000 appropriated for  
 4 the above agency for the fiscal year ending June 30, 2009, by section 78(a)  
 5 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 6 fund in the recodification commission account, the sum of \$3,000 is  
 7 hereby lapsed.

8 Sec. 33.

#### 9 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

10 (a) On the effective date of this act, of the \$11,011,077 appropriated  
 11 for the above agency for the fiscal year ending June 30, 2009, by section  
 12 79(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
 13 general fund in the operating expenditures account, the sum of \$218,606  
 14 is hereby lapsed.

15 (b) On the effective date of this act, of the \$9,600,000 appropriated for  
 16 the above agency for the fiscal year ending June 30, 2009, by section 79(a)  
 17 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 18 fund in the assigned counsel expenditures account, the sum of \$35,000  
 19 is hereby lapsed.

20 (c) On the effective date of this act, of the \$1,822,764 appropriated for  
 21 the above agency for the fiscal year ending June 30, 2009, by section 79(a)  
 22 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 23 fund in the capital defense operations account, the sum of \$101,141 is  
 24 hereby lapsed.

25 (d) On the effective date of this act, of the \$396,514 appropriated for  
 26 the above agency for the fiscal year ending June 30, 2009, by section 79(a)  
 27 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 28 fund in the legal services for prisoners account, the sum of \$107,930 is  
 29 hereby lapsed.

30 Sec. 34.

#### 31 KANSAS HUMAN RIGHTS COMMISSION

32 (a) On the effective date of this act, of the \$1,710,065 appropriated for  
 33 the above agency for the fiscal year ending June 30, 2009, by section 82(a)  
 34 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
 35 fund in the operating expenditures account, the sum of \$52,923 is hereby  
 36 lapsed.

37 (b) On the effective date of this act, the expenditure limitation estab-  
 38 lished for the above agency for the fiscal year ending June 30, 2009, by  
 39 section 82(a) of chapter 131 of the 2008 Session Laws of Kansas, on  
 40 expenditures for official hospitality from the operating expenditures ac-  
 41 count of the state general fund is hereby increased from \$150 to \$200.



1 Sec. 35.

2 STATE CORPORATION COMMISSION

3 (a) On the effective date of this act, the aggregate expenditure limita-  
4 tion established for the fiscal year ending June 30, 2009, by the state  
5 finance council on the public service regulation fund, the motor carrier  
6 license fees fund, and the conservation fee fund is hereby increased from  
7 \$17,001,258 to \$17,007,823.

8 (b) On the effective date of this act, or as soon thereafter as moneys  
9 are available, notwithstanding the provisions of any other statute, the di-  
10 rector of accounts and reports shall transfer \$1,000,000 from the KETA  
11 development fund of the state corporation commission to the state gen-  
12 eral fund: *Provided*, That the transfer of such amount shall be in addition  
13 to any other transfer from the KETA development fund to the state gen-  
14 eral fund as prescribed by law: *Provided further*, That the amount trans-  
15 ferred from the KETA development fee fund to the state general fund  
16 pursuant to this subsection is to reimburse the state general fund for  
17 accounting, auditing, budgeting, legal, payroll, personnel and purchasing  
18 services and any other governmental services which are performed on  
19 behalf of the state corporation commission by other state agencies which  
20 receive appropriations from the state general fund to provide such serv-  
21 ices.

22 (c) During the fiscal year ending June 30, 2009, the director of accounts  
23 and reports, upon request of the executive director of the state corpora-  
24 tion commission and the approval of the director of the budget, may  
25 transfer an amount not to exceed \$1,000,000 from the state general fund  
26 to the KETA development fund.

27 [(d) On the effective date of this act, the state corporation com-  
28 mission shall certify to the director of the budget and director of  
29 accounts and reports an amount or amounts to be transferred on  
30 the effective date of this act, or as soon thereafter as moneys are  
31 available, notwithstanding the provisions of K.S.A. 55-143, 55-167,  
32 55-168, 55-180, 55-1,116, 66-1,142, or 66-1a01, and amendments  
33 thereto, or of any other statute, from the public service regulation  
34 fund, the motor carrier license fees fund, the conservation fee fund,  
35 the natural gas underground storage fee fund, and the facility con-  
36 servation improvement program fund of the state corporation com-  
37 mission to the state general fund during fiscal year 2009: *Provided*,  
38 That the aggregate of the amounts specified in such certification to  
39 be transferred from such funds during fiscal year 2009 shall be  
40 \$634,875: *Provided further*, That, upon receipt of such certification,  
41 the director accounts and reports shall transfer the amount or  
42 amounts specified to be transferred from the public service regu-  
43 lation fund, the motor carrier license fees fund, the conservation fee

1 fund, the natural gas underground storage fee fund, and the facility  
2 conservation improvement program fund to the state general fund  
3 on the date or dates specified in such certification therefor, or as  
4 soon thereafter as moneys are available: *Provided however*, That the  
5 aggregate of the amounts transferred in accordance with this sub-  
6 section to the state general fund from the public service regulation  
7 fund, the motor carrier license fees fund, the conservation fee fund,  
8 the natural gas underground storage fee fund, and the facility con-  
9 servation improvement program fund during fiscal year 2009 shall  
10 not exceed \$634,875: And provided further, That the transfer of each  
11 such amount from the public service regulation fund, the motor  
12 carrier license fees fund, the conservation fee fund, the natural gas  
13 underground storage fee fund, or the facility conservation improve-  
14 ment program fund to the state general fund pursuant to this sub-  
15 section shall be in addition to any other transfer from the public  
16 service regulation fund, the motor carrier license fees fund, the con-  
17 servation fee fund, the natural gas underground storage fee fund,  
18 or the facility conservation improvement program fund to the state  
19 general fund prescribed by law: And provided further, That the trans-  
20 fer of each such amount from the public service regulation fund,  
21 the motor carrier license fees fund, the conservation fee fund, the  
22 natural gas underground storage fee fund, and the facility conser-  
23 vation improvement program fund to the state general fund pur-  
24 suant to this subsection is to reimburse the state general fund for  
25 accounting, auditing, budgeting, legal, payroll, personnel and pur-  
26 chasing services and any other governmental services which are  
27 performed on behalf of the state corporation commission by other  
28 state agencies which receive appropriations from the state general  
29 fund to provide such services.]

30 Sec. 36.

31 CITIZENS' UTILITY RATEPAYER BOARD

32 (a) On the effective date of this act, the expenditure limitation estab-  
33 lished for the fiscal year ending June 30, 2009, by the state finance council  
34 on the utility regulatory fee fund is hereby decreased from \$803,448 to  
35 \$779,348.

36 [(b) On the effective date of this act, or as soon thereafter as  
37 moneys are available, notwithstanding the provisions of any other  
38 statute, the director of accounts and reports shall transfer \$24,100  
39 from the utility regulatory fee fund of the citizens' utility ratepayer  
40 board to the state general fund: *Provided*, That the transfer of such  
41 amount shall be in addition to any other transfer from the utility  
42 regulatory fee fund to the state general fund as prescribed by law:  
43 *Provided further*, That the amount transferred from the utility reg-



*ulatory fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the citizens' utility ratepayer board by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 37.

#### DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

Long-term care ombudsman ..... \$34,173

(b) On the effective date of this act, of the amount reappropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the financial management system account, the sum of \$19,755 is hereby lapsed.

(c) On the effective date of this act, of the \$1,129,504 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the general administration account, the sum of \$34,333 is hereby lapsed.

(d) On the effective date of this act, of the \$1,385,833 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the budget analysis account, the sum of \$42,543 is hereby lapsed.

(e) On the effective date of this act, of the \$1,954,455 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the personnel services account, the sum of \$61,807 is hereby lapsed.

(f) On the effective date of this act, of the \$512,136 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the purchasing account, the sum of \$17,019 is hereby lapsed.

(g) On the effective date of this act, of the \$68,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the facilities management account, the sum of \$2,040 is hereby lapsed.

(h) On the effective date of this act, of the \$1,977,022 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general

fund in the accounts and reports account, the sum of \$64,509 is hereby lapsed.

(i) On the effective date of this act, of the \$196,847 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the policy analysis initiatives account, the sum of \$5,905 is hereby lapsed.

(j) On the effective date of this act, of the \$75,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 4(a) of chapter 159 of the 2008 Session Laws of Kansas from the state general fund in the implementation of new pay plans account, the sum of \$2,250 is hereby lapsed.

(k) On the effective date of this act, of the \$2,684,329 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the department of administration systems account, the sum of \$80,530 is hereby lapsed.

(l) On the effective date of this act, of the \$2,249,447 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 85(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the public broadcasting council grants account, the sum of \$67,476 is hereby lapsed.

(m) On the effective date of this act, of the \$3,000,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the capitol complex repair and rehabilitation account, the sum of \$90,000 is hereby lapsed.

(n) On the effective date of this act, of the \$200,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the rehabilitation and repair for state facilities account, the sum of \$6,000 is hereby lapsed.

(o) On the effective date of this act, of the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the judicial center rehabilitation and repair account, the sum of \$3,000 is hereby lapsed.

(p) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2009, the following:

SIBF — state building insurance ..... \$15,844

(q) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2009, the following:



1 CIBF — state building insurance ..... \$1,454  
 2 (r) On the effective date of this act, the \$475,000 appropriated for the  
 3 above agency for the fiscal year ending June 30, 2009, by section 85(m)  
 4 of chapter 131 of the 2008 Session Laws of Kansas from the Kansas  
 5 educational building fund in the EBF — state building insurance account,  
 6 is hereby lapsed.

7 *[(s) On the effective date of this act, of the \$407,813 appropriated*  
 8 *for the above agency for the fiscal year ending June 30, 2009, by*  
 9 *section 137(a) of chapter 131 of the 2008 Session Laws of Kansas*  
 10 *from the state general fund in the energy conservation improve-*  
 11 *ments — debt service account, the sum of \$352,500 is hereby lapsed.*

12 *[(t) On the effective date of this act, of the \$36,146,303 appro-*  
 13 *priated for the above agency for the fiscal year ending June 30,*  
 14 *2009, by section 85(a) of chapter 131 of the 2008 Session Laws of*  
 15 *Kansas from the state general fund in the KPERS bonds debt service*  
 16 *account, the sum of \$10,070,000 is hereby lapsed.*

17 *[(u) On the effective date of this act, of the \$611,376 appropriated*  
 18 *for the above agency for the fiscal year ending June 30, 2009, by*  
 19 *section 85(a) of chapter 131 of the 2008 Session Laws of Kansas*  
 20 *from the state general fund in the public broadcasting digital con-*  
 21 *version debt service account, the sum of \$315,000 is hereby lapsed.*

22 *[(v) On the effective date of this act, of the \$10,052,858 appro-*  
 23 *priated for the above agency for the fiscal year ending June 30,*  
 24 *2009, by section 137(a) of chapter 131 of the 2008 Session Laws of*  
 25 *Kansas from the state general fund in the statehouse improvements*  
 26 *— debt service account, the sum of \$1,190,000 is hereby lapsed.]*

27 Sec. 38.

#### 28 STATE COURT OF TAX APPEALS

29 (a) On the effective date of this act, of the \$1,773,780 appropriated for  
 30 the above agency for the fiscal year ending June 30, 2009, by section 30(a)  
 31 of chapter 184 of the 2008 Session Laws of Kansas from the state general  
 32 fund in the operating expenditures account, the sum of \$200,244 is hereby  
 33 lapsed.

34 (b) On the effective date of this act, the expenditure limitation estab-  
 35 lished for the fiscal year ending June 30, 2009, by section 30(b) of chapter  
 36 184 of the 2008 Session Laws of Kansas on the COTA filing fee fund is  
 37 hereby increased from \$496,234 to \$641,234.

38 Sec. 39.

#### 39 DEPARTMENT OF REVENUE

40 (a) On the effective date of this act, of the \$20,547,871 appropriated  
 41 for the above agency for the fiscal year ending June 30, 2009, by section  
 42 87(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
 43 general fund in the operating expenditures account, the sum of \$643,170

1 is hereby lapsed.

2 (b) On the effective date of this act, the expenditure limitation estab-  
 3 lished for the fiscal year ending June 30, 2009, by the state finance council  
 4 on the division of vehicles operating fund is hereby decreased from  
 5 \$45,859,624 to \$45,327,045.

6 (c) There is appropriated for the above agency from the following spe-  
 7 cial revenue fund or funds for the fiscal year ending June 30, 2009, all  
 8 moneys now or hereafter lawfully credited to and available in such fund  
 9 or funds, except that expenditures other than refunds authorized by law  
 10 shall not exceed the following:

11 Division of vehicles modernization fund ..... No limit

12 (d) On the effective date of this act, or as soon thereafter as moneys  
 13 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 79-  
 14 34,156, 79-34,157 or 79-34,158, and amendments thereto, or any other  
 15 statute, the director of accounts and reports shall transfer \$500,000 from  
 16 the Kansas qualified biodiesel fuel producer incentive fund of the de-  
 17 partment of revenue to the state general fund: *Provided*, That the transfer  
 18 of such amount shall be in addition to any other transfer from the Kansas  
 19 qualified biodiesel fuel producer incentive fund to the state general fund  
 20 as prescribed by law: *Provided further*, That the amount transferred from  
 21 the Kansas qualified biodiesel fuel producer incentive fund to the state  
 22 general fund pursuant to this subsection is to reimburse the state general  
 23 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
 24 purchasing services and any other governmental services which are per-  
 25 formed on behalf of the department of revenue by other state agencies  
 26 which receive appropriations from the state general fund to provide such  
 27 services.

28 Sec. 40.

#### 29 KANSAS LOTTERY

30 (a) On the effective date of this act, the amount authorized by section  
 31 88(b) of chapter 131 of the 2008 Session Laws of Kansas to be transferred  
 32 from the lottery operating fund to the state gaming revenues fund during  
 33 the fiscal year ending June 30, 2009, is hereby decreased from  
 34 \$73,040,000 to \$72,540,000.

35 Sec. 41.

#### 36 KANSAS RACING AND GAMING COMMISSION

37 (a) On the effective date of this act, the position limitation established  
 38 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131  
 39 of the 2008 Session Laws of Kansas for the Kansas racing and gaming  
 40 commission — state racing operations and expanded lottery act regulation  
 41 division is hereby decreased from 95.50 to 56.00.

42 (b) On the effective date of this act, the expenditure limitation estab-  
 43 lished for the fiscal year ending June 30, 2009, by the state finance council



1 on the state racing fund of the Kansas racing and gaming commission is  
2 hereby decreased from \$2,057,457 to \$729,296.

3 (c) On the effective date of this act, there is appropriated for the above  
4 agency from the following special revenue fund or funds for the fiscal  
5 year ending June 30, 2009, all moneys now or hereafter lawfully credited  
6 to and available in such fund or funds, except that expenditures other  
7 than refunds authorized by law shall not exceed the following:

8 Gaming machine examination fund ..... No limit  
9 Horse purse fund ..... No limit

10 (d) On the effective date of this act, the pooled money investment  
11 board is authorized and directed to extend the repayment date and to  
12 modify any related provisions of the loan agreement entered into with  
13 the Kansas racing and gaming commission pursuant to section 89(h) of  
14 chapter 131 of the 2008 Session Laws of Kansas to the effect that the  
15 repayment date under such loan agreement is extended from June 30,  
16 2009, to June 30, 2010.

17 Sec. 42.

#### 18 DEPARTMENT OF COMMERCE

19 (a) On the effective date of this act, the position limitation established  
20 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131  
21 of the 2008 Session Laws of Kansas for the department of commerce is  
22 hereby decreased from 418.74 to 314.75.

23 (b) On the effective date of this act, of the \$233,078 appropriated for  
24 the above agency for the fiscal year ending June 30, 2009, by section 90(a)  
25 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
26 fund in the Kansas commission on disability concerns account, the sum  
27 of \$4,821 is hereby lapsed.

28 (c) On the effective date of this act, of the \$375,000 appropriated for  
29 the above agency for the fiscal year ending June 30, 2009, by section 90(a)  
30 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
31 fund in the strong military bases program account, the sum of \$7,544 is  
32 hereby lapsed.

33 (d) On the effective date of this act, of the \$330,676 appropriated for  
34 the above agency for the fiscal year ending June 30, 2009, by section  
35 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state  
36 economic development initiatives fund in the older Kansans employment  
37 program account, the sum of \$28,159 is hereby lapsed.

38 (e) On the effective date of this act, of the \$2,106,471 appropriated for  
39 the above agency for the fiscal year ending June 30, 2009, by section  
40 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state  
41 economic development initiatives fund in the rural opportunity program  
42 account, the sum of \$199,546 is hereby lapsed.

43 (f) On the effective date of this act, of the \$15,745,418 appropriated

1 for the above agency for the fiscal year ending June 30, 2009, by section  
2 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state  
3 economic development initiatives fund in the operating grant (including  
4 official hospitality) account, the sum of \$2,180,858 is hereby lapsed.

5 (g) In addition to the other purposes for which expenditures may be  
6 made by the above agency from the Wagner Peyser — federal fund for  
7 fiscal year 2009, expenditures may be made by the above agency from  
8 the following capital improvement account or accounts of the Wagner  
9 Peyser — federal fund during the fiscal year 2009, for the following capital  
10 improvement project or projects, subject to the expenditure limitations  
11 prescribed therefor:

12 Kansas city workforce building roof replacement ..... \$65,000

13 (h) In addition to the other purposes for which expenditures may be  
14 made by the above agency from the reimbursement and recovery fund  
15 for fiscal year 2009, expenditures may be made by the above agency from  
16 the following capital improvement account or accounts of the reimburse-  
17 ment and recovery fund during the fiscal year 2009, for the following  
18 capital improvement project or projects, subject to the expenditure lim-  
19 itations prescribed therefor:

20 Kansas city workforce building roof replacement ..... \$45,000

21 (i) On the effective date of this act, or as soon thereafter as moneys are  
22 available, the director of accounts and reports shall transfer \$81,250 from  
23 the Kansas economic opportunity initiatives fund to the state general  
24 fund.

25 Sec. 43.

#### 26 KANSAS, INC.

27 (a) On the effective date of this act, the position limitation established  
28 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131  
29 of the 2008 Session Laws of Kansas for Kansas, Inc. is hereby decreased  
30 from 4.50 to 4.00.

31 (b) On the effective date of this act, of the \$409,976 appropriated for  
32 the above agency for the fiscal year ending June 30, 2009, by section 91(a)  
33 of chapter 131 of the 2008 Session Laws of Kansas from the state eco-  
34 nomic development initiatives fund in the operations (including official  
35 hospitality) account, the sum of \$115,098 is hereby lapsed.

36 Sec. 44.

#### 37 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

38 (a) On the effective date of this act, of the \$12,506,811 appropriated  
39 for the above agency for the fiscal year ending June 30, 2009, by section  
40 92(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
41 economic development initiatives fund in the operations, assistance and  
42 grants (including official hospitality) account, the sum of \$2,108,018  
43 [\$798,172] is hereby lapsed.



## 1 Sec. 45.

## 2 DEPARTMENT OF LABOR

3 (a) On the effective date of this act, of the \$569,266 appropriated for  
4 the above agency for the fiscal year ending June 30, 2009, by section 93(a)  
5 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
6 fund in the operating expenditures account, the sum of \$32,768 is hereby  
7 lapsed.

## 8 Sec. 46.

## 9 KANSAS COMMISSION ON VETERANS AFFAIRS

10 (a) On the effective date of this act, of the \$445,194 appropriated for  
11 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
12 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
13 fund in the operating expenditures — administration account, the sum of  
14 \$15,848 is hereby lapsed.

15 (b) On the effective date of this act, of the \$1,154,764 appropriated for  
16 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
17 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
18 fund in the operating expenditures — veteran services account, the sum  
19 of \$36,727 is hereby lapsed.

20 (c) On the effective date of this act, of the \$2,546,207 appropriated for  
21 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
22 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
23 fund in the operating expenditures — Kansas soldiers' home account, the  
24 sum of \$80,012 is hereby lapsed.

25 (d) On the effective date of this act, of the \$2,952,488 appropriated for  
26 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
27 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
28 fund in the operating expenditures — Kansas veterans' home account,  
29 the sum of \$96,170 is hereby lapsed.

30 (e) On the effective date of this act, of the \$4,000 appropriated for the  
31 above agency for the fiscal year ending June 30, 2009, by section 94(a) of  
32 chapter 131 of the 2008 Session Laws of Kansas from the state general  
33 fund in the operating expenditures — Persian Gulf War veterans health  
34 initiatives account, is hereby lapsed.

35 (f) On the effective date of this act, of the amount reappropriated for  
36 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
37 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
38 fund in the operating expenditures — Persian Gulf War veterans health  
39 initiatives account, the sum of \$3,884 is hereby lapsed.

40 (g) On the effective date of this act, of the \$544,778 appropriated for  
41 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
42 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
43 fund in the operations — state veterans cemeteries account, the sum of

1 \$17,690 is hereby lapsed.

2 (h) On the effective date of this act, of the \$457,465 appropriated for  
3 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
4 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
5 fund in the additional operating expenditures — veterans homes and  
6 cemeteries account, the sum of \$13,995 is hereby lapsed.

7 (i) On the effective date of this act, of the \$550,875 appropriated for  
8 the above agency for the fiscal year ending June 30, 2009, by section 94(a)  
9 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
10 fund in the veterans claim assistance program — service grants account,  
11 the sum of \$16,527 is hereby lapsed.

12 (j) On the effective date of this act, the position limitation established  
13 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131  
14 of the 2008 Session Laws of Kansas for the Kansas commission on vet-  
15 erans affairs is hereby decreased from 536.75 to 522.00.

16 (k) There is appropriated for the above agency from the following spe-  
17 cial revenue fund or funds for the fiscal year ending June 30, 2009, all  
18 moneys now or hereafter lawfully credited to and available in such fund  
19 or funds, except that expenditures other than refunds authorized by law  
20 shall not exceed the following:

21 Soldiers home medicare fund..... No limit  
22 Sec. 47.

## 23 DEPARTMENT OF HEALTH AND ENVIRONMENT—

## 24 DIVISION OF HEALTH

25 (a) On the effective date of this act, of the \$4,387,916 appropriated for  
26 the above agency for the fiscal year ending June 30, 2009, by section 95(a)  
27 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
28 fund in the operating expenditures (including official hospitality) account,  
29 the sum of \$229,728 is hereby lapsed.

30 (b) On the effective date of this act, of the \$4,588,103 appropriated for  
31 the above agency for the fiscal year ending June 30, 2009, by section 95(a)  
32 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
33 fund in the operating expenditures (including official hospitality) —  
34 health account, the sum of \$87,209 is hereby lapsed.

35 (c) On the effective date of this act, of the \$5,051,807 appropriated for  
36 the above agency for the fiscal year ending June 30, 2009, by section 95(a)  
37 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
38 fund in the aid to local units account, the sum of \$22,425 is hereby lapsed.

39 (d) On the effective date of this act, of the \$537,660 appropriated for  
40 the above agency for the fiscal year ending June 30, 2009, by section 95(a)  
41 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
42 fund in the teen pregnancy prevention activities account, the sum of  
43 \$1,873 is hereby lapsed.



(e) On the effective date of this act, of the \$869,598 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 95(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the vaccine purchases account, the sum of \$801 is hereby lapsed.

(f) On the effective date of this act, of the \$400,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 95(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the pregnancy maintenance initiative account, the sum of \$100,000 is hereby lapsed.

(g) On the effective date of this act, of the \$550,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 95(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the immunization programs account, the sum of \$44,129 is hereby lapsed.

(h) On the effective date of this act, of the \$350,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 95(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the youth mentoring program account, the sum of \$36,495 is hereby lapsed.

(i) On the effective date of this act, of the \$3,771,305 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 95(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the infant and toddler program account, the sum of \$85,809 is hereby lapsed.

(j) On the effective date of this act, of the \$2,500,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 7(a) of chapter 184 of the 2008 Session Laws of Kansas from the state general fund in the aid to local units — primary health projects account, the sum of \$338,957 is hereby lapsed.

(k) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2009, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Real ID — federal fund .....	\$25,000
------------------------------	----------

(l) On the effective date of this act, of the \$250,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the healthy start account, the sum of \$16,388 is hereby lapsed.

(m) On the effective date of this act, of the \$1,200,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's

initiatives fund in the infants and toddlers program account, the sum of \$373,635 is hereby lapsed.

(n) On the effective date of this act, of the \$1,000,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the smoking prevention account, the sum of \$65,550 is hereby lapsed.

(o) On the effective date of this act, of the \$208,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the PKU/hemophilia account, the sum of \$13,634 is hereby lapsed.

(p) On the effective date of this act, of the \$50,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the newborn hearing aid loaner program account, the sum of \$3,278 is hereby lapsed.

(q) On the effective date of this act, of the \$75,000 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the SHDS network grant account, the sum of \$4,916 is hereby lapsed.

(r) On the effective date of this act, of the \$321,654 appropriated for the above agency for fiscal year ending June 30, 2009, by section 95(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the newborn screening account, the sum of \$145,623 is hereby lapsed.

Sec. 48.

#### DEPARTMENT OF HEALTH AND ENVIRONMENT— DIVISION OF ENVIRONMENT

(a) On the effective date of this act, of the \$4,924,193 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 96(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$104,000 is hereby lapsed.

(b) On the effective date of this act, of the \$3,962,899 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 96(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) — laboratories account, the sum of \$81,972 is hereby lapsed.

(c) On the effective date of this act, of the \$274,827 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 96(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general



1 fund in the use attainability analyses account, the sum of \$5,600 is hereby  
2 lapsed.

3 (d) On the effective date of this act, any unencumbered balance in the  
4 following account of the state general fund is hereby lapsed: Treece buy-  
5 out.

6 (e) On the effective date of this act, of the \$976,151 appropriated for  
7 the above agency for the fiscal year ending June 30, 2009, by section 96(c)  
8 of chapter 131 of the 2008 Session Laws of Kansas from the state water  
9 plan fund in the contamination remediation account, the sum of ~~\$17,633~~  
10 **\$137,147** is hereby lapsed.

11 (f) On the effective date of this act, of the \$299,880 appropriated for  
12 the above agency for the fiscal year ending June 30, 2009, by section 96(c)  
13 of chapter 131 of the 2008 Session Laws of Kansas from the state water  
14 plan fund in the TMDL initiatives and use attainability analysis account,  
15 the sum of ~~\$5,436~~ **\$42,279** is hereby lapsed.

16 (g) On the effective date of this act, of the \$800,000 appropriated for  
17 the above agency for the fiscal year ending June 30, 2009, by section 96(c)  
18 of chapter 131 of the 2008 Session Laws of Kansas from the state water  
19 plan fund in the watershed restoration and protection plan account, the  
20 sum of ~~\$20,611~~ **\$160,308** is hereby lapsed.

21 (h) On the effective date of this act, of the \$1,502,735 appropriated for  
22 the above agency for the fiscal year ending June 30, 2009, by section 96(c)  
23 of chapter 131 of the 2008 Session Laws of Kansas from the state water  
24 plan fund in the local environmental protection program account, the sum  
25 of ~~\$27,051~~ **\$210,398** is hereby lapsed.

26 (i) On the effective date of this act, of the amount reappropriated for  
27 the above agency for the fiscal year ending June 30, 2009, by section 96(a)  
28 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
29 fund in the newborn screening account, the sum of \$3,251 is hereby  
30 lapsed.

31 Sec. 49.

#### DEPARTMENT ON AGING

33 (a) On the effective date of this act, of the \$946,781 appropriated for  
34 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
35 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
36 fund in the administration account, the sum of \$6,450 is hereby lapsed.

37 (b) On the effective date of this act, of the \$148,204 appropriated for  
38 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
39 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
40 fund in the administration — assessments account, the sum of \$2,962 is  
41 hereby lapsed.

42 (c) On the effective date of this act, of the \$287,870 appropriated for  
43 the above agency for the fiscal year ending June 30, 2009, by section 97(a)

1 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
2 fund in the administration — assessments — Level I care account, the  
3 sum of \$5,423 is hereby lapsed.

4 (d) On the effective date of this act, of the \$1,643,427 appropriated for  
5 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
6 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
7 fund in the administration — medicaid account, the sum of \$10,198 is  
8 hereby lapsed.

9 (e) On the effective date of this act, of the \$3,410,000 appropriated for  
10 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
11 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
12 fund in the senior care act account, the sum of \$615,562 is hereby lapsed.

13 (f) On the effective date of this act, of the \$3,569,403 appropriated for  
14 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
15 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
16 fund in the program grants — nutrition — state match account, the sum  
17 of \$46,122 is hereby lapsed.

18 (g) On the effective date of this act, of the \$2,612,627 appropriated for  
19 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
20 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
21 fund in the LTC — medicaid assistance — TCM/FE account, the sum  
22 of \$736,306 is hereby lapsed.

23 (h) On the effective date of this act, of the \$2,818,146 appropriated for  
24 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
25 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
26 fund in the LTC — medicaid assistance — PACE account, the sum of  
27 \$2,716,085 is hereby lapsed.

28 (i) On the effective date of this act, of the \$1,035,440 appropriated for  
29 the above agency for the fiscal year ending June 30, 2009, by section 97(a)  
30 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
31 fund in the nursing facilities regulation — title XIX account, the sum of  
32 \$4,968 is hereby lapsed.

33 (j) On the effective date of this act, or as soon thereafter as moneys are  
34 available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-4265,  
35 and amendments thereto, or any other statute, the director of accounts  
36 and reports shall transfer \$600,000 from the long-term care loan and grant  
37 fund-loans of the department on aging to the state general fund: *Provided*,  
38 That the transfer of such amount shall be in addition to any other transfer  
39 from the long-term care loan and grant fund-loans to the state general  
40 fund as prescribed by law: *Provided further*, That the amount transferred  
41 from the long-term care loan and grant fund-loans to the state general  
42 fund pursuant to this subsection is to reimburse the state general fund  
43 for accounting, auditing, budgeting, legal, payroll, personnel and pur-



1 chasing services and any other governmental services which are per-  
2 formed on behalf of the department on aging by other state agencies  
3 which receive appropriations from the state general fund to provide such  
4 services.

5 (k) On the effective date of this act, or as soon thereafter as moneys  
6 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-  
7 4265, and amendments thereto, or any other statute, the director of ac-  
8 counts and reports shall transfer \$205,000 from the long-term care loan  
9 and grant fund-grants of the department on aging to the state general  
10 fund: *Provided*, That the transfer of such amount shall be in addition to  
11 any other transfer from the long-term care loan and grant fund- grants  
12 to the state general fund as prescribed by law: *Provided further*, That the  
13 amount transferred from the long-term care loan and grant fund-grants  
14 to the state general fund pursuant to this subsection is to reimburse the  
15 state general fund for accounting, auditing, budgeting, legal, payroll, per-  
16 sonnel and purchasing services and any other governmental services  
17 which are performed on behalf of the department on aging by other state  
18 agencies which receive appropriations from the state general fund to pro-  
19 vide such services.

20 Sec. 50.

#### 21 KANSAS HEALTH POLICY AUTHORITY

22 (a) On the effective date of this act, of the \$22,814,018 appropriated  
23 for the above agency for the fiscal year ending June 30, 2009, by section  
24 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
25 general fund in the operating expenditures account, the sum of  
26 \$2,162,595 is hereby lapsed.

27 (b) On the effective date of this act, the \$400,000 appropriated for the  
28 above agency for the fiscal year ending June 30, 2009, by section 98(a) of  
29 chapter 131 of the 2008 Session Laws of Kansas from the state general  
30 fund in the generic drug program account, is hereby lapsed.

31 (c) On the effective date of this act, of the \$18,551,261 appropriated  
32 for the above agency for the fiscal year ending June 30, 2009, by section  
33 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
34 general fund in the children's health insurance program account, the sum  
35 of \$2,513,551 is hereby lapsed.

36 (d) On the effective date of this act, of the \$14,037,000 appropriated  
37 for the above agency for the fiscal year ending June 30, 2009, by section  
38 41(a) of chapter 184 of the 2008 Session Laws of Kansas from the state  
39 general fund in the other medical assistance account, the sum of \$797,907  
40 [89,297,907] is hereby lapsed.

41 *[(e) On the effective date of this act, the expenditure limitation*  
42 *established for the fiscal year ending June 30, 2009, by section 98(b)*  
43 *of chapter 131 of the 2008 Session Laws of Kansas on the medical*

1 *programs fee fund is hereby increased from \$38,500,000 to*  
2 *\$41,000,000.]*

3 ~~(e)~~ *[(f)]* There is appropriated for the above agency from the state  
4 general fund for the fiscal year ending June 30, 2009, the following:

5 Independence in employment..... \$538,000

6 ~~(f)~~ *[(g)]* On the effective date of this act, of the \$500,000 appropriated  
7 for the above agency for the fiscal year ending June 30, 2009, by section  
8 98(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-  
9 dren's initiatives fund in the immunization outreach account, the sum of  
10 ~~\$254,899~~ **[\$222,124]** is hereby lapsed.

11 ~~(g)~~ *[(h)]* On the effective date of this act, the expenditure limitation  
12 established for the fiscal year ending June 30, 2009, by section 98(b) of  
13 chapter 131 of the 2008 Session Laws of Kansas on the salaries and wages  
14 and other operating expenditures account of the state workers compen-  
15 sation self-insurance fund is hereby decreased from \$3,788,047 to  
16 \$3,514,525.

17 ~~(h)~~ *[(i)]* On the effective date of this act, the expenditure limitation  
18 established for the fiscal year ending June 30, 2009, by section 98(b) of  
19 chapter 131 of the 2008 Session Laws of Kansas on the salaries and wages  
20 and other operating expenditures account of the non-state employer  
21 group benefit fund is hereby decreased from \$186,130 to \$167,885.

22 ~~(i)~~ *[(j)]* On the effective date of this act, the expenditure limitation  
23 established for the fiscal year ending June 30, 2009, by section 98(b) of  
24 chapter 131 of the 2008 Session Laws of Kansas on the salaries and wages  
25 and other operating expenditures account of the cafeteria benefits fund  
26 is hereby decreased from \$2,244,540 to \$2,071,005.

27 ~~(j)~~ *[(k)]* On the effective date of this act, the expenditure limitation  
28 established for the fiscal year ending June 30, 2009, by section 98(b) of  
29 chapter 131 of the 2008 Session Laws of Kansas on the salaries and wages  
30 and other operating expenditures account of the dependent care assis-  
31 tance program fund is hereby decreased from \$56,773 to \$50,892.

32 ~~(k)~~ *[(l)]* On the effective date of this act, of the \$3,000,000 appropriated  
33 for the above agency for fiscal year ending June 30, 2009, by section 98(c)  
34 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
35 initiatives fund in the other medical assistance account, the sum of  
36 ~~\$196,650~~ is hereby lapsed.

37 ~~(l)~~ *[(m)]* On the effective date of this act, of the \$2,000,000 appropriated  
38 for the above agency for fiscal year ending June 30, 2009, by section 98(c)  
39 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
40 initiatives fund in the HealthWave account, the sum of \$131,100 is hereby  
41 lapsed.



1 Sec. 51.

2 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

3 (a) On the effective date of this act, of the \$7,000,000 appropriated for  
4 the above agency for the fiscal year ending June 30, 2009, by section 99(a)  
5 of chapter 131 of the 2008 Session Laws of Kansas from the state general  
6 fund in the community mental health centers supplemental funding ac-  
7 count, the sum of \$1,800,000 is hereby lapsed.

8 (b) There is appropriated for the above agency from the state general  
9 fund for the fiscal year ending June 30, 2009, the following:

10 Community based services..... \$4,538,435

11 (c) On the effective date of this act, of the \$3,208,938 appropriated for  
12 the above agency for the fiscal year ending June 30, 2009, by section 99(c)  
13 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
14 initiatives fund in the community services for child welfare account, the  
15 sum of \$277,630 [~~\$72,004~~] is hereby lapsed.

16 (d) There is appropriated for the above agency from the children's  
17 initiatives fund for the fiscal year ending June 30, 2009, the following:

18 Family preservation ..... \$72,004

19 (e) On the effective date of this act, of the \$541,802 appropriated for  
20 the above agency for fiscal year ending June 30, 2009, by section 99 (e)  
21 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
22 initiatives fund in the children's cabinet accountability fund account, the  
23 sum of \$35,515 is hereby lapsed.

24 (f) On the effective date of this act, of the \$3,800,000 appropriated for  
25 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
26 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
27 tiatives fund in the children's mental health waiver account, the sum of  
28 \$240,000 is hereby lapsed.

29 (g) On the effective date of this act, of the \$5,000,000 appropriated for  
30 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
31 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
32 tiatives fund in the family centered system of care account, the sum of  
33 \$327,750 is hereby lapsed.

34 (h) On the effective date of this act, of the \$1,400,000 appropriated for  
35 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
36 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
37 tiatives fund in the child care account, the sum of \$91,770 is hereby  
38 lapsed.

39 (i) On the effective date of this act, of the \$3,208,938 appropriated for  
40 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
41 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
42 tiatives fund in the community services for child welfare account, the sum  
43 of \$205,626 is hereby lapsed.

1 (j) On the effective date of this act, of the \$8,443,270 appropriated for  
2 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
3 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
4 tiatives fund in the children's cabinet early childhood discretionary grant  
5 program account, the sum of \$553,457 is hereby lapsed.

6 (k) On the effective date of this act, of the \$3,241,062 appropriated for  
7 the above agency for fiscal year ending June 30, 2009, by section 99(c) of  
8 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-  
9 tiatives fund in the family preservation account, the sum of \$217,171 is  
10 hereby lapsed.

11 (l) On the effective date of this act, of the \$1,600,000 appropriated for  
12 the above agency for fiscal year ending June 30, 2009, by section 99 (e)  
13 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
14 initiatives fund in the early headstart account, the sum of \$226,330 is  
15 hereby lapsed.

16 (m) On the effective date of this act, of the \$500,000 appropriated for  
17 the above agency for fiscal year ending June 30, 2009, by section 99 (e)  
18 of chapter 131 of the 2008 Session Laws of Kansas from the children's  
19 initiatives fund in the quality initiative infants and toddlers account, the  
20 sum of \$32,775 is hereby lapsed.

21 (n) On the effective date of this act, of the \$11,100,000 appropriated  
22 for the above agency for fiscal year ending June 30, 2009, by section 39  
23 (e) of chapter 184 of the 2008 Session Laws of Kansas from the children's  
24 initiatives fund in the early childhood block grant account, the sum of  
25 \$727,605 is hereby lapsed.

26 (o) [(e)] On the effective date of this act, the expenditure limitation  
27 established for the fiscal year ending June 30, 2009, by the state finance  
28 council on the social welfare fund is hereby increased from \$20,681,682  
29 to \$26,203,099.

30 (p) [(f)] On the effective date of this act, of the \$3,907,100 appropri-  
31 ated for the above agency for the fiscal year ending June 30, 2009, by  
32 section 140(a) of chapter 131 of the 2008 Session Laws of Kansas from  
33 the state institutions building fund in the debt service — new state se-  
34 curity hospital account, the sum of \$339,403 is hereby lapsed.

35 (q) [(g)] On the effective date of this act, of the \$2,585,000 appropri-  
36 ated for the above agency for the fiscal year ending June 30, 2009, by  
37 section 140(a) of chapter 131 of the 2008 Session Laws of Kansas from  
38 the state institutions building fund in the debt service — state hospitals  
39 rehabilitation and repair account, the sum of \$193,064 is hereby lapsed.

40 (r) [(h)] There is appropriated for the above agency from the state  
41 general fund for the fiscal year ending June 30, 2009, the following:

42 Larned state hospital — sexual predator treatment  
43 program ..... \$323,928



(s) [(i)] On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by section 99(b) of chapter 131 of the 2008 Session Laws of Kansas on the Larned state hospital fee fund is hereby increased from \$3,465,843 to \$3,887,929.

(t) [(j)] On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 76-1201c, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$541,202 from the Osawatimie state hospital fee fund of the department of social and rehabilitation services to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the Osawatimie state hospital fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the Osawatimie state hospital fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of social and rehabilitation services by other state agencies which receive appropriations from the state general fund to provide such services.

(u) [(k)] On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the Osawatimie state hospital fee fund is hereby increased from \$4,843,177 to \$5,212,495.

(v) [(l)] On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the Rainbow mental health facility fee fund is hereby increased from \$1,005,558 to \$1,059,523.

(w) [(m)] On the effective date of this act, of the \$28,783,932 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Larned state hospital — operating expenditures account, the sum of \$422,086 is hereby lapsed.

(x) [(n)] On the effective date of this act, of the \$16,629,385 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Osawatimie state hospital — operating expenditures account, the sum of \$1,638,118 is hereby lapsed.

(y) [(o)] On the effective date of this act, of the \$5,107,986 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Rainbow mental health facility — operating expenditures account, the sum of \$53,965 is hereby lapsed.

(z) [(p)] On the effective date of this act, or as soon thereafter as

moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 79-4805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$5,200 from the problem gambling and addiction grant fund to the state general fund.

Sec. 52.

#### KANSAS GUARDIANSHIP PROGRAM

(a) On the effective date of this act, of the \$1,297,557 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 100(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Kansas guardianship program account, the sum of \$101,169 is hereby lapsed.

Sec. 53.

#### DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

General state aid .....	\$13,901,758 [20,901,758]
Special education services aid.....	\$4,464,038

(b) On the effective date of this act, of the \$7,934,825 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 101(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account, the sum of \$1,249,370 is hereby lapsed.

(c) On the effective date of this act, of the \$292,891,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 30(a) of chapter 197 of the 2006 Session Laws of Kansas from the state general fund in the supplemental general state aid account, the sum of \$8,530,369 is hereby lapsed.

(d) On the effective date of this act, of the \$200,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the grant to the Kansas optometric association for vision study account, the sum of \$106,555 is hereby lapsed.

(e) On the effective date of this act, of the \$5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 101(e) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the pre-K pilot account, the sum of \$327,750 is hereby lapsed.

(f) On the effective date of this act, of the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the children's initiatives fund in the general state aid account, the sum of \$6,555 is hereby lapsed.



1 —(g) On the effective date of this act, of the \$7,539,500 appropriated for  
2 the above agency for the fiscal year ending June 30, 2009, by section  
3 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-  
4 dren's initiatives fund in the parent education program account, the sum  
5 of \$494,214 is hereby lapsed.

6 (h) [(d)] On the effective date of this act, of the \$420,120 appropriated  
7 for the above agency for the fiscal year ending June 30, 2009, by section  
8 34(a) of chapter 201 of the 2007 Session Laws of Kansas from the state  
9 general fund in the Kansas career pipeline grant account, the sum of  
10 \$100,000 is hereby lapsed.

11 [(e) On the effective date of this act, the \$37,170,000 appropri-  
12 ated for the above agency for the fiscal year ending June 30, 2010,  
13 by section 10 (a) of chapter 172 of the 2008 Session Laws of Kansas  
14 from the state general fund in the general state aid account is hereby  
15 lapsed.]

16 [(f) On the effective date of this act, the director of accounts and  
17 reports shall transfer all moneys in the keeping education promises  
18 trust fund to the state general fund. On the effective date of this act,  
19 the keeping education promises trust fund is hereby abolished.]

20 Sec. 54.

#### 21 STATE LIBRARY

22 (a) On the effective date of this act, of the \$2,393,562 appropriated for  
23 the above agency for the fiscal year ending June 30, 2009, by section  
24 102(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
25 general fund in the grants to libraries and library systems — grants-in-  
26 aid account, the sum of \$166,289 is hereby lapsed.

27 (b) On the effective date of this act, the position limitation established  
28 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131  
29 of the 2008 Session Laws of Kansas for the state library is hereby de-  
30 creased from 27.00 to 26.00.

31 Sec. 55.

#### 32 KANSAS ARTS COMMISSION

33 (a) On the effective date of this act, of the \$354,601 appropriated for  
34 the above agency for the fiscal year ending June 30, 2009, by section  
35 103(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
36 general fund in the operating expenditures account, the sum of \$59,344  
37 is hereby lapsed.

38 (b) On the effective date of this act, of the \$1,399,196 appropriated for  
39 the above agency for the fiscal year ending June 30, 2009, by section  
40 103(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
41 general fund in the arts programming grants and challenge grants ac-  
42 count, the sum of \$210,527 is hereby lapsed.

1 Sec. 56.

#### 2 KANSAS STATE SCHOOL FOR THE BLIND

3 (a) On the effective date of this act, of the \$5,658,707 appropriated for  
4 the above agency for the fiscal year ending June 30, 2009, by section  
5 104(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
6 general fund in the operating expenditures account, the sum of \$148,191  
7 is hereby lapsed.

8 Sec. 57.

#### 9 KANSAS STATE SCHOOL FOR THE DEAF

10 (a) On the effective date of this act, of the \$9,112,020 appropriated for  
11 the above agency for the fiscal year ending June 30, 2009, by section  
12 105(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
13 general fund in the operating expenditures account, the sum of \$215,793  
14 is hereby lapsed.

15 Sec. 58.

#### 16 STATE HISTORICAL SOCIETY

17 (a) On the effective date of this act, of the \$6,027,353 appropriated for  
18 the above agency for the fiscal year ending June 30, 2009, by section  
19 106(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
20 general fund in the operating expenditures account, the sum of \$329,751  
21 is hereby lapsed.

22 (b) On the effective date of this act, of the amount reappropriated for  
23 the above agency for the fiscal year ending June 30, 2009, by section  
24 145(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
25 general fund in the rehabilitation and repair projects account, the sum of  
26 \$50,199 is hereby lapsed.

27 (c) On the effective date of this act, of the \$81,830 appropriated for  
28 the above agency for the fiscal year ending June 30, 2009, by section  
29 106(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
30 general fund in the Kansas humanities council account, the sum of \$1,637  
31 is hereby lapsed.

32 Sec. 59.

#### 33 EMPORIA STATE UNIVERSITY

34 (a) On the effective date of this act, of the \$33,865,048 appropriated  
35 for the above agency for the fiscal year ending June 30, 2009, by section  
36 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
37 general fund in the operating expenditures (including official hospitality)  
38 account, the sum of \$1,056,090 is hereby lapsed.

39 (b) On the effective date of this act, of the \$242,889 appropriated for  
40 the above agency for the fiscal year ending June 30, 2009, by section  
41 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
42 general fund in the reading recovery program account, the sum of \$7,287  
43 is hereby lapsed.



(c) On the effective date of this act, of the \$145,766 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Nat'l Board Cert/Future Teacher Academy account, the sum of \$4,373 is hereby lapsed.

Sec. 60.

#### FORT HAYS STATE UNIVERSITY

(a) On the effective date of this act, of the \$35,720,190 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$1,112,844 is hereby lapsed.

(b) On the effective date of this act, of the \$150,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the master's-level nursing capacity account, the sum of \$4,500 is hereby lapsed.

(c) On the effective date of this act, of the \$309,430 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the Kansas wetlands education center at Cheyenne bottoms account, the sum of \$9,283 is hereby lapsed.

Sec. 61.

#### KANSAS STATE UNIVERSITY

(a) On the effective date of this act, of the \$113,487,252 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 108(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$3,511,398 is hereby lapsed.

(b) On the effective date of this act, of the \$150,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 108(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the midwest institute for comparative stem cell biology account, the sum of \$4,500 is hereby lapsed.

Sec. 62.

#### KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) On the effective date of this act, of the \$696,754 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$26,007 is hereby lapsed.

(b) On the effective date of this act, of the \$20,514,007 appropriated

for the above agency for the fiscal year ending June 30, 2009, by section 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the cooperative extension service (including official hospitality) account, the sum of \$638,476 is hereby lapsed.

(c) On the effective date of this act, of the \$32,727,735 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the agricultural experiment stations (including official hospitality) account, the sum of \$1,019,230 is hereby lapsed.

(d) On the effective date of this act, of the \$300,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 109(c) of chapter 131 of the 2008 Session Laws of Kansas from the state economic development initiatives fund in the agricultural experiment stations account, the sum of \$19,500 is hereby lapsed.

Sec. 63.

#### KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) On the effective date of this act, of the \$10,927,680 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 110(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$338,618 is hereby lapsed.

Sec. 64.

#### PITTSBURG STATE UNIVERSITY

(a) On the effective date of this act, of the \$37,197,366 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 112(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$1,157,566 is hereby lapsed.

***[(b) On the effective date of this act, of the \$326,999 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 151(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the armory/classroom/recreation center debt service account, the sum of \$160,000 is hereby lapsed.]***

Sec. 65.

#### UNIVERSITY OF KANSAS

(a) On the effective date of this act, of the \$142,852,221 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$4,408,520 is hereby lapsed.

(b) On the effective date of this act, of the \$6,571,267 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state



1 general fund in the geological survey account, the sum of \$202,794 is  
2 hereby lapsed.

3 (c) On the effective date of this act, of the \$150,000 appropriated for  
4 the above agency for the fiscal year ending June 30, 2009, by section  
5 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
6 general fund in the umbilical cord matrix project account, the sum of  
7 \$4,500 is hereby lapsed.

8 (d) On the effective date of this act, of the \$1,000,000 appropriated for  
9 the above agency for the fiscal year ending June 30, 2009, by section  
10 152(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
11 general fund in the school of pharmacy expansion planning account, the  
12 sum of \$30,000 is hereby lapsed.

13 (e) On the effective date of this act, of the \$40,000 appropriated for  
14 the above agency for the fiscal year ending June 30, 2009, by section  
15 113(d) of chapter 131 of the 2008 Session Laws of Kansas from the state  
16 water plan fund in the geological survey account, the sum of ~~\$720~~  
17 **[\$5,600]** is hereby lapsed.

18 Sec. 66.

#### 19 UNIVERSITY OF KANSAS MEDICAL CENTER

20 (a) On the effective date of this act, of the \$111,465,815 appropriated  
21 for the above agency for the fiscal year ending June 30, 2009, by section  
22 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
23 general fund in the operating expenditures (including official hospitality)  
24 account, the sum of \$3,472,009 is hereby lapsed.

25 (b) On the effective date of this act, of the \$1,000,000 appropriated for  
26 the above agency for the fiscal year ending June 30, 2009, by section  
27 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
28 general fund in the Wichita center for graduate medical education ac-  
29 count, the sum of \$75,000 is hereby lapsed.

30 (c) On the effective date of this act, of the \$908,000 appropriated for  
31 the above agency for the fiscal year ending June 30, 2009, by section  
32 153(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
33 general fund in the energy conservation debt service account, the sum of  
34 \$27,240 is hereby lapsed.

35 (d) On the effective date of this act, of the \$5,000,000 appropriated for  
36 the above agency for the fiscal year ending June 30, 2009, by section  
37 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
38 general fund in the cancer center account, the sum of \$150,000 is hereby  
39 lapsed.

40 (e) On the effective date of this act, of the amount reappropriated for  
41 the above agency for the fiscal year ending June 30, 2009, by section  
42 114(f) of chapter 131 of the 2008 Session Laws of Kansas from the chil-  
43 dren's initiatives fund in the Telekid health care link account, the sum of

1 \$26 is hereby lapsed.

2 Sec. 67.

#### 3 WICHITA STATE UNIVERSITY

4 (a) On the effective date of this act, of the \$71,758,241 appropriated  
5 for the above agency for the fiscal year ending June 30, 2009, by section  
6 115(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
7 general fund in the operating expenditures (including official hospitality)  
8 account, the sum of \$2,229,691 is hereby lapsed.

9 (b) On the effective date of this act, of the \$2,500,000 appropriated for  
10 the above agency for the fiscal year ending June 30, 2009, by section  
11 115(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
12 general fund in the aviation infrastructure account, the sum of \$75,000 is  
13 hereby lapsed.

14 (c) On the effective date of this act, of the \$5,000,000 appropriated for  
15 the above agency for the fiscal year ending June 30, 2009, by section  
16 115(d) of chapter 131 of the 2008 Session Laws of Kansas from the state  
17 economic development initiatives fund in the aviation research account,  
18 the sum of \$325,133 is hereby lapsed.

19 (d) On the effective date of this act, of the \$2,500,000 appropriated for  
20 the above agency for the fiscal year ending June 30, 2009, by section  
21 115(d) of chapter 131 of the 2008 Session Laws of Kansas from the state  
22 economic development initiatives fund in the aviation infrastructure ac-  
23 count, the sum of \$162,500 is hereby lapsed.

24 Sec. 68.

#### 25 STATE BOARD OF REGENTS

26 (a) On the effective date of this act, of the \$3,385,455 appropriated for  
27 the above agency for the fiscal year ending June 30, 2009, by section  
28 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
29 general fund in the operating expenditures (including official hospitality)  
30 account, the sum of \$104,087 is hereby lapsed.

31 (b) On the effective date of this act, of the \$106,265,068 appropriated  
32 for the above agency for the fiscal year ending June 30, 2009, by section  
33 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
34 general fund in the community college operating grant account, the sum  
35 of \$3,289,566 is hereby lapsed.

36 (c) On the effective date of this act, of the \$2,000,000 appropriated for  
37 the above agency for the fiscal year ending June 30, 2009, by section  
38 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
39 general fund in the KAN-ED operating expenditures account, the sum  
40 of \$60,138 is hereby lapsed.

41 (d) On the effective date of this act, of the \$34,010,397 appropriated  
42 for the above agency for the fiscal year ending June 30, 2009, by section  
43 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state



1 general fund in the postsecondary aid for vocational education account,  
2 the sum of \$1,052,834 is hereby lapsed.

3 (e) On the effective date of this act, of the \$779,687 appropriated for  
4 the above agency for the fiscal year ending June 30, 2009, by section  
5 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
6 general fund in the postsecondary technical education authority account,  
7 the sum of \$23,794 is hereby lapsed.

8 (f) On the effective date of this act, of the \$12,126,216 appropriated  
9 for the above agency for the fiscal year ending June 30, 2009, by section  
10 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
11 general fund in the municipal university operating grant account, the sum  
12 of \$375,382 is hereby lapsed.

13 (g) On the effective date of this act, of the \$441,040 appropriated for  
14 the above agency for the fiscal year ending June 30, 2009, by section  
15 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
16 general fund in the technology equipment at community colleges and  
17 Washburn university account, the sum of \$13,653 is hereby lapsed.

18 (h) On the effective date of this act, of the \$10,000,000 appropriated  
19 for the above agency for the fiscal year ending June 30, 2009, by section  
20 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
21 general fund in the postsecondary education operating grant account, the  
22 sum of \$81,758 is hereby lapsed.

23 (i) There is appropriated for the above agency from the state general  
24 fund for the fiscal year ending June 30, 2009, the following:

25 Vocational education capital outlay aid..... \$79,305

26 *Provided*, That expenditures from the vocational education capital outlay  
27 aid account for each grant of vocational education capital outlay aid shall  
28 be matched by the area vocational school, the area vocational-technical  
29 school or the technical college awarded such grant in an amount which  
30 is equal to 50% of the grant.

31 (j) There is appropriated for the above agency from the Kansas edu-  
32 cational building fund for the fiscal year ending June 30, 2009, the fol-  
33 lowing:

34 EBF — state building insurance..... \$475,000

35 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and  
36 amendments thereto, expenditures may be made by the above agency  
37 from the EBF — state building insurance account of the Kansas educa-  
38 tional building fund for state educational institutions building insurance  
39 premiums.

40 (k) On the effective date of this act, of the \$2,565,000 appropriated for  
41 the above agency for the fiscal year ending June 30, 2009, by section  
42 116(g) of chapter 131 of the 2008 Session Laws of Kansas from the state  
43 economic development initiatives fund in the SEDIF — vocational ed-

1 ucation capital outlay aid account, the sum of \$166,725 is hereby lapsed.

2 (l) On the effective date of this act, of the \$180,500 appropriated for  
3 the above agency for the fiscal year ending June 30, 2009, by section  
4 116(g) of chapter 131 of the 2008 Session Laws of Kansas from the state  
5 economic development initiatives fund in the SEDIF — technology in-  
6 novation and internship program account, the sum of \$16,138 is hereby  
7 lapsed.

8 Sec. 69.

#### 9 DEPARTMENT OF CORRECTIONS

10 (a) On the effective date of this act, of the \$19,069,339 appropriated  
11 for the above agency for the fiscal year ending June 30, 2009, by section  
12 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
13 general fund in the operating expenditures account, the sum of  
14 \$1,718,455 is hereby lapsed.

15 (b) On the effective date of this act, of the \$19,548,912 appropriated  
16 for the above agency for the fiscal year ending June 30, 2009, by section  
17 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
18 general fund in the community corrections account, the sum of  
19 \$1,000,000 is hereby lapsed.

20 (c) On the effective date of this act, of the \$7,531,429 appropriated for  
21 the above agency for the fiscal year ending June 30, 2009, by section  
22 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
23 general fund in the day reporting centers and reentry programs account,  
24 the sum of \$857,118 is hereby lapsed.

25 (d) On the effective date of this act, of the \$3,371,324 appropriated for  
26 the above agency for the fiscal year ending June 30, 2009, by section  
27 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
28 general fund in the community correctional conservation camps account,  
29 the sum of \$563,000 is hereby lapsed.

30 (e) On the effective date of this act, of the \$54,717,573 appropriated  
31 for the above agency for the fiscal year ending June 30, 2009, by section  
32 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
33 general fund in the treatment and programs account, the sum of  
34 \$2,139,447 is hereby lapsed.

35 (f) On the effective date of this act, of the \$13,913,121 appropriated  
36 for the above agency for the fiscal year ending June 30, 2009, by section  
37 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
38 general fund in the facilities operations account, the sum of \$454,436 is  
39 hereby lapsed.

40 (g) On the effective date of this act, of the \$1,549,000 appropriated for  
41 the above agency for the fiscal year ending June 30, 2009, by section  
42 156(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
43 general fund in the debt service payment for the infrastructure projects



1 bond issue account, the sum of \$798,000 is hereby lapsed.  
2 (h) On the effective date of this act, of the \$35,891,511 appropriated  
3 for the above agency for the fiscal year ending June 30, 2009, by section  
4 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
5 general fund in the Lansing correctional facility — facilities operations  
6 account, the sum of \$175,000 is hereby lapsed.

7 (i) On the effective date of this act, or as soon thereafter as moneys are  
8 available, the director of accounts and reports shall transfer \$1,122,096  
9 from the correctional industries fund to the department of corrections —  
10 general fees fund.

11 (j) On the effective date of this act, of the \$23,410,329 appropriated  
12 for the above agency for the fiscal year ending June 30, 2009, by section  
13 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
14 general fund in the El Dorado correctional facility — facilities operations  
15 account, the sum of \$199,000 is hereby lapsed.

16 ***[(k) On the effective date of this act, of the \$1,401,000 appropri-***  
17 ***ated for the above agency for the fiscal year ending June 30, 2009,***  
18 ***by section 156(a) of chapter 131 of the 2008 Session Laws of Kansas***  
19 ***from the state general fund in the debt service payment for the re-***  
20 ***ception and diagnostic unit relocation bond issue account, the sum***  
21 ***of \$40,000 is hereby lapsed.]***

22 Sec. 70.

#### 23 JUVENILE JUSTICE AUTHORITY

24 (a) On the effective date of this act, of the \$20,188,218 appropriated  
25 for the above agency for the fiscal year ending June 30, 2009, by section  
26 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
27 general fund in the operating expenditures account, the sum of \$309,424  
28 is hereby lapsed.

29 (b) On the effective date of this act, of the \$1,000,000 appropriated for  
30 the above agency for the fiscal year ending June 30, 2009, by section  
31 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
32 general fund in the incentive funding account, the sum of \$547,000 is  
33 hereby lapsed.

34 (c) On the effective date of this act, of the \$14,999,886 appropriated  
35 for the above agency for the fiscal year ending June 30, 2009, by section  
36 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
37 general fund in the Kansas juvenile correctional complex facility opera-  
38 tions account, the sum of \$127,270 is hereby lapsed.

39 (d) On the effective date of this act, of the \$5,603,011 appropriated for  
40 the above agency for the fiscal year ending June 30, 2009, by section  
41 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
42 general fund in the Atchison juvenile correctional facility operations ac-  
43 count, the sum of \$1,960,029 is hereby lapsed.

49  
1 (e) On the effective date of this act, of the \$4,003,018 appropriated for  
2 the above agency for the fiscal year ending June 30, 2009, by section  
3 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
4 general fund in the Beloit juvenile correctional facility operations account,  
5 the sum of \$68,780 is hereby lapsed.

6 (f) On the effective date of this act, of the \$8,315,291 appropriated for  
7 the above agency for the fiscal year ending June 30, 2009, by section  
8 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
9 general fund in the Larned juvenile correctional facility operations ac-  
10 count, the sum of \$160,486 is hereby lapsed.

11 (g) There is appropriated for the above agency from the state general  
12 fund for the fiscal year ending June 30, 2009, the following:

13 Purchase of services..... \$961,059

14 (h) During the fiscal year ending June 30, 2009, the commissioner of  
15 juvenile justice, with the approval of the director of the budget, may  
16 transfer any part of any item of appropriation for the fiscal year ending  
17 June 30, 2009, from the children's initiatives fund for the juvenile justice  
18 authority to another item of appropriation for fiscal year 2009 from the  
19 children's initiatives fund for the juvenile justice authority. The commis-  
20 sioner of juvenile justice shall certify each such transfer to the director of  
21 accounts and reports and shall transmit a copy of each such certification  
22 to the director of legislative research.

23 (i) On the effective date of this act, the expenditure limitation estab-  
24 lished for the fiscal year ending June 30, 2009, by section 118(c) of chapter  
25 131 of the 2008 Session Laws of Kansas on the juvenile detention facilities  
26 fund is hereby increased from \$3,995,690 to \$4,999,190.

27 (j) On the effective date of this act, of the \$3,997,763 appropriated for  
28 the above agency for the fiscal year ending June 30, 2009, by section  
29 157(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
30 institutions building fund in the debt service — Topeka complex and  
31 Larned juvenile correctional facility account, the sum of \$6,173 is hereby  
32 lapsed.

33 (k) On the effective date of this act, of the \$5,579,530 appropriated for  
34 the above agency for the fiscal year ending June 30, 2009, by section 118  
35 (b) of chapter 131 of the 2008 Session Laws of Kansas from the children's  
36 initiatives fund in the prevention program grant account, the sum of  
37 \$365,738 is hereby lapsed.

38 (l) On the effective date of this act, of the \$3,420,470 appropriated for  
39 the above agency for the fiscal year ending June 30, 2009, by section 118  
40 (b) of chapter 131 of the 2008 Session Laws of Kansas from the children's  
41 initiatives fund in the intervention and graduated sanctions community  
42 grants account, the sum of \$224,212 is hereby lapsed.  
43



## Sec. 71.

## ADJUTANT GENERAL

(a) (1) On the effective date of this act, the \$37,296 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 119(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the NG life insurance premium reimbursement account, is hereby lapsed.

(2) On the effective date of this act, of the amount reappropriated for the above agency for the fiscal year ending June 30, 2009, by section 119(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the NG life insurance premium reimbursement account, the sum of \$56,889 is hereby lapsed.

(b) On the effective date of this act, of the \$477,097 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 160(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the rehabilitation and repair projects account, the sum of \$1,406 is hereby lapsed.

(c) On the effective date of this act, the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 160(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the regional training center spoke 1 planning account, is hereby lapsed.

(d) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 48-281, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$319,657 from the national guard life insurance premium reimbursement fund of the adjutant general to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the national guard life insurance premium reimbursement fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the national guard life insurance premium reimbursement fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the adjutant general by other state agencies which receive appropriations from the state general fund to provide such services.

(e) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer \$1,883,892 from the adjutant general expense fund-hazardous mitigation of the adjutant general to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the adjutant general expense fund-

hazardous mitigation to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the adjutant general expense fund-hazardous mitigation to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the adjutant general by other state agencies which receive appropriations from the state general fund to provide such services.

(f) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2009, the following:

NG death benefits .....	\$250,000
Operating expenditures .....	\$25,212

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by section 14(d) of chapter 184 of the 2008 Session Laws of Kansas on the national guard museum assistance fund is hereby decreased from no limit to \$0.

*[(h) On the effective date of this act, of the \$2,226,807 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 160(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the debt service — rehabilitation and repair of the statewide armories account, the sum of \$1,140,000 is hereby lapsed.]*

*[(i) On the effective date of this act, of the \$115,188 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 160(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the debt service — armory/classroom/recreation center at PSU account, the sum of \$55,000 is hereby lapsed.]*

## Sec. 72.

## STATE FIRE MARSHAL

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the fire marshal fee fund is hereby decreased from \$3,935,859 to \$3,770,616.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the hazardous material program fund is hereby decreased from \$385,032 to \$377,330.

(c) On the effective date of this act, the amount of \$189,979.50 authorized by section 120(b) of chapter 131 of the 2008 Session Laws of Kansas to be transferred by the director of accounts and reports from the fire marshal fee fund to the hazardous material program fund of the state fire marshal on January 1, 2009, is hereby decreased to \$138,649.50: *Pro-*



vided, That on the effective date of this act, or as soon after as moneys are available, the director of accounts and reports shall reverse part of such transfer of moneys from the fire marshal fee fund to the hazardous material program fund of the state fire marshal made prior to the effective date of this act pursuant to such section by transferring \$51,330 from the hazardous material program fund of the state fire marshal to the fire marshal fee fund: *Provided further*, That reversing entries shall be entered upon the accounting records of the state treasurer therefor.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the state fire marshal liquefied petroleum gas fee fund is hereby increased from \$162,487 to \$171,613.

*[(e) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$129,627 from the fire marshal fee fund of the state fire marshal to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the fire marshal fee fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the fire marshal fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 73.

#### KANSAS PAROLE BOARD

(a) On the effective date of this act, of the \$494,582 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 121(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the parole from adult correctional institutions account, the sum of \$20,231 is hereby lapsed.

Sec. 74.

#### KANSAS HIGHWAY PATROL

(a) On the effective date of this act, of the \$36,301,567 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 122(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,124,973 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council

on the Kansas highway patrol operations fund is hereby increased from \$19,982,339 to \$20,140,639.

(c) On the effective date of this act, the amount of \$7,825,391.75 authorized by section 122(i) of chapter 131 of the 2008 Session Laws of Kansas to be transferred by the director of accounts and reports from the state highway fund of the department of transportation to the state general fund on April 1, 2009, is hereby increased to \$7,897,947.75.

Sec. 75.

#### ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) On the effective date of this act, of the \$16,335,662 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 123(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$907,607 is hereby lapsed.

(b) On the effective date of this act, of the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 158(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the rehabilitation and repair projects account, the sum of \$50,000 is hereby lapsed.

*[(c) On the effective date of this act, of the \$311,850 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 158(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the debt service — headquarters building account, the sum of \$285,000 is hereby lapsed.]*

Sec. 76.

#### EMERGENCY MEDICAL SERVICES BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the emergency medical services operating fund is hereby decreased from \$1,469,242 to \$1,422,165.

(b) On the effective date of this act, the amount of \$150,000 authorized by section 124(d) of chapter 131 of the 2008 Session Laws of Kansas to be transferred by the director of accounts and reports from the emergency medical services operating fund to the educational incentive grant payment fund of the emergency medical services board on January 1, 2009, is hereby decreased to \$144,000: *Provided*, That on the effective date of this act, or as soon after as moneys are available, the director of accounts and reports shall reverse part of such transfer of moneys from the emergency medical services operating fund to the educational incentive grant payment fund of the emergency medical services board made prior to the effective date of this act pursuant to such section by transferring \$6,000 from the educational incentive grant payment fund of the emergency medical services board to the emergency medical services



operating fund: *Provided further*, That reversing entries shall be entered upon the accounting records of the state treasurer therefor.

*[(c) On the effective date of this act, or as soon thereafter as monies are available, notwithstanding the provisions of K.S.A. 65-6151, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$53,077 from the emergency medical services operating fund of the emergency medical services board to the state general fund: Provided, That the transfer of such amount shall be in addition to any other transfer from the emergency medical services operating fund to the state general fund as prescribed by law: Provided further, That the amount transferred from the emergency medical services operating fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the emergency medical services board by other state agencies which receive appropriations from the state general fund to provide such services.]*

Sec. 77.

#### KANSAS SENTENCING COMMISSION

(a) On the effective date of this act, of the \$718,511 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 125(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$79,791 is hereby lapsed.

(b) On the effective date of this act, of the \$8,900,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 125(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the substance abuse treatment programs account, the sum of \$612,298 is hereby lapsed.

Sec. 78.

#### KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2009, by the state finance council on the Kansas commission on peace officers' standards and training fund is hereby decreased from \$722,502 to \$643,000.

Sec. 79.

#### KANSAS DEPARTMENT OF AGRICULTURE

(a) On the effective date of this act, of the \$11,454,531 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 127(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$540,033

is hereby lapsed.

(b) On the effective date of this act, of the \$739,996 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state water plan fund in the basin management account, the sum of \$2,596 [20,194] is hereby lapsed.

(c) On the effective date of this act, of the \$60,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state water plan fund in the water use account, the sum of \$1,080 [8,400] is hereby lapsed.

(d) On the effective date of this act, of the \$576,577 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state water plan fund in the interstate water issues account, the sum of \$10,501 [81,671] is hereby lapsed.

Sec. 80.

#### KANSAS ANIMAL HEALTH DEPARTMENT

(a) On the effective date of this act, of the \$911,876 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 128(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$28,238 is hereby lapsed.

Sec. 81.

#### STATE FAIR BOARD

(a) On the effective date of this act, of the \$50,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 129(c) of chapter 131 of the 2008 Session Laws of Kansas from the state economic development initiatives fund in the ticket marketing account, the sum of \$4,459 is hereby lapsed.

*[(b) On the effective date of this act, of the \$1,540,821 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 129(b) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the state fair debt service account, the sum of \$410,000 is hereby lapsed.]*

Sec. 82.

#### STATE CONSERVATION COMMISSION

(a) On the effective date of this act, of the \$887,594 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 130(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$27,341 is hereby lapsed.

(b) On the effective date of this act, of the \$3,414,907 appropriated for



1 the above agency for the fiscal year ending June 30, 2009, by section  
2 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
3 water plan fund in the water resources cost share account, the sum of  
4 ~~\$70,137~~ **[\$545,512]** is hereby lapsed.

5 (c) On the effective date of this act, of the \$3,623,754 appropriated for  
6 the above agency for the fiscal year ending June 30, 2009, by section  
7 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
8 water plan fund in the nonpoint source pollution assistance account, the  
9 sum of ~~\$70,519~~ **[\$670,519]** **[\$548,479]** is hereby lapsed.

10 (d) On the effective date of this act, of the \$1,055,000 appropriated for  
11 the above agency for the fiscal year ending June 30, 2009, by section  
12 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
13 water plan fund in the watershed dam construction account, the sum of  
14 ~~\$21,116~~ **[\$221,116]** **[\$164,236]** is hereby lapsed.

15 (e) On the effective date of this act, of the \$998,466 appropriated for  
16 the above agency for the fiscal year ending June 30, 2009, by section  
17 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
18 water plan fund in the lake restoration account, the sum of ~~\$17,972~~  
19 **[\$139,785]** is hereby lapsed.

20 (f) On the effective date of this act, of the \$350,000 appropriated for  
21 the above agency for the fiscal year ending June 30, 2009, by section  
22 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
23 water plan fund in the Kansas water quality buffer initiatives account, the  
24 sum of ~~\$8,172~~ **[\$63,561]** is hereby lapsed.

25 (g) On the effective date of this act, of the \$251,782 appropriated for  
26 the above agency for the fiscal year ending June 30, 2009, by section  
27 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
28 water plan fund in the riparian and wetland program account, the sum of  
29 ~~\$5,459~~ **[\$42,455]** is hereby lapsed.

30 (h) On the effective date of this act, of the \$1,123,176 appropriated for  
31 the above agency for the fiscal year ending June 30, 2009, by section  
32 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
33 water plan fund in the multipurpose small lakes program account, the  
34 sum of ~~\$20,217~~ is hereby lapsed. *Provided, however, That no expendi-*  
35 *tures shall be made by the above agency from the multipurpose small*  
36 *lakes program account for the fiscal year ending June 30, 2009, for the*  
37 *construction of horsethief reservoir.*

38 ~~(h)~~ **[(h)]** On the effective date of this act, of the amount reappropriated  
39 for the above agency for the fiscal year ending June 30, 2009, by section  
40 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
41 water plan fund in the water transition assistance program account, the  
42 sum of ~~\$110,527~~ **[\$839,655]** is hereby lapsed.

43 ~~(i)~~ **[(i)]** On the effective date of this act, of the amount reappropriated

1 for the above agency for the fiscal year ending June 30, 2009, by section  
2 4(a) of chapter 184 of the 2008 Session Laws of Kansas from the state  
3 water plan fund in the conservation reserve enhancement program ac-  
4 count, the sum of ~~\$27,668~~ **[\$215,199]** is hereby lapsed.

5 Sec. 83.

#### KANSAS WATER OFFICE

7 (a) On the effective date of this act, of the \$2,302,856 appropriated for  
8 the above agency for the fiscal year ending June 30, 2009, by section  
9 131(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
10 general fund in the water resources operating expenditures account, the  
11 sum of \$88,489 is hereby lapsed.

12 (b) On the effective date of this act, of the \$860,000 appropriated for  
13 the above agency for the fiscal year ending June 30, 2009, by section  
14 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
15 water plan fund in the assessment and evaluation account, the sum of  
16 ~~\$16,203~~ **[\$126,025]** is hereby lapsed.

17 (c) On the effective date of this act, of the \$250,000 appropriated for  
18 the above agency for the fiscal year ending June 30, 2009, by section  
19 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
20 water plan fund in the GIS data base development account, the sum of  
21 ~~\$4,500~~ **[\$35,000]** is hereby lapsed.

22 ~~(d)~~ On the effective date of this act, of the \$301,418 appropriated for  
23 the above agency for the fiscal year ending June 30, 2009, by section  
24 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
25 water plan fund in the MOU — storage operations and maintenance  
26 account, the sum of ~~\$5,426~~ is hereby lapsed.

27 ~~(e)~~ **[(d)]** On the effective date of this act, of the \$624,919 appropriated  
28 for the above agency for the fiscal year ending June 30, 2009, by section  
29 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
30 water plan fund in the technical assistance to water users account, the  
31 sum of ~~\$14,241~~ **[\$110,761]** is hereby lapsed.

32 ~~(f)~~ **[(e)]** On the effective date of this act, of the \$84,000 appropriated  
33 for the above agency for the fiscal year ending June 30, 2009, by section  
34 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
35 water plan fund in the water resource education account, the sum of  
36 ~~\$2,187~~ **[\$17,010]** is hereby lapsed.

37 ~~(g)~~ **[(f)]** On the effective date of this act, of the \$1,000,000 appropri-  
38 ated for the above agency for the fiscal year ending June 30, 2009, by  
39 section 131(c) of chapter 131 of the 2008 Session Laws of Kansas from  
40 the state water plan fund in the Wichita aquifer storage and recovery  
41 project account, the sum of ~~\$30,600~~ **[\$238,000]** is hereby lapsed.

42 ~~(h)~~ **[(g)]** On the effective date of this act, of the \$240,000 appropriated  
43 for the above agency for the fiscal year ending June 30, 2009, by section



1 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
2 water plan fund in the weather modification program account, the sum  
3 of ~~\$4,320~~ **[\$33,600]** is hereby lapsed.

4 (†) **[(h)]** On the effective date of this act, of the \$100,000 appropriated  
5 for the above agency for the fiscal year ending June 30, 2009, by section  
6 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
7 water plan fund in the weather stations account, the sum of ~~\$1,800~~  
8 **[\$14,000]** is hereby lapsed.

9 (†) **[(i)]** On the effective date of this act, of the \$500,000 appropriated  
10 for the above agency for the fiscal year ending June 30, 2009, by section  
11 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
12 water plan fund in the Neosho river basin issues account, the sum of  
13 ~~\$17,280~~ **[\$134,400]** is hereby lapsed.

14 Sec. 84.

#### 15 DEPARTMENT OF WILDLIFE AND PARKS

16 (a) On the effective date of this act, of the amount reappropriated for  
17 the above agency for the fiscal year ending June 30, 2009, by section  
18 162(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
19 general fund in the state parks capital improvement projects account, the  
20 sum of \$1,005,329 is hereby lapsed.

21 (b) On the effective date of this act, of the \$1,500,000 appropriated for  
22 the above agency for the fiscal year ending June 30, 2009, by section  
23 162(a) of chapter 131 of the 2008 Session Laws of Kansas from the state  
24 general fund in the parks ongoing rehabilitation account, the sum of  
25 \$264,671 is hereby lapsed.

26 (c) On the effective date of this act, of the \$40,000 appropriated for  
27 the above agency for the fiscal year ending June 30, 2009, by section  
28 132(c) of chapter 131 of the 2008 Session Laws of Kansas from the state  
29 water plan fund in the stream monitoring account, the sum of ~~\$720~~  
30 **[\$5,600]** is hereby lapsed.

31 Sec. 85.

#### 32 DEPARTMENT OF TRANSPORTATION

33 (a) On the effective date of this act, the expenditure limitation estab-  
34 lished for the fiscal year ending June 30, 2009, by the state finance council  
35 on the agency operations account of the state highway fund is hereby  
36 decreased from \$277,020,766 to \$269,758,653.

37 (b) On the effective date of this act, or as soon thereafter as moneys  
38 are available, the director of accounts and reports shall transfer \$967,929  
39 from the homeland security interoperability grant account of the state  
40 general fund of the Kansas highway patrol to the other federal grants  
41 fund of the department of transportation.

42 (c) On the effective date of this act, the position limitation established  
43 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131

1 of the 2008 Session Laws of Kansas for the department of transportation  
2 is hereby decreased from 3,150.50 to 3,113.50.

3 Sec. 86. (a) On the effective date of this act, the director of accounts  
4 and reports shall transfer all moneys credited in each Kansas savings in-  
5 centive program account in the state general fund of each state agency  
6 to the state general fund. On the effective date of this act, all liabilities  
7 of each such Kansas savings incentive program account in the state gen-  
8 eral fund are hereby transferred to and imposed on the state general fund.  
9 On the effective date of this act, the Kansas savings incentive program is  
10 hereby suspended for the remainder of the fiscal year ending June 30,  
11 2009, and the director of accounts and reports shall not process payments  
12 from any Kansas savings incentive program accounts of any special rev-  
13 enue funds of a state agency for the remainder of the fiscal year ending  
14 June 30, 2009.

15 (b) On the effective date of this act, notwithstanding the provisions of  
16 subsection (j) of K.S.A. 40-3403, and amendments thereto, or any other  
17 statute, the aggregate amount of moneys transferred pursuant to the pro-  
18 visions of subsection (j) of K.S.A. 40-3403, and amendments thereto, or  
19 any other statute, from the state general fund to the health care stabili-  
20 zation fund for the fiscal year ending June 30, 2009, shall not exceed  
21 \$2,805,000.

22 **[(b) On the effective date of this act, notwithstanding the provi-**  
23 **sions of subsection (j) of K.S.A. 40-3403, and amendments thereto,**  
24 **or any other statute, the director of accounts and reports shall not**  
25 **make any transfers pursuant to the provisions of subsection (j) of**  
26 **K.S.A. 40-3403, and amendments thereto, or any other statute, from**  
27 **the state general fund to the health care stabilization fund during**  
28 **the fiscal year ending June 30, 2009: Provided, That any transfers**  
29 **of moneys from the state general fund to the health care stabili-**  
30 **zation fund during the fiscal year ending June 30, 2009, pursuant to**  
31 **the provisions of subsection (j) of K.S.A. 40-3403, and amendments**  
32 **thereto, or any other statute, that have been made prior to the ef-**  
33 **fective date of this act shall be reversed by the director of accounts**  
34 **and reports and reversing entries shall be entered upon the account-**  
35 **ing records of the state treasurer therefor.]**

36 (c) On the effective date of this act, notwithstanding the provisions of  
37 K.S.A. 2008 Supp. 79-34,171, and amendments thereto, or any other stat-  
38 ute, the director of accounts and reports shall not make any transfers  
39 pursuant to the provisions of K.S.A. 2008 Supp. 79-34,171, and amend-  
40 ments thereto, or any other statute, from the state general fund to the  
41 Kansas retail dealer incentive fund during the fiscal year ending June 30,  
42 2009: *Provided further*, That any transfers of moneys from the state gen-  
43 eral fund to the Kansas retail dealer incentive fund during the fiscal year



ending June 30, 2009, pursuant to the provisions of K.S.A. 2008 Supp. 79-34,171, and amendments thereto, or any other statute, that have been made prior to the effective date of this act shall be reversed by the director of accounts and reports and reversing entries shall be entered upon the accounting records of the state treasurer therefor.

(d) On the effective date of this act, the amount directed to be transferred by the director of accounts and reports from the state general fund to the state highway fund of the department of transportation by section 19(b)(3) of chapter 3 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009, on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas, is hereby decreased from \$23,652,162 to \$11,926,081. *Provided*, That the legislature shall review the repayment of the remaining amount during fiscal year 2011.

(e) On the effective date of this act, the amount directed to be transferred by the director of accounts and reports from the state general fund to the state highway fund of the department of transportation by section 73(k)(3) of chapter 138 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009, on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas, is hereby decreased from \$7,220,145 to \$3,610,073. *Provided*, That the legislature shall review the repayment of the remaining amount during fiscal year 2011.

(f) On the effective date of this act, the amount directed to be transferred by the director of accounts and reports from the state general fund to the state highway fund of the department of transportation by section 19(c)(4) of chapter 160 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009, on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 19(b) of chapter 160 of the 2003 Session Laws of Kansas, is hereby decreased from \$23,901.75 to \$11,951. *Provided*, That the legislature shall review the repayment of the remaining amount during fiscal year 2011.

(d) *The director of accounts and reports shall not make the transfer of \$23,652,162 prescribed to be transferred from the state general fund to the state highway fund of the department of transportation by section 19(b)(3) of chapter 3 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009,*

*on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On the effective date of this act, the provisions of section 19(b)(3) of chapter 3 of the 2003 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect. The legislature shall review the repayment of the remaining amount during fiscal year 2011.*

*[(e) The director of accounts and reports shall not make the transfer of \$7,220,145 prescribed to be transferred from the state general fund to the state highway fund of the department of transportation by section 73(k)(3) of chapter 138 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009, on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On the effective date of this act, the provisions of section 73(k)(3) of chapter 138 of the 2003 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect. The legislature shall review the repayment of the remaining amount during fiscal year 2011.]*

*[(f) The director of accounts and reports shall not make the transfer of \$23,901.75 prescribed to be transferred from the state general fund to the state highway fund of the department of transportation by section 19(c)(4) of chapter 160 of the 2003 Session Laws of Kansas, which was directed to be made on or before June 30, 2009, on a date certified by the director of the budget for the purpose of repaying 25% of the amount transferred from the state highway fund to the state general fund pursuant to section 19(b) of chapter 160 of the 2003 Session Laws of Kansas. On the effective date of this act, the provisions of section 19(c)(4) of chapter 160 of the 2003 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect. The legislature shall review the repayment of the remaining amount during fiscal year 2011.]*

(g) On the effective date of this act, notwithstanding the provisions of subsection (g) of K.S.A. 2008 Supp. 79-4804, and amendments thereto, or any other statute, the amount directed to be transferred by the director of accounts and reports from the state economic development initiatives fund to the state water plan fund by subsection (g) of K.S.A. 79-4804, and amendments thereto, which was directed to be made on or before January 15, 2009, is hereby decreased from \$1,000,000 to \$802,141.

(h) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 38-2102, and



1 amendments thereto, or any other statute, the director of accounts and  
2 reports shall transfer \$5,072,134 from the children's initiatives fund to  
3 the state general fund. *Provided*, That the transfer of such amount shall  
4 be in addition to any other transfer from the children's initiatives fund to  
5 the state general fund as prescribed by law.

6 **(+)** **(h)** On the effective date of this act, notwithstanding the provisions  
7 of K.S.A. 2008 Supp 74- 99b34, and amendments thereto, or any other  
8 statute, the aggregate amount equal to (1) the annual amount equal to  
9 95% of withholding above the base, as certified or estimated and recon-  
10 ciled by the secretary of revenue, plus (2) annual interest earnings based  
11 on the average daily balance of moneys in the bioscience development  
12 and investment fund and the net earnings rate of the pooled money in-  
13 vestment portfolio, that is directed to be transferred during the fiscal year  
14 ending June 30, 2009, from the state general fund to the bioscience de-  
15 velopment and investment fund by K.S.A. 2008 Supp 74-99b34, and  
16 amendments thereto, is hereby decreased from such aggregate amount,  
17 which would otherwise be transferred pursuant to K.S.A. 2008 Supp. 74-  
18 99b34, and amendments thereto, to the aggregate annual amount of  
19 \$43,945,000 [**\$35,000,000**]: *Provided*, That not more than \$43,945,000  
20 [**\$35,000,000**] shall be transferred from the state general fund to the  
21 bioscience development and investment fund during the fiscal year end-  
22 ing June 30, 2009, pursuant to K.S.A. 2008 Supp. 74-99b34, and amend-  
23 ments thereto: *Provided further*, That the state treasurer shall certify to  
24 the director of the budget and the director of legislative research when  
25 \$43,945,000 [**\$35,000,000**] has been transferred from the state general  
26 fund to the bioscience development and investment fund during the fiscal  
27 year ending June 30, 2009, pursuant to K.S.A. 2008 Supp. 74-99b34, and  
28 amendments thereto.

29 **(i)** *The director of accounts and reports shall not make the trans-*  
30 *fer of \$1,000,000 prescribed to be transferred from the state general*  
31 *fund to the workers compensation fund of the insurance department*  
32 *by section 10(a)(4) of chapter 3 of the 2003 Session Laws of Kansas,*  
33 *which was directed to be made on or before June 30, 2009, on a*  
34 *date certified by the director of the budget for the purpose of re-*  
35 *paying 25% of the amount transferred from the workers compen-*  
36 *sation fund to the state general fund pursuant to section 10(a)(1) of*  
37 *chapter 3 of the 2003 Session Laws of Kansas. On the effective date*  
38 *of this act, the provisions of section 10(a)(4) of chapter 3 of the 2003*  
39 *Session Laws of Kansas are hereby declared to be null and void and*  
40 *shall have no force and effect. The legislature shall review the re-*  
41 *payment of the remaining amount during fiscal year 2011.]*

42 Sec. 87. On the effective date of this act, K.S.A. 2008 Supp. 55-193 is  
43 hereby amended to read as follows: 55-193. On July 15, 1996, and on the

1 15th day of each calendar quarter thereafter before July 1, 2016, the  
2 director of accounts and reports shall transfer \$100,000 from the state  
3 general fund, \$100,000 from the state water plan fund established by  
4 K.S.A. 82a-951 and amendments thereto and \$100,000 from the conser-  
5 vation fee fund established by K.S.A. 55-143 and amendments thereto to  
6 the abandoned oil and gas well fund established by K.S.A. 55-192 and  
7 amendments thereto, except that: (a) No transfers shall be made pursuant  
8 to this section from the state general fund to the abandoned oil and gas  
9 well fund during state fiscal year 2009; and (b) the aggregate of the trans-  
10 fers made pursuant to this section from the state water plan fund to the  
11 abandoned oil and gas well fund during state fiscal year 2009 shall not  
12 exceed ~~\$400,000~~ \$320,000.

13 Sec. 88. On the effective date of this act, K.S.A. 2008 Supp. 79-2978  
14 is hereby amended to read as follows: 79-2978. (a) There is hereby es-  
15 tablished in the state treasury the business machinery and equipment tax  
16 reduction assistance fund which shall be administered by the state trea-  
17 surer. All expenditures from the business machinery and equipment tax  
18 reduction assistance fund shall be for the payments to counties for dis-  
19 tribution to taxing subdivisions levying ad valorem taxes within the county  
20 in accordance with this section.

21 (b) The secretary of revenue shall adopt a policy using the most current  
22 information that is available, and that is determined to be practicable by  
23 the secretary for this purpose and shall calculate the following:

24 (1) On January 31, 2008, the secretary shall calculate for each county  
25 an amount equal to the difference in total ad valorem taxes levied by the  
26 county on commercial and industrial machinery and equipment for all  
27 taxing subdivisions within the county imposing ad valorem taxes on com-  
28 mercial and industrial machinery and equipment for tax year 2005, and  
29 the total of such ad valorem taxes levied for tax year 2007 not including  
30 any such ad valorem taxes on commercial and industrial machinery and  
31 equipment that were abated or exempted prior to July 1, 2006, and which  
32 such abatement or exemption expired after July 1, 2006. On or before  
33 February 15, 2008, subject to the provisions of subsection (d), the state  
34 treasurer shall pay to the county treasurer of each county an amount equal  
35 to 90% of such difference for distribution as provided in subsection (e).

36 (2) On January 31, 2009, the secretary shall calculate for each county  
37 an amount equal to the difference in total ad valorem taxes levied by the  
38 county on commercial and industrial machinery and equipment for all  
39 taxing subdivisions within the county imposing ad valorem taxes on com-  
40 mercial and industrial machinery and equipment for tax year 2005, and  
41 the total of such ad valorem taxes levied for tax year 2008 not including  
42 any such ad valorem taxes on commercial and industrial machinery and  
43 equipment that were abated or exempted prior to July 1, 2006, and which



1 such abatement or exemption expired after July 1, 2006. ~~On or before~~  
 2 ~~February 15~~ *During the period commencing May 15, 2009, and ending*  
 3 *June 30, 2009*, subject to the provisions of subsection (d) *and subsection*  
 4 *(g)*, the state treasurer shall pay to the county treasurer of each county  
 5 an amount equal to 70% of such difference for distribution as provided  
 6 in subsection (e).

7 (3) On January 31, 2010, the secretary shall calculate for each county  
 8 an amount equal to the difference in total ad valorem taxes levied by the  
 9 county on commercial and industrial machinery and equipment for all  
 10 taxing subdivisions within the county imposing ad valorem taxes on com-  
 11 mercial and industrial machinery and equipment for tax year 2005, and  
 12 the total of such ad valorem taxes levied for tax year 2009 not including  
 13 any such ad valorem taxes on commercial and industrial machinery and  
 14 equipment that were abated or exempted prior to July 1, 2006, and which  
 15 such abatement or exemption expired after July 1, 2006. On or before  
 16 February 15, 2010, subject to the provisions of subsection (d), the state  
 17 treasurer shall pay to the county treasurer of each county an amount equal  
 18 to 50% of such difference for distribution as provided in subsection (e).

19 (4) On January 31, 2011, the secretary shall calculate for each county  
 20 an amount equal to the difference in total ad valorem taxes levied by the  
 21 county on commercial and industrial machinery and equipment for all  
 22 taxing subdivisions within the county imposing ad valorem taxes on com-  
 23 mercial and industrial machinery and equipment for tax year 2005, and  
 24 the total of such ad valorem taxes levied for tax year 2010 not including  
 25 any such ad valorem taxes on commercial and industrial machinery and  
 26 equipment that were abated or exempted prior to July 1, 2006, and which  
 27 such abatement or exemption expired after July 1, 2006. On or before  
 28 February 15, 2011, subject to the provisions of subsection (d), the state  
 29 treasurer shall pay to the county treasurer of each county an amount equal  
 30 to 30% of such difference for distribution as provided in subsection (e).

31 (5) On January 31, 2012, the secretary shall calculate for each county  
 32 an amount equal to the difference in total ad valorem taxes levied by the  
 33 county on commercial and industrial machinery and equipment for all  
 34 taxing subdivisions within the county imposing ad valorem taxes on com-  
 35 mercial and industrial machinery and equipment for tax year 2005, and  
 36 the total of such ad valorem taxes levied for tax year 2011 not including  
 37 any such ad valorem taxes on commercial and industrial machinery and  
 38 equipment that were abated or exempted prior to July 1, 2006, and which  
 39 such abatement or exemption expired after July 1, 2006. On or before  
 40 February 15, 2012, subject to the provisions of subsection (d), the state  
 41 treasurer shall pay to the county treasurer of each county an amount equal  
 42 to 10% of such difference for distribution as provided in subsection (e).

43 (6) There shall be no payments made pursuant to this section after the

1 payments made by the state treasurer on or before February 15, 2012,  
 2 and the provisions of this section shall expire at such time.

3 (c) The calculations required by subsection (b) shall be based upon a  
 4 certification made by the county clerk on or before November 15 of the  
 5 tax year and submitted to the director of property valuation. Such certi-  
 6 fication shall be in a format devised and prescribed by the director of  
 7 property valuation. Such certification shall report the total ad valorem  
 8 taxes levied by the county on commercial and industrial machinery and  
 9 equipment for all taxing subdivisions within the county imposing ad va-  
 10 lorem taxes on commercial and industrial machinery and equipment. The  
 11 county clerk shall provide a copy of such certification to the county trea-  
 12 surer for the purpose of determining the distribution of moneys pursuant  
 13 to the provisions of subsection (e)(2) paid to the county pursuant to sub-  
 14 section (b) by the state treasurer.

15 (d) If the amount calculated for the difference in subsections (b)(1)  
 16 through (b)(5) is negative, the amount calculated for such county for such  
 17 year shall be deemed to be zero and no amount shall be paid to the county  
 18 treasurer of such county as otherwise provided in subsection (b). Nothing  
 19 in this section shall be construed to require the county to make any pay-  
 20 ments to the state in such event that the amount calculated for the dif-  
 21 ference is negative for the county for such year.

22 (e) (1) On January 31 of each year specified in this section, the secretary  
 23 of revenue shall certify to the director of accounts and reports the aggre-  
 24 gate of all amounts determined for counties pursuant to subsection (b).  
 25 Upon receipt of such certification, the director of accounts and reports  
 26 shall transfer the amount certified from the state general fund to the  
 27 business machinery and equipment tax reduction assistance fund, *except*  
 28 *that the aggregate amount of moneys transferred from the state general*  
 29 *fund to the business machinery and equipment tax reduction assistance*  
 30 *fund during the state fiscal year ending June 30, 2009, pursuant to this*  
 31 *section shall not exceed the maximum amount determined pursuant to*  
 32 *subsection (g).*

33 (2) The state treasurer shall apportion and distribute the moneys cred-  
 34 ited to the business machinery and equipment tax reduction assistance  
 35 fund to the county treasurers in accordance with subsection (b). Upon  
 36 receipt of each such amount, each county treasurer shall apportion such  
 37 amount among the ad valorem taxing subdivisions imposing ad valorem  
 38 taxes on commercial and industrial machinery and equipment in an  
 39 amount equal to the difference between the total ad valorem taxes on  
 40 commercial and industrial machinery and equipment levied by each such  
 41 ad valorem taxing subdivision for the tax year 2005 and the total ad va-  
 42 lorem taxes on commercial and industrial machinery and equipment lev-  
 43 ied by each such ad valorem taxing subdivision for the tax year of the



1 apportionment, subject to the percentage reduction set forth in subsection  
2 (b) for the tax year of the apportionment of such moneys to that  
3 county. The county treasurer shall pay such amounts to the taxing subdivisions  
4 at the same time or times as their regular operating tax rate mill  
5 levy is paid to them.

6 (f) Before January 31 of 2007 through 2013, the secretary of revenue  
7 shall make a detailed report of amounts calculated as required pursuant  
8 to subsection (b) for each individual county and in aggregate for all the  
9 counties for the current year along with any projections for future years,  
10 amounts distributed to the counties pursuant to this section, the amount  
11 of ad valorem taxes on commercial and industrial machinery and equipment  
12 not included in the total ad valorem taxes for each tax year due to  
13 the fact that the tax liability of such machinery and equipment was abated  
14 or exempted prior to July 1, 2006, and such abatement or exemption  
15 expired after July 1, 2006, for each individual county and in aggregate for  
16 all counties and all other relevant information related to the provisions of  
17 this section, and shall present such report before such date to the house  
18 committee on taxation of the house of representatives and the senate  
19 committee on assessment and taxation of the senate for consideration by  
20 the legislature in making any appropriate adjustments to the provisions  
21 of this section.

22 (g) (1) *The maximum amount that may be transferred during the fiscal*  
23 *year ending June 30, 2009, from the state general fund to the business*  
24 *machinery and equipment tax reduction assistance fund pursuant to this*  
25 *section shall be equal to (A) the amount equal to 93.5% of the aggregate*  
26 *amount determined under subsection (b)(2) plus the amount equal to*  
27 *93.5% of the aggregate amount determined under subsection (b)(2) of*  
28 *K.S.A. 2008 Supp. 79-2979, and amendments thereto, reduced by the*  
29 *aggregate of all monthly state general fund revenue shortfall amounts,*  
30 *multiplied by (B) the result obtained by dividing the amount equal to*  
31 *93.5% of the aggregate amount determined under subsection (b)(2) by*  
32 *the aggregate of the amount equal to 93.5% of the aggregate amount*  
33 *determined under subsection (b)(2) plus the amount equal to 93.5% of the*  
34 *aggregate amount determined under subsection (b)(2) of K.S.A. 2008*  
35 *Supp. 79-2979, and amendments thereto.*

36 (2) *As used in this section, "monthly state general fund revenue shortfall*  
37 *amount" means the amount by which the actual receipts to the state gen-*  
38 *eral fund for a month during the state fiscal year ending June 30, 2009,*  
39 *are less than the consensus monthly estimate of revenues to the state gen-*  
40 *eral fund prepared for that month by the director of legislative research*  
41 *and the director of the budget on or before April 20, 2009, as part of the*  
42 *joint estimate of revenue to the state general fund for state fiscal year*  
43 *ending June 30, 2009, pursuant to K.S.A. 75-6701, and amendments*

1 *thereto.*

2 (3) *If a maximum amount is imposed under this subsection and the*  
3 *aggregate amount transferred from the state general fund to the business*  
4 *machinery and equipment tax reduction assistance fund during state fiscal*  
5 *year 2009 pursuant to this section is reduced, then the amount allocated*  
6 *to each county by the state treasurer under subsection (b)(2) shall be*  
7 *reduced proportionately with respect to aggregate reduction in the*  
8 *amount of such transfer from the state general fund to the business ma-*  
9 *chinery and equipment tax reduction assistance fund during state fiscal*  
10 *year 2009.*

11 Sec. 89. On the effective date of this act, K.S.A. 2008 Supp. 79-2979  
12 is hereby amended to read as follows: 79-2979. (a) There is hereby es-  
13 tablished in the state treasury the telecommunications and railroad ma-  
14 chinery and equipment tax reduction assistance fund which shall be ad-  
15 ministered by the state treasurer. All expenditures from the  
16 telecommunications and railroad machinery and equipment tax reduction  
17 assistance fund shall be for the payments to counties for distribution to  
18 taxing subdivisions levying ad valorem taxes within the county in accord-  
19 ance with this section.

20 (b) The secretary of revenue shall adopt a policy using the most current  
21 information that is available, and that is determined to be practicable by  
22 the secretary for this purpose and shall calculate the following:

23 (1) On January 31, 2008, the secretary shall calculate for each county  
24 an amount equal to the difference in total ad valorem taxes levied by the  
25 county on telecommunications machinery and equipment and railroad  
26 machinery and equipment for all taxing subdivisions within the county  
27 imposing ad valorem taxes on telecommunications machinery and equip-  
28 ment and railroad machinery and equipment for tax year 2005, and the  
29 total of such ad valorem taxes levied for tax year 2007 not including any  
30 such ad valorem taxes on telecommunications machinery and equipment  
31 and railroad machinery and equipment that were abated or exempted  
32 prior to July 1, 2006, and which such abatement or exemption expired  
33 after July 1, 2006. On or before February 15, 2008, subject to the pro-  
34 visions of subsection (c), the state treasurer shall pay to the county trea-  
35 surer of each county an amount equal to 90% of such difference for  
36 distribution as provided in subsection (d).

37 (2) On January 31, 2009, the secretary shall calculate for each county  
38 an amount equal to the difference in total ad valorem taxes levied by the  
39 county on telecommunications machinery and equipment and railroad  
40 machinery and equipment for all taxing subdivisions within the county  
41 imposing ad valorem taxes on telecommunications machinery and equip-  
42 ment and railroad machinery and equipment for tax year 2005, and the  
43 total of such ad valorem taxes levied for tax year 2008 not including any



1 such ad valorem taxes on telecommunications machinery and equipment  
2 and railroad machinery and equipment that were abated or exempted  
3 prior to July 1, 2006, and which such abatement or exemption expired  
4 after July 1, 2006. ~~On or before February 15~~ *During the period com-*  
5 *mencing May 15, 2009, and ending June 30, 2009*, subject to the provi-  
6 sions of subsection (c) *and subsection (f)*, the state treasurer shall pay to  
7 the county treasurer of each county an amount equal to 70% of such  
8 difference for distribution as provided in subsection (d).

9 (3) On January 31, 2010, the secretary shall calculate for each county  
10 an amount equal to the difference in total ad valorem taxes levied by the  
11 county on telecommunications machinery and equipment and railroad  
12 machinery and equipment for all taxing subdivisions within the county  
13 imposing ad valorem taxes on telecommunications machinery and equip-  
14 ment and railroad machinery and equipment for tax year 2005, and the  
15 total of such ad valorem taxes levied for tax year 2009 not including any  
16 such ad valorem taxes on telecommunications machinery and equipment  
17 and railroad machinery and equipment that were abated or exempted  
18 prior to July 1, 2006, and which such abatement or exemption expired  
19 after July 1, 2006. On or before February 15, 2010, subject to the pro-  
20 visions of subsection (c), the state treasurer shall pay to the county trea-  
21 surer of each county an amount equal to 50% of such difference for  
22 distribution as provided in subsection (d).

23 (4) On January 31, 2011, the secretary shall calculate for each county  
24 an amount equal to the difference in total ad valorem taxes levied by the  
25 county on telecommunications machinery and equipment and railroad  
26 machinery and equipment for all taxing subdivisions within the county  
27 imposing ad valorem taxes on telecommunications machinery and equip-  
28 ment and railroad machinery and equipment for tax year 2005, and the  
29 total of such ad valorem taxes levied for tax year 2010 not including any  
30 such ad valorem taxes on telecommunications machinery and equipment  
31 and railroad machinery and equipment that were abated or exempted  
32 prior to July 1, 2006, and which such abatement or exemption expired  
33 after July 1, 2006. On or before February 15, 2011, subject to the pro-  
34 visions of subsection (c), the state treasurer shall pay to the county trea-  
35 surer of each county an amount equal to 30% of such difference for  
36 distribution as provided in subsection (d).

37 (5) On January 31, 2012, the secretary shall calculate for each county  
38 an amount equal to the difference in total ad valorem taxes levied by the  
39 county on telecommunications machinery and equipment and railroad  
40 machinery and equipment for all taxing subdivisions within the county  
41 imposing ad valorem taxes on telecommunications machinery and equip-  
42 ment and railroad machinery and equipment for tax year 2005, and the  
43 total of such ad valorem taxes levied for tax year 2011 not including any

1 such ad valorem taxes on telecommunications machinery and equipment  
2 and railroad machinery and equipment that were abated or exempted  
3 prior to July 1, 2006, and which such abatement or exemption expired  
4 after July 1, 2006. On or before February 15, 2012, subject to the pro-  
5 visions of subsection (c), the state treasurer shall pay to the county trea-  
6 surer of each county an amount equal to 10% of such difference for  
7 distribution as provided in subsection (d).

8 (6) There shall be no payments made pursuant to this section after the  
9 payments made by the state treasurer on or before February 15, 2012,  
10 and the provisions of this section shall expire at such time.

11 (c) If the amount calculated for the difference in subsections (b)(1)  
12 through (b)(5) is negative, the amount calculated for such county for such  
13 year shall be deemed to be zero and no amount shall be paid to the county  
14 treasurer of such county as otherwise provided in subsection (b). Nothing  
15 in this section shall be construed to require the county to make any pay-  
16 ments to the state in such event that the amount calculated for the dif-  
17 ference is negative for the county for such year.

18 (d) (1) On January 31 of each year specified in this section, the secretary  
19 of revenue shall certify to the director of accounts and reports the aggre-  
20 gate of all amounts determined for counties pursuant to subsection (b).  
21 Upon receipt of such certification, the director of accounts and reports  
22 shall transfer the amount certified from the state general fund to the  
23 telecommunications and railroad machinery and equipment tax reduction  
24 assistance fund, *except that the aggregate amount of moneys transferred*  
25 *from the state general fund to the telecommunications and railroad ma-*  
26 *chinery and equipment tax reduction assistance fund during the state*  
27 *fiscal year ending June 30, 2009, pursuant to this section shall not exceed*  
28 *the maximum amount determined pursuant to subsection (f).*

29 (2) The state treasurer shall apportion and distribute the moneys cred-  
30 ited to the telecommunications and railroad machinery and equipment  
31 tax reduction assistance fund to the county treasurers in accordance with  
32 subsection (b). Upon receipt of each such amount, each county treasurer  
33 shall apportion such amount among the ad valorem taxing subdivisions  
34 imposing ad valorem taxes on telecommunications machinery and equip-  
35 ment and railroad machinery and equipment in an amount equal to the  
36 difference between the total ad valorem taxes on telecommunications  
37 machinery and equipment and railroad machinery and equipment levied  
38 by each such ad valorem taxing subdivision for the tax year 2005 and the  
39 total ad valorem taxes on telecommunications machinery and equipment  
40 and railroad machinery and equipment levied by each such ad valorem  
41 taxing subdivision for the tax year of the apportionment, subject to the  
42 percentage reduction set forth in subsection (b) for the tax year of the  
43 apportionment of such moneys to that county. The county treasurer shall



1 pay such amounts to the taxing subdivisions at the same time or times as  
2 their regular operating tax rate mill levy is paid to them.

3 (e) Before January 31 of 2007 through 2013, the secretary of revenue  
4 shall make a detailed report of amounts calculated as required pursuant  
5 to subsection (b) for each individual county and in aggregate for all the  
6 counties for the current year along with any projections for future years,  
7 amounts distributed to the counties pursuant to this section, the amount  
8 of ad valorem taxes on telecommunications machinery and equipment  
9 and railroad machinery and equipment not included in the total of ad  
10 valorem taxes for each tax year due to the fact that the tax liability of such  
11 machinery and equipment was abated or exempted prior to July 1, 2006,  
12 and the abatement or exemption expired after July 1, 2006, for each in-  
13 dividual county and in aggregate for all counties and all other relevant  
14 information related to the provisions of this section, and shall present  
15 such report before such date to the house committee on taxation of the  
16 house of representatives and the senate committee on assessment and  
17 taxation of the senate for consideration by the legislature in making any  
18 appropriate adjustments to the provisions of this section.

19 (f) (1) *The maximum amount that may be transferred during the fiscal*  
20 *year ending June 30, 2009, from the state general fund to the telecom-*  
21 *munications and railroad machinery and equipment tax reduction assis-*  
22 *tance fund pursuant to this section shall be equal to (A) the amount equal*  
23 *to 93.5% of the aggregate amount determined under subsection (b)(2) plus*  
24 *the amount equal to 93.5% of the aggregate amount determined under*  
25 *subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments thereto,*  
26 *reduced by the aggregate of all monthly state general fund revenue short-*  
27 *fall amounts, multiplied by (B) the result obtained by dividing the aggre-*  
28 *gate amount determined under subsection (b)(2) by the aggregate of the*  
29 *amount equal to 93.5% of the aggregate amount determined under sub-*  
30 *section (b)(2) plus the amount equal to 93.5% of the aggregate amount*  
31 *determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and*  
32 *amendments thereto.*

33 (2) *As used in this section, "monthly state general fund revenue shortfall*  
34 *amount" means the amount by which the actual receipts to the state gen-*  
35 *eral fund for a month during the state fiscal year ending June 30, 2009,*  
36 *are less than the consensus monthly estimate of revenues to the state gen-*  
37 *eral fund prepared for that month by the director of legislative research*  
38 *and the director of the budget on or before April 20, 2009, as part of the*  
39 *joint estimate of revenue to the state general fund for the state fiscal year*  
40 *ending June 30, 2009, pursuant to K.S.A. 75-6701, and amendments*  
41 *thereto.*

42 (3) *If a maximum amount is imposed under this subsection and the*  
43 *aggregate amount transferred from the state general fund to the telecom-*

1 *munications and railroad machinery and equipment tax reduction assis-*  
2 *tance fund during state fiscal year 2009 pursuant to this section is re-*  
3 *duced, then the amount allocated to each county by the state treasurer*  
4 *under subsection (b)(2) shall be reduced proportionately with respect to*  
5 *aggregate reduction in the amount of such transfer from the state general*  
6 *fund to the telecommunications and railroad machinery and equipment*  
7 *tax reduction assistance fund during state fiscal year 2009.*

8 Sec. 90. On the effective date of this act, K.S.A. 2008 Supp. 79-3425i  
9 is hereby amended to read as follows: 79-3425i. On January 15 and July  
10 15 of each year, the director of accounts and reports shall transfer a sum  
11 equal to the total taxes collected under the provisions of K.S.A. 79-6a04  
12 and 79-6a10, and amendments thereto, and credited to the state general  
13 fund during the six months next preceding the date of transfer, from the  
14 state general fund to the special city and county highway fund, created  
15 by K.S.A. 79-3425, and amendments thereto, except that: (1) Such trans-  
16 fers are subject to reduction under K.S.A. 75-6704, and amendments  
17 thereto; and (2) [(A)] the amount of moneys transferred from the state  
18 general fund to the special city and county highway fund during state  
19 fiscal years 2009 and 2010 on each such date shall not exceed \$5,031,832,  
20 except that the amount of moneys transferred from the state general fund  
21 to the special city and county highway fund on January 15, 2009, shall  
22 not exceed \$4,377,694; (B) notwithstanding the provisions of K.S.A.  
23 79-3425c and 75-3452i, and amendments thereto, or any other stat-  
24 ute, the aggregate amount of moneys transferred into the special  
25 city and county highway fund for allocation and distribution during  
26 state fiscal year 2009, shall be allocated and paid in accordance  
27 with the following in the following priority listing: First, the amount  
28 of \$6,661,087 shall be apportioned and paid to eligible counties in  
29 accordance with the provisions of the applicable statutes that were  
30 in effect during such state fiscal years, for use by such counties and  
31 for allocation and payment to the cities and other local govern-  
32 mental entities in such counties for use in accordance with the pro-  
33 visions of the applicable statutes that were in effect during state  
34 fiscal years 2006, 2007 and 2008, and Second, the remainder of the  
35 aggregate amount of moneys transferred into the special city and  
36 county highway fund during state fiscal year 2009 shall be allo-  
37 cated and paid to all counties, cities and other local governmental  
38 entities in accordance with the provisions of K.S.A. 2008 Supp. 79-  
39 3425c, and amendments thereto; as used in this subsection(2)(B),  
40 "eligible counties" means the counties that did not receive the full  
41 amounts that were directed by statute to be allocated and paid to  
42 such counties from the special city and county highway fund during  
43 state fiscal years 2006, 2007 and 2008 in accordance with the ap-



1 *plicable statutes in effect during such state fiscal years*]. All transfers  
2 under this section shall be considered to be demand transfers from the  
3 state general fund except that all such transfers during the fiscal years  
4 ending June 30, 2009, and June 30, 2010, shall be considered to be revenue  
5 transfers from the state general fund.

6 Sec. 91. On the effective date of this act, K.S.A. 2008 Supp. 79-34,156  
7 is hereby amended to read as follows: 79-34,156. On April 1, 2007, the  
8 director of accounts and reports shall transfer \$437,500 from the state  
9 economic development initiatives fund to the Kansas qualified biodiesel  
10 fuel producer incentive fund. If sufficient moneys are not available in the  
11 state economic development initiatives fund for such transfer on April 1,  
12 2007, then the director of accounts and reports shall transfer on such date  
13 the amount available in the state economic development initiatives fund  
14 in accordance with this section and shall transfer on such date, or as soon  
15 thereafter as moneys are available therefor, the amount equal to the in-  
16 sufficiency from the state general fund to the Kansas qualified biodiesel  
17 fuel producer incentive fund. On July 1, 2007, and quarterly thereafter,  
18 the director of accounts and reports shall transfer \$875,000 from the state  
19 economic development initiatives fund to the Kansas qualified biodiesel  
20 fuel producer incentive fund, *except that the amount of moneys trans-*  
21 *ferred from the state economic development initiatives fund to the Kansas*  
22 *qualified biodiesel fuel producer incentive fund on April 1, 2009, shall not*  
23 *exceed \$849,000.* If sufficient moneys are not available in the state eco-  
24 nomic development initiatives fund for such transfer on July 1, 2007, and  
25 on the first day of any calendar quarter thereafter, in any such fiscal year,  
26 then the director of accounts and reports shall transfer on such date the  
27 amount available in the state economic development initiatives fund in  
28 accordance with this section and shall transfer on such date, or as soon  
29 thereafter as moneys are available therefor, the amount equal to the in-  
30 sufficiency from the state general fund to the Kansas qualified biodiesel  
31 fuel producer incentive fund.

32 Sec. 92. On the effective date of this act, K.S.A. 2008 Supp. 79-4801  
33 is hereby amended to read as follows: 79-4801. There is hereby created  
34 the state gaming revenues fund in the state treasury. All moneys credited  
35 to such fund shall be expended or transferred only for the purposes and  
36 in the manner provided by this act and all expenditures from the state  
37 gaming revenues fund shall be made in accordance with appropriation  
38 acts. All moneys credited to such fund shall be allocated and credited  
39 monthly to the funds and in the amounts specified by this act except that  
40 the total of the amounts credited to such funds in any one fiscal year  
41 pursuant to this act shall not exceed \$50,000,000, *except that the total of*  
42 *the amounts credited to such funds for fiscal year 2009, pursuant to this*  
43 *act shall not exceed \$46,750,000 [\$48,059,846].* All amounts credited to

1 such fund in any one fiscal year which are in excess of \$50,000,000 shall  
2 be transferred and credited to the state general fund on July 15, 1996,  
3 and June 25, 1997, and each year thereafter on June 25, except that: (a)  
4 All amounts credited to the state gaming revenues fund in fiscal year 2009  
5 which are in excess of ~~\$50,000,000~~ ~~\$46,750,000~~ **[\$48,059,846]** shall be  
6 transferred and credited to the state general fund on July 15, 2009, and  
7 shall be recorded and accounted for as receipts to the state general fund  
8 for fiscal year 2009; and (b) all amounts credited to the state gaming  
9 revenues fund in fiscal year 2010 which are in excess of \$50,000,000 shall  
10 be transferred and credited to the state general fund on July 15, 2010,  
11 and shall be recorded and accounted for as receipts to the state general  
12 fund for fiscal year 2010.

13 Sec. 93. On the effective date of this act, K.S.A. 2008 Supp. 82a-953a  
14 is hereby amended to read as follows: 82a-953a. During each fiscal year,  
15 the director of accounts and reports shall transfer \$6,000,000 from the  
16 state general fund to the state water plan fund created by K.S.A. 82a-951,  
17 and amendments thereto, one-half of such amount to be transferred on  
18 July 15 and one-half to be transferred on January 15, except that **[(1)]**  
19 such transfers during each fiscal year commencing after June 30, 2008,  
20 are subject to reduction under K.S.A. 75-6704, and amendments thereto,  
21 *and except that the amount of moneys transferred from the state general*  
22 *fund to the state water plan fund on January 15, 2009, shall not exceed*  
23 *\$2,610,000 [\$1,835,643]* **[(2) the total amount of moneys transferred**  
24 **from the state general fund to the state water plan fund during the**  
25 **fiscal year ending June 30, 2009, shall not exceed \$2,000,000. On**  
26 **the effective date of this act, the director of accounts and reports**  
27 **shall transfer the amount in excess of \$2,000,000 which was trans-**  
28 **ferred from state general fund to the state water plan fund prior to**  
29 **the effective date of this act during the fiscal year ending June 30,**  
30 **2009, as certified by the director of the budget to the director of**  
31 **accounts and reports to the state general fund].** All transfers under  
32 this section shall be considered to be demand transfers from the state  
33 general fund, except that all such transfers during the fiscal years ending  
34 June 30, 2008, and June 30, 2009, shall be considered revenue transfers  
35 from the state general fund.

36 Sec. 94. On the effective date of this act, K.S.A. 2008 Supp. 55-193,  
37 79-2978, 79-2979, 79-3425i, 79-34,156, 79-4801 and 82a-953a are hereby  
38 repealed.

39 Sec. 95. *Appeals to exceed position limitations.* The limitations imposed  
40 by this act on the number of full-time and regular part-time positions  
41 equated to full-time, excluding seasonal and temporary positions, paid  
42 from appropriations for the fiscal year ending June 30, 2009, made in  
43 chapter 5, chapter 131, chapter 156, chapter 159, chapter 160, chapter



1 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas or  
 2 in this act or in any other appropriation act of the 2009 regular session  
 3 of the legislature may be exceeded upon approval of the state finance  
 4 council.

5 Sec. 96. *Appeals to exceed expenditure limitations.* (a) Upon written  
 6 application to the governor and approval of the state finance council,  
 7 expenditures from special revenue funds may exceed the amounts spec-  
 8 ified in this act.

9 (b) This section shall not apply to the expanded lottery act revenues  
 10 fund, state economic development initiatives fund, the children's initia-  
 11 tives fund, the state water plan fund or the Kansas endowment for youth  
 12 fund, or to any account of any of such funds.

13 Sec. 97. (a) On the effective date of this act, of the amount of each  
 14 appropriation for a state agency for the fiscal year ending June 30, 2009,  
 15 made by chapter 131, 156, 159, 160, 164, 172 or 184 of the 2008 Session  
 16 Laws of Kansas, or by this or other appropriation act of the 2009 regular  
 17 session of the legislature from the state general fund, the sum equal to  
 18 ~~3.4%~~ [1.5%] of such appropriation, which is not exempt, is hereby lapsed.  
 19 The following are exempt from and shall not be reduced by such lapsing  
 20 provision: (1) Any item of appropriation for debt service for payments  
 21 pursuant to contractual bond obligations, ~~and~~ (2) any item of appropria-  
 22 tion for employer contributions for the employers who are eligible em-  
 23 ployers as specified in subsections (1), (2) and (3) of K.S.A. 74-4931, and  
 24 amendments thereto, under the Kansas public employees retirement sys-  
 25 tem pursuant to K.S.A. 74-4939, and amendments thereto, ~~and (3) any~~  
 26 ~~item of appropriation for the department of education for general~~  
 27 ~~state aid, supplemental general state aid or special education serv-~~  
 28 ~~ices aid.~~

29 (b) On the effective date of this act, of each amount reappropriated for  
 30 a state agency from the state general fund for the fiscal year ending June  
 31 30, 2009, by chapter 131, 156, 159, 160, 164, 172 or 184 of the 2008  
 32 Session Laws of Kansas, or by this or other appropriation act of the 2009  
 33 regular session of the legislature, from the state general fund, the sum  
 34 equal to ~~3.4%~~ [1.5%] of such reappropriation, which is not exempt, is  
 35 hereby lapsed. The following are exempt from and shall not be reduced  
 36 by such lapsing provision: (1) Any item of appropriation for debt service  
 37 for payments pursuant to contractual bond obligations, ~~and~~ (2) any item  
 38 of appropriation for employer contributions for the employers who are  
 39 eligible employers as specified in subsections (1), (2) and (3) of K.S.A.  
 40 74-4931, and amendments thereto, under the Kansas public employees  
 41 retirement system pursuant to K.S.A. 74-4939, and amendments thereto[,  
 42 ~~and (3) any item of appropriation for the department of education~~  
 43 ~~for general state aid, supplemental general state aid or special ed-~~

1 ~~ucation services aid~~].

2 (c) The provisions of this section shall not apply to any transfer of  
 3 moneys to the: (1) School district capital improvements fund for distri-  
 4 bution to school districts pursuant to K.S.A. 75-2319, and amendments  
 5 thereto, and (2) school district capital outlay state aid fund for distribution  
 6 to school districts pursuant to K.S.A. 72-8814, and amendments thereto.

7 (d) It is the intent of the Kansas legislature that every effort be made  
 8 to provide that services to the vulnerable citizens of the state of Kansas  
 9 are protected from the lapses in appropriations from the state general  
 10 fund and other reductions in authorized expenditures from the state treas-  
 11 ury made by this act: ~~Provided further, That, in implementing and ad-~~  
 12 ~~ministering such lapses and other reductions, state agencies should first~~  
 13 ~~reduce personnel and operating expenditures prior to implementing any~~  
 14 ~~program reductions. And provided further, That it is the intent of the~~  
 15 ~~Kansas legislature that, in implementing and administering such lapses~~  
 16 ~~and other reductions, no one program be eliminated, but that all pro-~~  
 17 ~~grams be subject to reductions in accordance with reduction allocations:~~  
 18 ~~Provided, however, That it is the intent of the Kansas legislature that, in~~  
 19 ~~implementing and administering such lapses and other reductions, the~~  
 20 ~~state board of education and the department of education equally allocate~~  
 21 ~~and apply the reductions made by this act equally to the appropriations~~  
 22 ~~from the state general fund in general state aid account, in the supple-~~  
 23 ~~mental general state aid account, and in the special education services aid~~  
 24 ~~account. And provided further, That the legislature shall review the ap-~~  
 25 ~~propriations from the state general fund in general state aid account, in~~  
 26 ~~the supplemental general state aid account, and in the special education~~  
 27 ~~services aid account during the fiscal year 2011.~~

28 [Sec. 98. On the effective date of this act, during the fiscal year  
 29 ending June 30, 2009, no state agency shall expend any moneys  
 30 appropriated for fiscal year 2009 for such agency as authorized by  
 31 chapter 131, 156, 159, 160, 164, 172 or 184 of the 2008 Session  
 32 Laws of Kansas, or by this or other appropriation act of the 2009  
 33 regular session of the legislature, to permanently eliminate or ter-  
 34 minate a program or permanently close a facility until 30 days after  
 35 such agency has submitted to the senate committee on ways and  
 36 means and the house committee on appropriations a written plan  
 37 for such program or facility. Such plan shall include an analysis of  
 38 the program or facility's merits and cost effectiveness as well as the  
 39 impact of such elimination or closure on other state agencies.]

40 [Sec. 99. Section 11 of chapter 172 of the 2008 Session Laws of  
 41 Kansas is hereby repealed.]



[Sec. 100.

[INSURANCE DEPARTMENT

[(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 40-112, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$472,357 from the insurance department service regulation fund of the insurance department to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the insurance department by other state agencies which receive appropriations from the state general fund to provide such services.

[Sec. 101.

[SECRETARY OF STATE

[(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-438, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$186,500 from the information and services fee fund of the secretary of state to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the information and services fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the information and services fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the secretary of state by other state agencies which receive appropriations from the state general fund to provide such services.

[Sec. 102. (a) (1) On and after the effective date of this act, notwithstanding the provisions of K.S.A. 74-4927, and amendments thereto, or any other statute, no state agency shall pay to the Kansas public employees retirement system any amounts to the group insurance reserve fund attributable to the months of March, April, May, or June 2009, that constitute such state agency's portion of the state's contribution to the group insurance reserve fund under K.S.A. 74-4927, and amendments thereto.

[(2) On the effective date of this act, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2009, by chapter 131, chapter 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas or by this or other appropriation act of the 2009 regular session of the legislature and that is budgeted for payment to the Kansas public employees retirement system as a contribution for March, April, May and June 2009, to the group insurance reserve fund under K.S.A. 74-4927, and amendments thereto, as certified by the director of the budget to the director of accounts and reports for fiscal year 2009, is hereby lapsed from each such account.

[(3) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount in each account of each special revenue fund of each state agency that is appropriated for the fiscal year ending June 30, 2009, by chapter 131, chapter 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas or by this or other appropriation act of the 2009 regular session of the legislature and that is budgeted for payment to the Kansas public employees retirement system as a contribution for March, April, May and June 2009, to the group insurance reserve fund under K.S.A. 74-4927, and amendments thereto, subject to any applicable federal limitations or restrictions, as certified by the director of the budget to the director of accounts and reports for fiscal year 2009, from such special revenue fund, or account thereof, to the state general fund: *Provided*, That the amounts transferred from special revenue funds to the state general fund pursuant to this subsection (a)(3) are to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

[(b) (1) On and after the effective date of this act, notwithstanding the provisions of K.S.A. 75-6508 or 75-6512, and amendments thereto, or any other statute, no state agency shall pay to the Kansas health policy authority any amounts specified by the Kansas state employees health care commission for employees of the state agency who are participating in the state health care benefits program, excluding any amounts prescribed under the cafeteria plan, that are attributable to the payroll periods commencing on or after March 8, 2009, and ending on or before June 13, 2009, that constitute such



1 state agency's portion of the state's contribution for persons partic-  
 2 ipating in the state health care benefits program under K.S.A. 75-  
 3 6501 et seq., and amendments thereto, for such payroll periods.

4 [(2) On the effective date of this act, the amount in each account  
 5 of the state general fund of each state agency that is appropriated  
 6 for the fiscal year ending June 30, 2009, by chapter 131, chapter  
 7 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter  
 8 184 of the 2008 Session Laws of Kansas or by this or other appro-  
 9 priation act of the 2009 regular session of the legislature and that  
 10 is budgeted for payment to the Kansas health policy authority for  
 11 employees of the state agency who are participating in the state  
 12 health care benefits program, excluding any amounts prescribed  
 13 under the cafeteria plan, that are attributable to the payroll periods  
 14 commencing on or after March 8, 2009, and ending on or before  
 15 June 13, 2009, under K.S.A. 75-6508, and amendments thereto, as  
 16 certified by the director of the budget to the director of accounts  
 17 and reports for fiscal year 2009, is hereby lapsed from each such  
 18 account.

19 [(3) On the effective date of this act, or as soon thereafter as  
 20 moneys are available, the director of accounts and reports shall  
 21 transfer the amount in each account of each special revenue fund  
 22 of each state agency that is appropriated for the fiscal year ending  
 23 June 30, 2009, by chapter 131, chapter 156, chapter 159, chapter  
 24 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session  
 25 Laws of Kansas or by this or other appropriation act of the 2009  
 26 regular session of the legislature and that is budgeted for payment  
 27 to the Kansas health policy authority for employees of such state  
 28 agency who are participating in the state health care benefits pro-  
 29 gram, excluding any amounts prescribed under the cafeteria plan,  
 30 that are attributable to the payroll periods commencing on or after  
 31 March 8, 2009, and ending on or before June 13, 2009, under K.S.A.  
 32 75-6508, and amendments thereto, subject to any applicable federal  
 33 limitations or restrictions, as certified by the director of the budget  
 34 to the director of accounts and reports for fiscal year 2009, from  
 35 such special revenue fund, or account thereof, to the state general  
 36 fund: *Provided, That the amounts transferred from special revenue  
 37 funds to the state general fund pursuant to this subsection (b)(3)  
 38 are to reimburse the state general fund for accounting, auditing,  
 39 budgeting, legal, payroll, personnel and purchasing services and  
 40 any other governmental services which are performed on behalf of  
 41 the state agency involved by other state agencies which receive ap-  
 42 propriations from the state general fund to provide such services.*

43 [Sec. 103. (a) The director of accounts and reports shall not make

1 the transfer of \$250,000 prescribed to be transferred from the state  
 2 general fund to the waste tire management fund of the department  
 3 of health and environment — division of environment by section  
 4 13(a)(4) of chapter 3 of the 2003 Session Laws of Kansas, which was  
 5 directed to be made on or before June 30, 2009, on a date certified  
 6 by the director of the budget for the purpose of repaying 25% of  
 7 the amount transferred from the waste tire management fund to the  
 8 state general fund pursuant to section 13(a)(1) of chapter 3 of the  
 9 2003 Session Laws of Kansas. On the effective date of this act, the  
 10 provisions of section 13(a)(4) of chapter 3 of the 2003 Session Laws  
 11 of Kansas are hereby declared to be null and void and shall have  
 12 no force and effect.

13 [(b) The director of accounts and reports shall not make the trans-  
 14 fer of \$2,500,000 prescribed to be transferred from the state general  
 15 fund to the underground petroleum storage tank release trust fund  
 16 of the department of health and environment — division of envi-  
 17 ronment by section 13(b)(4) of chapter 3 of the 2003 Session Laws  
 18 of Kansas, which was directed to be made on or before June 30,  
 19 2009, on a date certified by the director of the budget for the pur-  
 20 pose of repaying 25% of the amount transferred from the under-  
 21 ground petroleum storage tank release trust fund to the state gen-  
 22 eral fund pursuant to section 13(b)(1) of chapter 3 of the 2003  
 23 Session Laws of Kansas. On the effective date of this act, the pro-  
 24 visions of section 13(b)(4) of chapter 3 of the 2003 Session Laws of  
 25 Kansas are hereby declared to be null and void and shall have no  
 26 force and effect. The legislature shall review the repayment of the  
 27 remaining amount during fiscal year 2011.]

28 Sec. 98: [104.] Severability. If any provision or clause of this act or  
 29 application thereof to any person or circumstances is held invalid, such  
 30 invalidity shall not affect other provisions or applications of the act which  
 31 can be given effect without the invalid provision or application, and to  
 32 this end the provisions of this act are declared to be severable.

33 Sec. 99: [105.] This act shall take effect and be in force from and after  
 34 its publication in the Kansas register.