

**SENATE Substitute for
HOUSE BILL No. 2354**

By Committee on Ways and Means

3-20

12 AN ACT making and concerning appropriations for the fiscal years ending
13 June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012 and June
14 30, 2013, and June 30, 2014, for state agencies; authorizing certain
15 transfers, capital improvement projects and fees, imposing certain re-
16 strictions and limitations, and directing or authorizing certain receipts,
17 disbursements, procedures and acts incidental to the foregoing;
18 amending [section 3 of chapter 159 of the 2008 Session Laws of
19 Kansas,] section 95 of 2009 House Substitute for Substitute for Senate
20 Bill No. 23 and K.S.A. 2008 Supp. 2-223, 12-5256, 55- 193, 75-6702,
21 76-7,107, 79-2959, 79-2964, 79-2978, as amended by section 88 of
22 2009 House Substitute for Substitute for Senate Bill No. 23, 79-2979,
23 as amended by section 89 of 2009 House Substitute for Substitute for
24 Senate Bill No. 23, 79-3425i, 79-4801 and 82a- 953a and repealing the
25 existing sections.

26
27 *Be it enacted by the Legislature of the State of Kansas:*

28 Section 1. (a) For the fiscal years ending June 30, 2009, June 30, 2010,
29 June 30, 2011, June 30, 2012 and June 30, 2013, and June 30, 2014,
30 appropriations are hereby made, restrictions and limitations are hereby
31 imposed, and transfers, capital improvement projects, fees, receipts, dis-
32 bursements and acts incidental to the foregoing are hereby directed or
33 authorized as provided in this act.

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

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

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

42 Sec. 2. The department of revenue is hereby authorized and directed
43 to pay the following amounts from the motor-vehicle fuel tax refund fund,

1	for claims not filed within the statutory filing period prescribed in K.S.A.	
2	79-3458, and amendments thereto, to the following claimants:	
3	Affiliated Carriers, Inc.	
4	PO Box 1067	
5	Norfolk, NE 68702.....	\$32,693.78
6	America Jet	
7	2010 Rogers Ct.	
8	Salina, KS 67401.....	\$219.24
9	B Bar J, Inc.	
10	RR 1 Box 14	
11	Arnold, KS 67515.....	\$345.60
12	Bardwell, Jeffrey	
13	31433 W 217th St.	
14	Springhill, KS 66083.....	\$33.00
15	Becker, David	
16	1991 P Road	
17	Seneca, KS 66538.....	\$44.04
18	Berntsen, Bernita	
19	3061 Utah Rd.	
20	LaHarpe, KS 66751.....	\$1,994.20
21	BLT, Inc.	
22	3237 Conestoga Tr.	
23	Richfield, WI 53076.....	\$234.00
24	Blythe Farms / Duane Blythe	
25	939 S Hwy 4	
26	White City, KS 66872.....	\$33.00
27	Brox, Anton R.	
28	12313 Jewell Rd.	
29	Huron, KS 66041.....	\$33.00
30	City of Andale	
31	PO Box 338	
32	Andale, KS 67001.....	\$170.69
33	City of El Dorado	
34	PO Box 792	
35	El Dorado, KS 67042.....	\$5,699.92
36	City of Herington	
37	17 N Broadway St.	
38	Herington, KS 67449.....	\$56.28
39	City of Lawrence	
40	PO Box 708	
41	Lawrence, KS 66044.....	\$22,744.22

1	City of Winfield	
2	PO Box 646	
3	Winfield, KS 67156.....	\$192.02
4	Claassen, R. Dwight	
5	3003 E 1st St.	
6	Newton, KS 67114.....	\$217.51
7	Eisenbise, William	
8	PO Box 144	
9	Morrill, KS 66515.....	\$54.60
10	Elliott, Craig P.	
11	249 Timber Rd.	
12	Courtland, KS 66939.....	\$229.18
13	Faidley, Harold	
14	385 Buffalo Rd.	
15	Longford, KS 67458.....	\$158.76
16	Frock Bros. Trucking, Inc.	
17	3237 Conestoga Trl.	
18	Richfield, WI 53076.....	\$65.86
19	Giacometti, Jeffrey W.	
20	221 E 670th Ave.	
21	Girard, KS 66743.....	\$12.84
22	Gideon, Arnold	
23	18322A SW Vera Frnt.	
24	Paxico, KS 66526.....	\$109.56
25	Girod, Phil	
26	1189 NW Ohio St. Rd.	
27	Towanda, KS 67144.....	\$143.42
28	Great Plains Insp. & Lining, Inc.	
29	PO Box 1987	
30	Great Bend, KS 67530.....	\$50.04
31	H. J. Born Stone Co.	
32	901 W 35th St. N	
33	Wichita, KS 67204.....	\$260.06
34	Hainke Farms, Ltd.	
35	1299 E Thunder Rd.	
36	Kensington, KS 66951.....	\$173.88
37	Helmer, Burt	
38	12741 SW Chisholm Trail Rd.	
39	Andover, KS 67002.....	\$176.90
40	Hodgeman County Rd. & Bldg. Dept.	
41	28561 SE L Rd.	
42	Jetmore, KS 67854.....	\$12,077.33

1	Holmes, Quentin	
2	14418 206th	\$39.24
3	Linwood, KS 66052	
4	Horizontal Boring & Tunneling	
5	PO Box 429	
6	Exeter, NE 68351	\$3,327.41
7	Jog Villirillo Gardens	
8	PO Box 36236	
9	Des Moines, IA 50315	\$76.00
10	John H. McCray Sanitation, Inc.	
11	5550 E 38th St. N	
12	Wichita, KS 67220	\$524.79
13	Johnson, Fred A.	
14	RR 2 Box 3	
15	Grainfield, KS 67737	\$19.32
16	K & L Tank Truck Service, Inc.	
17	2101 SW 21st St.	
18	Topeka, KS 66604	\$41,813.60
19	M & J Trucking, Inc.	
20	3237 Conestoga Tr.	
21	Richfield, WI 53076	\$113.18
22	McCray Lumber Co., Inc.	
23	207 S 9th St.	
24	Edwardsville, KS 66111	\$245.75
25	Miller Gordon, LLC.	
26	3237 Conestoga Trl.	
27	Richfield, WI 53076	\$164.74
28	Miller, R. Scott	
29	19253 Old Hwy 18	
30	Manhattan, KS 66502	\$262.87
31	Mounkes, Gary W.	
32	2136 Rd. 190	
33	Reading, KS 66868	\$44.52
34	Neville, Gregory A. or Jane M.	
35	21916 W 29 N	
36	Andale, KS 67001	\$51.72
37	Oak Country Club	
38	8800 Scott Dr.	
39	DeSoto, KS 66018	\$258.98
40	Ost, Bradley	
41	948 Hwy 36	
42	Mankato, KS 66956	\$1,119.22

1	Porters Porkers Partnership	
2	1994 US 24 Hwy	
3	Glen Elder, KS 67446	\$212.11
4	Preferred Cartage Service, Inc.	
5	PO Box 1034	
6	Garden City, KS 67846	\$1,450.10
7	Pyle Petroleum, Inc.	
8	212 Old Grande Blvd. #C100	
9	Tyler, TX 75703	\$291.60
10	Richter, Jerry	
11	300 E Elm St.	
12	Hanover, KS 66945	\$1,726.70
13	Rissen, William E.	
14	24586 Berryton Rd.	
15	Lyndon, KS 66451	\$28.20
16	RJB of Big Stone, Inc.	
17	3237 Conestoga Trl.	
18	Richfield, WI 53076	\$231.43
19	Rock Creek Twp. Fire Dept.	
20	PO Box 242	
21	Meriden, KS 66512	\$298.55
22	Ruan Transport Corp.	
23	PO Box 855	
24	Des Moines, IA 50306	\$1,654.85
25	Schroeder, Rudolf	
26	629 110th	
27	Hillsboro, KS 67063	\$271.51
28	Semisch Farm/Keith Semisch	
29	11000 SE Grant Rd.	
30	Leon, KS 67074	\$965.12
31	Sextro Dairy	
32	1147 224th Rd.	
33	Seneca, KS 66538	\$33.00
34	Stumpff, Leonard W.	
35	36753 W 231st St.	
36	Edgerton, KS 66021	\$49.32
37	Sutton, Clyde E.	
38	RR 1 Box 150	
39	Ness City, KS 67560	\$104.04
40	Swartz, Virgil	
41	16738 N Munkers Crk.	
42	Alta Vista, KS 66834	\$53.64

1	Sycamore Ridge Golf Course	
2	21731 Clubhouse Dr.	
3	Springhill, KS 66083.....	\$1,764.29
4	Symms, Bill	
5	1036 NW 70th Ave.	
6	St. John, KS 67576.....	\$27.96
7	Trear, Kenneth D.	
8	543 Rd. S	
9	Olpe, KS 66865.....	\$107.40
10	Triple C Farms of KS	
11	2069 200 Ave.	
12	Ramona, KS 67475.....	\$292.48
13	Triple S Cattle Co., Inc.	
14	RR 1 Box 50	
15	Danbury, NE 69026.....	\$288.79
16	USD 369 Burrton	
17	PO Box 448	
18	Burrton, KS 67020.....	\$3,697.56
19	USD 441 Sabetha	
20	107 Oregon St.	
21	Sabetha, KS 66534.....	\$60.92
22	USD 452 Stanton County	
23	PO Box C	
24	Johnson, KS 67855.....	\$2,499.93
25	Vestring Ranch	
26	Box 27	
27	Cassoday, KS 66842.....	\$339.34
28	Vyhnaelek Trucking	
29	3237 Conestoga Trl.	
30	Richfield, WI 53076.....	\$274.48
31	Wildcat Concrete Serv., Inc.	
32	PO Box 750075	
33	Topeka, KS 66675.....	\$599.94
34	Wildcat Creek Sports Center	
35	800 Anneberg Cir.	
36	Manhattan, KS 66503.....	\$311.26
37	Wolf, Randy	
38	5348 NW Valencia	
39	Silver Lake, KS 66539.....	\$45.00
40	Wolters, Wilma J.	
41	7316 N Wyandotte St.	
42	Kansas City, MO 64118.....	\$57.00

1	Yates Center Elevator, Inc.	
2	109 N Pratt	
3	Yates Center, KS 66783.....	\$469.17
4	Sec. 3. (a) The department of wildlife and parks is hereby authorized	
5	and directed to pay the following amount from the operations account of	
6	the wildlife fee fund as reimbursement for loss of revenue from a hunting	
7	lease as a result of misposting of walk-in hunting access program signs on	
8	claimant's land, to the following claimant:	
9	Larkin Richard Adams	
10	403 7th	
11	Elk Falls, KS 67345.....	\$1,540.50
12	Sec. 4. (a) The department of corrections is hereby authorized and	
13	directed to pay the following amount from the Ellsworth correctional	
14	facility — facilities operations account of the state general fund as reim-	
15	bursment for loss of claimant's personal property, which was in the care,	
16	custody and control of the personnel at the Ellsworth correctional facility,	
17	to the following claimant:	
18	Alan K. Copridge, #47249	
19	PO Box 107	
20	Ellsworth, KS 67439.....	\$44.08
21	(b) The department of corrections is hereby authorized and directed	
22	to pay the following amount from the Hutchinson correctional facility —	
23	facilities operations account of the state general state fund for loss of	
24	claimant's personal property while claimant was in the care, custody and	
25	control of the personnel at the Hutchinson correctional facility, to the	
26	following claimant:	
27	Derek Devlin, #83018	
28	PO Box 1568	
29	Hutchinson, KS 67504 —1568.....	\$100.00
30	(c) The department of corrections is hereby authorized and directed	
31	to pay the following amount from the Hutchinson correctional facility —	
32	facilities operations account of the state general fund for loss of claimant's	
33	personal property while claimant was in the care, custody and control of	
34	the personnel at the Hutchinson correctional facility, to the following	
35	claimant:	
36	Pedro S. Hernandez, #80040	
37	PO Box 1568	
38	Hutchinson, KS 67504 —1568.....	\$100.00
39	(d) The department of corrections is hereby authorized and directed	
40	to pay the following amount from the El Dorado correctional facility —	
41	facilities operations account of the state general fund for loss of claimant's	
42	personal property while claimant was in the care, custody and control of	
43	the personnel at the El Dorado correctional facility, to the following	

1 claimant:
 2 Willie Hodges, #68462
 3 PO Box 311
 4 El Dorado, KS 67042..... \$100.00
 5 (e) The department of corrections is hereby authorized and directed
 6 to pay the following amount from the Ellsworth correctional facility —
 7 facilities operations account of the state general fund for the cost of post-
 8 age for the claimant to mail out property which the claimant was allowed
 9 to order but not possess inside the facility, to the following claimant:
 10 Sheldon E. Judd, #59775
 11 PO Box 107
 12 Ellsworth, KS 67439..... \$6.50
 13 (f) The department of corrections is hereby authorized and directed to
 14 pay the following amount from the Winfield correctional facility — facil-
 15 ities operations account of the state general fund for damage to claimant's
 16 vehicle by an inmate in the care, custody and control of the Winfield
 17 correctional facility, to the following claimant:
 18 Tom Lightsey
 19 1020 North A
 20 Arkansas City, KS 67005..... \$1,600.00
 21 (g) The department of corrections is hereby authorized and directed
 22 to pay the following amount from the El Dorado correctional facility —
 23 facilities operations account of the state general fund as reimbursement
 24 for postage expenses incurred by claimant when facility staff mislabeled
 25 property to be mailed out of the facility while claimant was in the care,
 26 custody and control of the personnel at the El Dorado correctional facil-
 27 ity, to the following claimant:
 28 James L. McIntosh, #35775
 29 PO Box 311
 30 El Dorado, KS 67042..... \$13.37
 31 (h) The department of corrections is hereby authorized and directed
 32 to pay the following amount from the Winfield correctional facility —
 33 facilities operations account of the state general fund for loss of the claim-
 34 ant's personal property while in the care, custody and control of the de-
 35 partment of corrections, to the following claimant:
 36 Corey Simmons
 37 3150 So. Mount Carmel
 38 Wichita, KS 67217..... \$63.00
 39 (I) The department of corrections is hereby authorized and directed to
 40 pay the following amount from the El Dorado correctional facility —
 41 facilities operations account of the state general fund as reimbursement
 42 for damage to claimant's personal property, which was in the care, custody
 43 and control of the personnel at the El Dorado correctional facility, to the

1 following claimant:
 2 Eric D. Sims, #56742
 3 PO Box 311
 4 El Dorado, KS 67042..... \$100.00
 5 (j) The department of corrections is hereby authorized and directed to
 6 pay the following amount from the Winfield correctional facility — facil-
 7 ities operations account of the state general fund for loss of claimant's
 8 personal property while claimant was in the care, custody and control of
 9 the personnel at the Winfield correctional facility, to the following claim-
 10 ant:
 11 Tyrone Lamar Staten, #89387
 12 PO Box 2
 13 Lansing, KS 66043..... \$40.25
 14 (k) The department of corrections is hereby authorized and directed
 15 to pay the following amount from the El Dorado correctional facility —
 16 facilities operation account of the state general fund as reimbursement
 17 of burial expenses incurred after claimant's son was murdered at the El
 18 Dorado correctional facility, to the following claimant:
 19 David E. Warren, Sr.
 20 1325 N Madison
 21 Wichita, KS 67214..... \$2,449.29
 22 Sec. 5. The Kansas state fair is hereby authorized and directed to pay
 23 the following amount from the state fair fee fund as reimbursement for
 24 expenses as a result of a personal injury which occurred at the fairgrounds,
 25 to the following claimant:
 26 Betty Jean McCoy
 27 2026 N Parkdale Ct.
 28 Wichita, KS 67212..... \$150.00
 29 Sec. 6. The department of social and rehabilitation services is hereby
 30 authorized and directed to pay the following amount from the Osawato-
 31 mie state hospital fee fund for services rendered, the invoice for which
 32 was submitted or processed in an untimely manner, to the following
 33 claimant:
 34 Olathe Medical Center
 35 20333 W 151st Street
 36 Olathe, KS 66061..... \$7,167.05
 37 Sec. 7. (a) Except as otherwise provided by sections 2 through 6, the
 38 director of accounts and reports is hereby authorized and directed to draw
 39 warrants on the state treasurer in favor of the claimants specified in sec-
 40 tions 2 through 6, upon vouchers duly executed by the state agencies
 41 directed to pay the amounts specified in such sections to the claimants
 42 or their legal representatives or duly authorized agents, as provided by
 43 law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 2 as motor—vehicle fuel tax refunds or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 8.

ABSTRACTERS' BOARD OF EXAMINERS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal years specified 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:

Abstracters' fee fund

For the fiscal year ending June 30, 2010.....	\$21,207
For the fiscal year ending June 30, 2011.....	\$21,207

Sec. 9.

BOARD OF ACCOUNTANCY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

Board of accountancy fee fund

For the fiscal year ending June 30, 2010.....	\$309,832
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Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2010, for official hospitality shall not exceed \$1,000.

For the fiscal year ending June 30, 2011.....	\$309,832
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Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2011, for official hospitality shall not exceed \$1,000.

Special litigation reserve fund

For the fiscal year ending June 30, 2010.....	No limit
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Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2010, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso, (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not

contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal which bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2011..... No limit
Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2011, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso, (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal which bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2010, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund to the special litigation reserve fund of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2010, shall not exceed \$15,000; *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2011, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund to the special litigation reserve fund of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2011, shall not exceed \$15,000; *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 10.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

1 Bank commissioner fee fund

2 For the fiscal year ending June 30, 2010..... \$8,231,690

3 *Provided*, That expenditures from the bank commissioner fee fund for
4 the fiscal year ending June 30, 2010, for official hospitality for the division
5 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
6 *further*, That expenditures from the bank commissioner fee fund for the
7 fiscal year ending June 30, 2010, for official hospitality for the division of
8 banking shall not exceed \$1,000.

9 For the fiscal year ending June 30, 2011..... \$8,231,690

10 *Provided*, That expenditures from the bank commissioner fee fund for
11 the fiscal year ending June 30, 2011, for official hospitality for the division
12 of consumer and mortgage lending shall not exceed \$1,000: *Provided*
13 *further*, That expenditures from the bank commissioner fee fund for the
14 fiscal year ending June 30, 2011, for official hospitality for the division of
15 banking shall not exceed \$1,000.

16 Bank examination and investigation fund

17 For the fiscal year ending June 30, 2010..... No limit

18 For the fiscal year ending June 30, 2011..... No limit

19 Consumer education settlement fund

20 For the fiscal year ending June 30, 2010..... No limit

21 *Provided*, That expenditures may be made from the consumer education
22 settlement fund for the fiscal year ending June 30, 2010, for consumer
23 education purposes, which may be in accordance with contracts for such
24 activities which are hereby authorized to be entered into by the state
25 bank commissioner or the deputy commissioner of the consumer and
26 mortgage lending division, as the case may require, and the entities con-
27 ducting such activities.

28 For the fiscal year ending June 30, 2011..... No limit

29 *Provided*, That expenditures may be made from the consumer education
30 settlement fund for the fiscal year ending June 30, 2011, for consumer
31 education purposes, which may be in accordance with contracts for such
32 activities which are hereby authorized to be entered into by the state
33 bank commissioner or the deputy commissioner of the consumer and
34 mortgage lending division, as the case may require, and the entities con-
35 ducting such activities.

36 (b) During the fiscal years ending June 30, 2010, and June 30, 2011,
37 notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and
38 16a-6-104, and amendments thereto, or any other statute, all moneys
39 received under the Kansas mortgage business act or the uniform con-
40 sumer credit code for fines or settlement moneys designated for con-
41 sumer education shall be deposited in the state treasury to the credit of
42 the consumer education settlement fund.

1 Sec. 11.

2 KANSAS BOARD OF BARBERING

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

8 Board of barbering fee fund

9 For the fiscal year ending June 30, 2010..... \$141,070

10 For the fiscal year ending June 30, 2011..... \$141,070

11 Sec. 12.

12 BEHAVIORAL SCIENCES REGULATORY BOARD

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

18 Behavioral sciences regulatory board fee fund

19 For the fiscal year ending June 30, 2010..... \$595,421

20 *Provided*, That expenditures from the behavioral sciences regulatory
21 board fee fund for the fiscal year ending June 30, 2010, for official hos-
22 pitality shall not exceed \$500: *Provided further*, That all expenditures
23 from the behavioral sciences regulatory board fee fund for the fiscal year
24 ending June 30, 2010, for disciplinary hearings shall be in addition to any
25 expenditure limitation imposed on the behavioral sciences regulatory
26 board fee fund for fiscal year 2010.

27 For the fiscal year ending June 30, 2011..... \$595,421

28 *Provided*, That expenditures from the behavioral sciences regulatory
29 board fee fund for the fiscal year ending June 30, 2011, for official hos-
30 pitality shall not exceed \$500: *Provided further*, That all expenditures
31 from the behavioral sciences regulatory board fee fund for the fiscal year
32 ending June 30, 2011, for disciplinary hearings shall be in addition to any
33 expenditure limitation imposed on the behavioral sciences regulatory
34 board fee fund for fiscal year 2011.

35 Sec. 13.

36 STATE BOARD OF HEALING ARTS

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

42 Healing arts fee fund

43 For the fiscal year ending June 30, 2010..... \$3,836,348

1 *Provided*, That expenditures from the healing arts fee fund for the fiscal
 2 year ending June 30, 2010, for official hospitality shall not exceed \$1,000.
 3 *Provided further*, That all expenditures from the healing arts fee fund for
 4 the fiscal year ending June 30, 2010, for disciplinary hearings shall be in
 5 addition to any expenditure limitation imposed on the healing arts fee
 6 fund for fiscal year 2010.

7 For the fiscal year ending June 30, 2011..... \$3,836,348

8 *Provided*, That expenditures from the healing arts fee fund for the fiscal
 9 year ending June 30, 2011, for official hospitality shall not exceed \$1,000.

10 *Provided further*, That all expenditures from the healing arts fee fund for
 11 the fiscal year ending June 30, 2011, for disciplinary hearings shall be in
 12 addition to any expenditure limitation imposed on the healing arts fee
 13 fund for fiscal year 2011.

14 Sec. 14.

15 KANSAS STATE BOARD OF COSMETOLOGY

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

21 Cosmetology fee fund

22 For the fiscal year ending June 30, 2010..... \$772,817

23 *Provided*, That expenditures from the cosmetology fee fund for the fiscal
 24 year ending June 30, 2010, for official hospitality shall not exceed \$500.

25 For the fiscal year ending June 30, 2011..... \$772,817

26 *Provided*, That expenditures from the cosmetology fee fund for the fiscal
 27 year ending June 30, 2011, for official hospitality shall not exceed \$500.

28 Sec. 15.

29 STATE DEPARTMENT OF CREDIT UNIONS

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

35 Credit union fee fund

36 For the fiscal year ending June 30, 2010..... \$895,096

37 *Provided*, That expenditures from the credit union fee fund for the fiscal
 38 year ending June 30, 2010, for official hospitality shall not exceed \$300.

39 For the fiscal year ending June 30, 2011..... \$895,096

40 *Provided*, That expenditures from the credit union fee fund for the fiscal
 41 year ending June 30, 2011, for official hospitality shall not exceed \$300.

1 Sec. 16.

2 KANSAS DENTAL BOARD

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

8 Dental board fee fund

9 For the fiscal year ending June 30, 2010..... \$366,774

10 *Provided*, That expenditures from the dental board fee fund for the fiscal
 11 year ending June 30, 2010, for official hospitality shall not exceed \$500.

12 For the fiscal year ending June 30, 2011..... \$366,774

13 *Provided*, That expenditures from the dental board fee fund for the fiscal
 14 year ending June 30, 2011, for official hospitality shall not exceed \$500.

15 Sec. 17.

16 STATE BOARD OF MORTUARY ARTS

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

22 Mortuary arts fee fund

23 For the fiscal year ending June 30, 2010..... \$270,657

24 For the fiscal year ending June 30, 2011..... \$270,657

25 Sec. 18.

26 KANSAS BOARD OF EXAMINERS IN FITTING AND 27 DISPENSING OF HEARING INSTRUMENTS

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

33 Hearing instrument board fee fund

34 For the fiscal year ending June 30, 2010..... \$29,923

35 For the fiscal year ending June 30, 2011..... \$29,923

36 Sec. 19.

37 BOARD OF NURSING

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

1	Board of nursing fee fund	
2	For the fiscal year ending June 30, 2010.....	\$1,812,999
3	<i>Provided</i> , That expenditures from the board of nursing fee fund for the	
4	fiscal year ending June 30, 2010, for official hospitality shall not exceed	
5	\$500.	
6	For the fiscal year ending June 30, 2011.....	\$1,812,999
7	<i>Provided</i> , That expenditures from the board of nursing fee fund for the	
8	fiscal year ending June 30, 2011, for official hospitality shall not exceed	
9	\$500.	
10	Gifts and grants fund	
11	For the fiscal year ending June 30, 2010.....	No limit
12	For the fiscal year ending June 30, 2011.....	No limit
13	Education conference fund	
14	For the fiscal year ending June 30, 2010.....	No limit
15	For the fiscal year ending June 30, 2011.....	No limit
16	Criminal background and fingerprinting fund	
17	For the fiscal year ending June 30, 2010.....	No limit
18	For the fiscal year ending June 30, 2011.....	No limit

Sec. 20.

BOARD OF EXAMINERS IN OPTOMETRY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

26	Optometry fee fund	
27	For the fiscal year ending June 30, 2010.....	\$139,977
28	<i>Provided</i> , That expenditures from the optometry fee fund for the fiscal	
29	year ending June 30, 2010, for official hospitality shall not exceed \$300.	
30	For the fiscal year ending June 30, 2011.....	\$139,977
31	<i>Provided</i> , That expenditures from the optometry fee fund for the fiscal	
32	year ending June 30, 2011, for official hospitality shall not exceed \$300.	

Sec. 21.

STATE BOARD OF PHARMACY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

40	State board of pharmacy fee fund	
41	For the fiscal year ending June 30, 2010.....	\$750,076
42	<i>Provided</i> , That expenditures from the state board of pharmacy fee fund	
43	for the fiscal year ending June 30, 2010, for official hospitality shall not	

1	exceed \$750.	
2	For the fiscal year ending June 30, 2011.....	\$750,076
3	<i>Provided</i> , That expenditures from the state board of pharmacy fee fund	
4	for the fiscal year ending June 30, 2011, for official hospitality shall not	
5	exceed \$750.	
6	Federal grant fund	
7	For the fiscal year ending June 30, 2010.....	No limit
8	For the fiscal year ending June 30, 2011.....	No limit
9	Sec. 22.	

REAL ESTATE APPRAISAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

16	Appraiser fee fund	
17	For the fiscal year ending June 30, 2010.....	\$313,212
18	<i>Provided</i> , That expenditures from the appraiser fee fund for the fiscal	
19	year ending June 30, 2010, for official hospitality shall not exceed \$500.	
20	For the fiscal year ending June 30, 2011.....	\$313,212
21	<i>Provided</i> , That expenditures from the appraiser fee fund for the fiscal	
22	year ending June 30, 2011, for official hospitality shall not exceed \$500.	
23	Federal registry clearing fund	
24	For the fiscal year ending June 30, 2010.....	No limit
25	For the fiscal year ending June 30, 2011.....	No limit
26	Sec. 23.	

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified 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:

33	Real estate fee fund	
34	For the fiscal year ending June 30, 2010.....	\$1,314,563
35	<i>Provided</i> , That expenditures from the real estate fee fund for the fiscal	
36	year ending June 30, 2010, for official hospitality shall not exceed \$200.	
37	For the fiscal year ending June 30, 2011.....	\$1,114,563
38	<i>Provided</i> , That expenditures from the real estate fee fund for the fiscal	
39	year ending June 30, 2011, for official hospitality shall not exceed \$200.	
40	Real estate recovery revolving fund	
41	For the fiscal year ending June 30, 2010.....	No limit
42	For the fiscal year ending June 30, 2011.....	No limit

1 Background investigation fee fund

2 For the fiscal year ending June 30, 2010..... No limit

3 *Provided*, That notwithstanding the provisions of K.S.A. 2008 Supp. 58-
4 3039, and amendments thereto, or any other statute, moneys collected
5 for the purpose of reimbursing the Kansas real estate commission for the
6 cost of fingerprinting and the criminal history record check shall be de-
7 posited in the state treasury and credited to the background investigation
8 fee fund.

9 For the fiscal year ending June 30, 2011..... No limit

10 *Provided*, That notwithstanding the provisions of K.S.A. 2008 Supp. 58-
11 3039, and amendments thereto, or any other statute, moneys collected
12 for the purpose of reimbursing the Kansas real estate commission for the
13 cost of fingerprinting and the criminal history record check shall be de-
14 posited in the state treasury and credited to the background investigation
15 fee fund.

16 (b) On July 1, 2009, or as soon thereafter as moneys are available,
17 notwithstanding the provisions of K.S.A. 58-3066, and amendments
18 thereto, or any other statute, the director of accounts and reports shall
19 transfer \$200,000 from the real estate recovery revolving fund to the real
20 estate fee fund of the Kansas real estate commission for the purpose of
21 converting the licensing system software: *Provided, however*, That, if the
22 expense of converting the licensing system software is less than \$200,000,
23 then the Kansas real estate commission shall certify to the director of
24 accounts and reports the amount equal to the difference between
25 \$200,000 and the expense of converting the licensing system software
26 and, at the same time that such certification is transmitted to the director
27 of accounts and reports, the Kansas real estate commission shall transmit
28 a copy of such certification to the director of the budget and the director
29 of legislative research: *Provided further*, That upon receipt of such cer-
30 tification, the director of accounts and reports shall transfer the amount
31 certified from the real estate fee fund to the real estate recovery revolving
32 fund.

33 Sec. 24.

34 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

40 Securities act fee fund

41 For the fiscal year ending June 30, 2010..... \$2,762,312

42 *Provided*, That, in the discretion of the securities commissioner, one or
43 more transfers of money may be made from the securities act fee fund

1 for the fiscal year ending June 30, 2010, to the appropriate account of
2 the restricted fees fund of Wichita state university for the Kansas council
3 on economic education to conduct an investor education program: *Pro-*
4 *vided further*, That the total amount of such transfers for the fiscal year
5 ending June 30, 2010, shall not exceed \$20,000: *And provided further*,
6 That expenditures from the securities act fee fund for the fiscal year
7 ending June 30, 2010, for official hospitality shall not exceed \$2,000.

8 For the fiscal year ending June 30, 2011..... \$2,761,064

9 *Provided*, That, in the discretion of the securities commissioner, one or
10 more transfers of money may be made from the securities act fee fund
11 for the fiscal year ending June 30, 2011, to the appropriate account of
12 the restricted fees fund of Wichita state university for the Kansas council
13 on economic education to conduct an investor education program: *Pro-*
14 *vided further*, That the total amount of such transfers for the fiscal year
15 ending June 30, 2011, shall not exceed \$20,000: *And provided further*,
16 That expenditures from the securities act fee fund for the fiscal year
17 ending June 30, 2011, for official hospitality shall not exceed \$2,000.

18 Investor education fund

19 For the fiscal year ending June 30, 2010..... No limit

20 *Provided*, That expenditures from the investor education fund for the
21 fiscal year ending June 30, 2010, for official hospitality shall not exceed
22 \$5,000.

23 For the fiscal year ending June 30, 2011..... No limit

24 *Provided*, That expenditures from the investor education fund for the
25 fiscal year ending June 30, 2011, for official hospitality shall not exceed
26 \$5,000.

27 Sec. 25.

28 STATE BOARD OF TECHNICAL PROFESSIONS

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

34 Technical professions fee fund

35 For the fiscal year ending June 30, 2010..... \$583,468

36 *Provided*, That expenditures from the technical professions fee fund for
37 the fiscal year ending June 30, 2010, for official hospitality shall not exceed
38 \$500.

39 For the fiscal year ending June 30, 2011..... \$583,468

40 *Provided*, That expenditures from the technical professions fee fund for
41 the fiscal year ending June 30, 2011, for official hospitality shall not exceed
42 \$500.

1 Special litigation reserve fund
 2 For the fiscal year ending June 30, 2010..... No limit
 3 *Provided*, That no expenditures shall be made from the special litigation
 4 reserve fund for the fiscal year ending June 30, 2010, except upon the
 5 approval of the director of the budget acting after ascertaining that: (1)
 6 Unforeseeable occurrence or unascertainable effects of a foreseeable oc-
 7 currence characterize the need for the requested expenditure, and delay
 8 until the next legislative session on the requested action would be contrary
 9 to clause (3) of this proviso, (2) the requested expenditure is not one that
 10 was rejected in the next preceding session of the legislature and is not
 11 contrary to known legislative policy; and (3) the requested action will
 12 assist the above agency in attaining an objective or goal which bears a
 13 valid relationship to powers and functions of the above agency.
 14 For the fiscal year ending June 30, 2011..... No limit
 15 *Provided*, That no expenditures shall be made from the special litigation
 16 reserve fund for the fiscal year ending June 30, 2011, except upon the
 17 approval of the director of the budget acting after ascertaining that: (1)
 18 Unforeseeable occurrence or unascertainable effects of a foreseeable oc-
 19 currence characterize the need for the requested expenditure, and delay
 20 until the next legislative session on the requested action would be contrary
 21 to clause (3) of this proviso, (2) the requested expenditure is not one that
 22 was rejected in the next preceding session of the legislature and is not
 23 contrary to known legislative policy; and (3) the requested action will
 24 assist the above agency in attaining an objective or goal which bears a
 25 valid relationship to powers and functions of the above agency.

Sec. 26.

STATE BOARD OF VETERINARY EXAMINERS

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

33 Veterinary examiners fee fund
 34 For the fiscal year ending June 30, 2010..... \$266,706
 35 For the fiscal year ending June 30, 2011..... \$266,706
 36 Sec. 27.

GOVERNMENTAL ETHICS COMMISSION

38 (a) There is appropriated for the above agency from the state general
 39 fund for the fiscal year or years specified, the following:
 40 Operating expenditures
 41 For the fiscal year ending June 30, 2010..... \$434,968
 42 *Provided*, That any unencumbered balance in the operating expenditures
 43 account in excess of \$100 as of June 30, 2009 is hereby reappropriated

1 for fiscal year 2010.
 2 For the fiscal year ending June 30, 2011..... \$472,411
 3 *Provided*, That any unencumbered balance in the operating expenditures
 4 account in excess of \$100 as of June 30, 2010, is hereby reappropriated
 5 for fiscal year 2011.
 6 (b) There is appropriated for the above agency from the following spe-
 7 cial revenue fund or funds for the fiscal year or years specified, all moneys
 8 now or hereafter lawfully credited to and available in such fund or funds,
 9 except that expenditures other than refunds authorized by law shall not
 10 exceed the following:
 11 Governmental ethics commission fee fund
 12 For the fiscal year ending June 30, 2010..... \$252,088
 13 For the fiscal year ending June 30, 2011..... \$227,417
 14 Sec. 28.

KANSAS HOME INSPECTORS REGISTRATION BOARD

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

21 Home inspectors registration fee fund
 22 For the fiscal year ending June 30, 2010..... No limit
 23 For the fiscal year ending June 30, 2011..... No limit

24 (b) (1) On the effective date of this act, or as soon thereafter as moneys
 25 are available, the director of accounts and reports shall transfer \$7,000
 26 from the state general fund to the home inspectors registration fee fund
 27 of the Kansas home inspectors registration board to provide temporary
 28 financing for authorized expenditures for the duties and activities relating
 29 to the administration of the Kansas home inspectors professional com-
 30 petence and financial responsibility act which shall be repaid to the state
 31 general fund in accordance with subsection (b)(2).

32 (2) During the fiscal year ending June 30, 2010, at such time or times
 33 as the moneys credited to the home inspectors registration fee fund are
 34 sufficient to sustain expenditures for duties and activities relating to the
 35 administration of the Kansas home inspectors professional competence
 36 and financial responsibility act and to repay the state general fund the
 37 moneys transferred from the state general fund for such purposes under
 38 subsection (b)(1), the secretary of administration shall certify to the di-
 39 rector of accounts and reports one or more amounts totaling \$7,000 to
 40 be transferred from the home inspectors registration fee fund to the state
 41 general fund in accordance with such certification. At the same time that
 42 each such certification is transmitted to the director of accounts and re-
 43 ports, the director of the budget shall transmit a copy of such certification

1 to the director of legislative research. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount specified on the date specified in such certification from the home inspectors registration fee fund of the Kansas home inspectors registration fund to the state general fund.

2 Sec. 29. *Position limitations.* The number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for the fiscal years specified made in this or other appropriation act of the 2009 or 2010 regular session of the legislature for the following agencies shall not exceed the following, except upon approval of the state finance council:

12 Abstracters' Board of Examiners	
13 For the fiscal year ending June 30, 2010.....	0
14 For the fiscal year ending June 30, 2011.....	0
15 Board of Accountancy	
16 For the fiscal year ending June 30, 2010.....	3.00
17 For the fiscal year ending June 30, 2011.....	3.00
18 State Bank Commissioner	
19 For the fiscal year ending June 30, 2010.....	99.00
20 For the fiscal year ending June 30, 2011.....	99.00
21 Kansas Board of Barbering	
22 For the fiscal year ending June 30, 2010.....	1.50
23 For the fiscal year ending June 30, 2011.....	1.50
24 Behavioral Sciences Regulatory Board	
25 For the fiscal year ending June 30, 2010.....	8.00
26 For the fiscal year ending June 30, 2011.....	8.00
27 State Board of Healing Arts	
28 For the fiscal year ending June 30, 2010.....	45.00
29 For the fiscal year ending June 30, 2011.....	45.00
30 Kansas State Board of Cosmetology	
31 For the fiscal year ending June 30, 2010.....	12.00
32 For the fiscal year ending June 30, 2011.....	12.00
33 State Department of Credit Unions	
34 For the fiscal year ending June 30, 2010.....	12.00
35 For the fiscal year ending June 30, 2011.....	12.00
36 Kansas Dental Board	
37 For the fiscal year ending June 30, 2010.....	3.00
38 For the fiscal year ending June 30, 2011.....	3.00
39 State Board of Mortuary Arts	
40 For the fiscal year ending June 30, 2010.....	3.00
41 For the fiscal year ending June 30, 2011.....	3.00

1 Kansas Board of Examiners in Fitting and Dispensing of	
2 Hearing Instruments	
3 For the fiscal year ending June 30, 2010.....	0.48
4 For the fiscal year ending June 30, 2011.....	0.48
5 Board of Nursing	
6 For the fiscal year ending June 30, 2010.....	24.00
7 For the fiscal year ending June 30, 2011.....	24.00
8 Board of Examiners in Optometry	
9 For the fiscal year ending June 30, 2010.....	0.80
10 For the fiscal year ending June 30, 2011.....	0.80
11 State Board of Pharmacy	
12 For the fiscal year ending June 30, 2010.....	8.00
13 For the fiscal year ending June 30, 2011.....	8.00
14 Real Estate Appraisal Board	
15 For the fiscal year ending June 30, 2010.....	3.00
16 For the fiscal year ending June 30, 2011.....	3.00
17 Kansas Real Estate Commission	
18 For the fiscal year ending June 30, 2010.....	15.00
19 For the fiscal year ending June 30, 2011.....	15.00
20 Office of the Securities Commissioner of Kansas	
21 For the fiscal year ending June 30, 2010.....	32.13
22 For the fiscal year ending June 30, 2011.....	32.13
23 State Board of Technical Professions	
24 For the fiscal year ending June 30, 2010.....	5.00
25 For the fiscal year ending June 30, 2011.....	5.00
26 State Board of Veterinary Examiners	
27 For the fiscal year ending June 30, 2010.....	3.00
28 For the fiscal year ending June 30, 2011.....	3.00
29 Governmental Ethics Commission	
30 For the fiscal year ending June 30, 2010.....	9.00
31 For the fiscal year ending June 30, 2011.....	9.00
32 Sec. 30. <i>Kansas savings incentive program.</i> (a) In addition to other	
33 expenditures authorized by law, expenditures may be made for fiscal year	
34 2010 or fiscal year 2011, as the case may be, from any account of the state	
35 general fund reappropriated by this act for such fiscal year for any state	
36 agency named in section 29 of this act for the following purposes: (1)	
37 Salary bonus payments and the cost of non-monetary awards in accordance	
38 with the provisions of K.S.A. 2008 Supp. 75-37,105, and amendments	
39 thereto, (2) purchase or other acquisition of technology equipment	
40 which was included in the budget estimates for such fiscal year submitted	
41 by the state agency pursuant to K.S.A. 75-3717, and amendments thereto,	
42 and (3) professional development training including official hospitality;	
43 <i>Provided</i> , That the total of all such expenditures from such account of	

1 the state general fund for such fiscal year shall not exceed the amount
 2 equal to 50% of the amount of the unencumbered balance as of the June
 3 30 immediately preceding such fiscal year, in such account of the state
 4 general fund that is reappropriated for such fiscal year and that is in excess
 5 of the amount authorized to be expended for such fiscal year from such
 6 reappropriated balance, as determined by the director of accounts and
 7 reports: *Provided further*, That the total cost of all such non-monetary
 8 awards to any individual employee during such fiscal year that is paid
 9 under this subsection plus any amount paid for such awards under sub-
 10 section (b) shall not exceed \$3,500: *And provided further*, That the pro-
 11 visions of this subsection shall apply only to that portion of any such
 12 account from which expenditures may be made for state operations: *And*
 13 *provided further*, That all such expenditures from the reappropriated bal-
 14 ance in any such account for such fiscal year shall be in addition to any
 15 expenditure limitation imposed on expenditures from the reappropriated
 16 balance in any such account for such fiscal year.

17 (b) In addition to other expenditures authorized by law, expenditures
 18 may be made for fiscal year 2010 or fiscal year 2011, as the case may be,
 19 from any special revenue fund appropriated by this act for such fiscal year
 20 for a state agency named in section 29 of this act for the following pur-
 21 poses: (1) Salary bonus payments and the cost of non-monetary awards
 22 in accordance with the provisions of K.S.A. 2008 Supp. 75-37,105, and
 23 amendments thereto, (2) purchase or other acquisition of technology
 24 equipment which was included in the budget estimates for such fiscal
 25 year submitted by the state agency pursuant to K.S.A. 75-3717, and
 26 amendments thereto, and (3) professional development training including
 27 official hospitality: *Provided*, That all such expenditures from such fund
 28 for such fiscal year shall be in addition to any expenditure limitation im-
 29 posed on such fund or any account thereof for such fiscal year: *Provided*,
 30 *however*, That the total amount of such expenditures from such fund for
 31 such fiscal year shall not exceed the amount equal to 50% of the unex-
 32 pended portion of the amount authorized to be expended from such fund
 33 for the fiscal year preceding such fiscal year for state operations, as de-
 34 termined by the director of accounts and reports, or, in the case of no
 35 limit appropriations, as determined by the director of the budget: *Pro-*
 36 *vided further*, That the 50% limitation shall not apply to purchase or other
 37 acquisition of technology equipment which was included in the budget
 38 estimates for such fiscal year submitted by the state agency pursuant to
 39 K.S.A. 75-3717, and amendments thereto: *And provided further*, That
 40 the total cost of all such non-monetary awards to any individual employee
 41 during such fiscal year that is paid under this subsection plus any amount
 42 paid for such awards under subsection (a) shall not exceed \$3,500: *And*
 43 *provided further*, That the provisions of this subsection shall apply only

1 to: (1) That portion of the moneys in each account of a special revenue
 2 fund from which portion expenditures may be made for state operations,
 3 and (2) that portion of the moneys in a special revenue fund, that does
 4 not have any such accounts specified in this or other appropriation act,
 5 from which portion expenditures may be made for state operations.

6 (c) (1) Any unencumbered balance in excess of \$100 as of June 30,
 7 2009, in any account of the state general fund of any state agency named
 8 in section 29 of this act, which is not otherwise specifically appropriated
 9 or limited by this or other appropriation act of the 2009 regular session
 10 of the legislature, is hereby reappropriated for the fiscal year ending June
 11 30, 2010, and any unencumbered balance in excess of \$100 as of June
 12 30, 2010, in any account of the state general fund of any state agency
 13 named in section 29 of this act, which is not otherwise specifically appro-
 14 priated or limited by this or other appropriation act of the 2009 regular
 15 session of the legislature, is hereby reappropriated for the fiscal year en-
 16 ding June 30, 2011, and may be expended for the purposes authorized in
 17 subsection (a).

18 (2) Any unencumbered balance in excess of \$100 as of June 30, 2009,
 19 in any Kansas savings incentive account or KSIP account of any special
 20 revenue fund of any state agency named in section 29 of this act, which
 21 was appropriated by section 89 of chapter 167 of the 2007 Session Laws
 22 of Kansas and which is not otherwise specifically appropriated or limited
 23 by this or other appropriation act of the 2009 regular session of the leg-
 24 islature, is hereby appropriated for the fiscal year ending June 30, 2010,
 25 and any unencumbered balance in excess of \$100 as of June 30, 2010, in
 26 any such account of any such special revenue fund is hereby appropriated
 27 for the fiscal year ending June 30, 2011, and may be expended for fiscal
 28 year 2010 or fiscal year 2011, as the case may be, for the purposes au-
 29 thorized in subsection (a). All expenditures from any such account of any
 30 such special revenue fund shall be in addition to any expenditure limi-
 31 tation imposed on such special revenue fund for such fiscal year.

32 (d) No salary bonus payment paid pursuant to this section during fiscal
 33 year 2010 or fiscal year 2011 shall be compensation, within the meaning
 34 of K.S.A. 74-4901 et seq., and amendments thereto, for any purpose un-
 35 der the Kansas public employees retirement system and shall not be sub-
 36 ject to deductions for employee contributions thereunder. Each salary
 37 bonus payment paid under this section shall be a bonus, as defined by 29
 38 C.F.R. 778, and shall be in addition to the regular earnings which that
 39 employee may be entitled or for which the employee may become
 40 eligible.

41 Sec. 31.

LEGISLATIVE COORDINATING COUNCIL

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

1 fund for the fiscal year ending June 30, 2010, the following:
 2 Legislative coordinating council — operations \$613,625
 3 *Provided*, That any unencumbered balance in the legislative coordinating
 4 council — operations account in excess of \$100 as of June 30, 2009, is
 5 hereby reappropriated for fiscal year 2010.
 6 Legislative research department — operations..... \$3,643,401
 7 *Provided*, That any unencumbered balance in the legislative research de-
 8 partment — operations account in excess of \$100 as of June 30, 2009, is
 9 hereby reappropriated for fiscal year 2010.
 10 Office of revisor of statutes — operations \$3,324,250
 11 *Provided*, That any unencumbered balance in the office of revisor of
 12 statutes — operations account in excess of \$100 as of June 30, 2009, is
 13 hereby reappropriated for fiscal year 2010.
 14 (b) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 16 moneys now or hereafter lawfully credited to and available in such fund
 17 or funds, except that expenditures other than refunds authorized by law
 18 shall not exceed the following:
 19 Legislative research department special revenue fund..... No limit
 20 Sec. 32.

LEGISLATURE

21 (a) There is appropriated for the above agency from the state general
 22 fund for the fiscal year ending June 30, 2010, the following:
 23 Operations (including official hospitality) \$16,113,762
 24 *Provided*, That any unencumbered balance in the operations (including
 25 official hospitality) account in excess of \$100 as of June 30, 2009, is hereby
 26 reappropriated for fiscal year 2010: *Provided further*, That expenditures
 27 may be made from this account, pursuant to vouchers approved by the
 28 chairperson or vice-chairperson of the legislative coordinating council, to
 29 pay compensation and travel expenses and subsistence expenses or allow-
 30 ances as authorized by K.S.A. 75-3212, and amendments thereto, for
 31 members and associate members of the advisory committee to the Kansas
 32 commission on interstate cooperation established under K.S.A. 46-407a,
 33 and amendments thereto, for attendance at meetings of the advisory com-
 34 mittee which are authorized by the legislative coordinating council, except
 35 that (1) the legislative coordinating council may establish restrictions or
 36 limitations, or both, on travel expenses, subsistence expenses or allow-
 37 ances, or any combination thereof, paid to members and associate mem-
 38 bers of such advisory committee, and (2) any person who is an associate
 39 member of such advisory committee, by reason of such person having
 40 been accredited by the national conference of commissioners on uniform
 41 state laws as a life member of that organization, shall receive the same
 42 travel expenses and subsistence expenses for attendance at meetings of
 43

1 the advisory committee as a regular member, but shall receive no per
 2 diem compensation: *And provided further*, That expenditures may be
 3 made from this account for services, facilities and supplies provided for
 4 legislators in addition to those provided under the approved budget and
 5 for related copying, facsimile transmission and other services provided to
 6 persons other than legislators, in accordance with policies and any restric-
 7 tions or limitations prescribed by the legislative coordinating council: *And*
 8 *provided further*, That no expenditures shall be made from this account
 9 for any meeting of any joint committee of the legislature during fiscal
 10 year 2010 unless such meeting is approved by the legislative coordinating
 11 council: *And provided further*, That no expenditures shall be made from
 12 this account for any meeting of the compensation commission established
 13 by K.S.A. 46-3101, and amendments thereto, during fiscal year 2010: *And*
 14 *provided further*, That expenditures shall be made during fiscal year 2010,
 15 from the operations (including official hospitality) account of the state
 16 general fund by the legislature to pay per diem compensation and travel
 17 expenses and subsistence expenses or allowances as provided by law for
 18 members of the legislature for all official travel during fiscal year 2010
 19 authorized as provided by law: *And provided further*, That expenditures
 20 for reimbursement of any out-of-state travel from the operations (includ-
 21 ing official hospitality) account shall not exceed a maximum of \$800 per
 22 trip for reimbursement of out-of-state travel expenses for airfare, meals,
 23 lodging, taxi, tips, and car rental if airline reservations, hotel reservations
 24 and meeting registrations are made less than 30 days prior to the meeting:
 25 *And provided further*, That such maximum limitation on reimbursement
 26 for such out-of-state travel expense reimbursement shall not be waived
 27 except upon specific authorization by the speaker of the house of repre-
 28 sentatives or the president of the senate based upon a determination that
 29 a thirty-day period was not available to make such out-of-state travel ar-
 30 rangements after receiving notice of the meeting: *And provided further*,
 31 That no expenditures shall be made from this ~~fund~~ **account** for pay-
 32 ment of any amounts under K.S.A. 46-137c, and amendments thereto, to
 33 any member who is not physically present in the chambers for at least a
 34 portion of any day when the legislature is in session and such member's
 35 house is meeting pro forma during fiscal year 2010: *And provided further*,
 36 That expenditures may be made from this ~~fund~~ **account** to pay such
 37 amounts only if the member is individually excused and approved by the
 38 presiding officer of such member's house of the legislature: *And provided*
 39 *further*, That such verification and approval shall be in writing which
 40 designates the reason for such absence.

41 (b) There is appropriated for the above agency from the following spe-
 42 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 43 moneys now or hereafter lawfully credited to and available in such fund

1 or funds, except that expenditures other than refunds authorized by law
2 shall not exceed the following:
3 Legislative special revenue fund No limit
4 *Provided*, That expenditures may be made from the legislative special
5 revenue fund, pursuant to vouchers approved by the chairperson or the
6 vice-chairperson of the legislative coordinating council, to pay compen-
7 sation and travel expenses and subsistence expenses or allowances as au-
8 thorized by K.S.A. 75-3212, and amendments thereto, for members and
9 associate members of the advisory committee to the Kansas commission
10 on interstate cooperation established under K.S.A. 46-407a, and amend-
11 ments thereto, for attendance at meetings of the advisory committee
12 which are authorized by the legislative coordinating council, except that
13 (1) the legislative coordinating council may establish restrictions or limi-
14 tations, or both, on travel expenses, subsistence expenses or allowances,
15 or any combination thereof, paid to members and associate members of
16 such advisory committee, and (2) any person who is an associate member
17 of such advisory committee, by reason of such person having been ac-
18 credited by the national conference of commissioners on uniform state
19 laws as a life member of that organization, shall receive the same travel
20 expenses and subsistence expenses for attendance at meetings of the ad-
21 visory committee as a regular member, but shall receive no per diem
22 compensation: *Provided further*, That expenditures may be made from
23 this fund for services, facilities and supplies provided for legislators in
24 addition to those provided under the approved budget and for related
25 copying, facsimile transmission and other services provided to persons
26 other than legislators, in accordance with policies and any restrictions or
27 limitations prescribed by the legislative coordinating council: *And pro-*
28 *vided further*, That amounts are hereby authorized to be collected for
29 such services, facilities and supplies in accordance with policies of the
30 council: *And provided further*, That such amounts shall be fixed in order
31 to recover all or part of the expenses incurred for providing such services,
32 facilities and supplies and shall be consistent with policies and fees estab-
33 lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And*
34 *provided further*, That all such amounts received shall be deposited in
35 the state treasury in accordance with the provisions of K.S.A. 75-4215,
36 and amendments thereto, and shall be credited to the legislative special
37 revenue fund: *And provided further*, That all donations, gifts or bequests
38 of money for the legislative branch of government which are received and
39 accepted by the legislative coordinating council shall be deposited in the
40 state treasury and credited to an account of the legislative special revenue
41 fund: *And provided further*, That no expenditures shall be made from
42 this fund for any meeting of any joint committee of the legislature during
43 fiscal year 2010 unless such meeting is approved by the legislative coord-

1 dinating council: *And provided further*, That no expenditures shall be
2 made from this fund for any meeting of the compensation commission
3 established by K.S.A. 46-3101, and amendments thereto, during fiscal
4 year 2010: *And provided further*, That expenditures for reimbursement
5 of any out-of-state travel from the legislative special revenue fund shall
6 not exceed a maximum of \$800 per trip for reimbursement of out-of-state
7 travel expenses for airfare, meals, lodging, taxi, tips, and car rental if
8 airline reservations, hotel reservations and meeting registrations are made
9 less than 30 days prior to the meeting: *And provided further*, That such
10 maximum limitation on reimbursement for such out-of-state travel ex-
11 pense reimbursement shall not be waived except upon specific authori-
12 zation by the speaker of the house of representatives or the president of
13 the senate based upon a determination that a thirty-day period was not
14 available to make such out-of-state travel arrangements after receiving
15 notice of the meeting: *And provided further*, That no expenditures shall
16 be made from this fund for payment of any amounts under K.S.A. 46-
17 137c, and amendments thereto, to any member who is not physically
18 present in the chambers for at least a portion of any day when the leg-
19 islature is in session and such member's house is meeting pro forma dur-
20 ing fiscal year 2010: *And provided further*, That expenditures may be
21 made from this fund to pay such amounts only if the member is individ-
22 ually excused and approved by the presiding officer of such member's
23 house of the legislature: *And provided further*, That such verification and
24 approval shall be in writing which designates the reason for such absence.
25 Capitol restoration — gifts and donations fund No limit
26 Sec. 33.

DIVISION OF POST AUDIT

28 (a) There is appropriated for the above agency from the state general
29 fund for the fiscal year ending June 30, 2010, the following:
30 Operations (including legislative post audit committee) \$2,732,354
31 *Provided*, That any unencumbered balance in the operations (including
32 legislative post audit committee) account in excess of \$100 as of June 30,
33 2009, is hereby reappropriated for fiscal year 2010.
34 (b) There is appropriated for the above agency from the following special
35 revenue fund or funds for the fiscal year ending June 30, 2010, all
36 moneys now or hereafter lawfully credited to and available in such fund
37 or funds, except that expenditures shall not exceed the following:
38 Audit services fund No limit
39 *Provided*, That the division of post audit is hereby authorized to fix, charge
40 and collect fees for copies of public records of the division, including
41 distribution of such copies: *Provided further*, That such fees shall be fixed
42 to recover all or part of the expenses incurred for reproducing and dis-
43 tributing such copies and shall be consistent with policies and fees estab-

lished in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the audit services fund.

Conversion of materials and equipment fund No limit
State agency audits fund No limit
Sec. 34.

GOVERNOR'S DEPARTMENT

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

Governor's department \$2,422,600

Provided, That any unencumbered balance in the governor's department account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor.

Domestic violence prevention grants \$4,078,506

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers \$963,352

Provided, That any unencumbered balance in the child advocacy center account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

Any unencumbered balance in excess of \$100 as of June 30, 2009, in each of the following accounts is hereby reappropriated for fiscal year 2010: Enhancement outreach.

(b) Expenditures may be made by the above agency for travel expenses of the governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2010, by subsection (a) from the state general fund in the governor's department account.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund

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

Special programs fund No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Hispanic and Latino American affairs fee fund No limit

Miscellaneous projects fund No limit

Provided, That expenditures may be made from the miscellaneous projects fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences and all fees received by the governor's department under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the miscellaneous projects fund.

Intragovernmental service fund No limit

Provided, That expenditures may be made from the intragovernmental service fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the intragovernmental service fund.

Conversion of materials and equipment fund No limit

Federal grants fund No limit

Justice assistance grant — federal fund No limit

Hispanic and Latino American affairs commission — donations fund No limit

1 Advisory commission on African-American affairs —
 2 donations fund No limit
 3 Wireless enhanced 911 grant fund No limit
 4 *Provided*, That expenditures may be made from the wireless enhanced
 5 911 grant fund for operating expenditures for the governor's department,
 6 including conferences and official hospitality: *Provided further*, That the
 7 governor is hereby authorized to fix, charge and collect fees for such
 8 conferences: *And provided further*, That fees for such conferences shall
 9 be fixed in order to recover all or part of the operating expenses incurred
 10 for such conferences, including official hospitality: *And provided further*,
 11 That all fees received for such conferences and all fees received by the
 12 governor's department under the open records act for providing access
 13 to or furnishing copies of public records, shall be remitted to the state
 14 treasurer in accordance with the provisions of K.S.A. 75-4215, and
 15 amendments thereto: *And provided further*, That, upon receipt of each
 16 such remittance, the state treasurer shall deposit the entire amount in the
 17 state treasury to the credit of the wireless enhanced 911 grant fund.

Sec. 35.

LIEUTENANT GOVERNOR

20 (a) There is appropriated for the above agency from the state general
 21 fund for the fiscal year ending June 30, 2010, the following:
 22 Operations \$169,440
 23 *Provided*, That any unencumbered balance in the operations account in
 24 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
 25 year 2010.

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

31 Special programs fund No limit
 32 *Provided*, That expenditures may be made from the special programs
 33 fund for operating expenditures for the lieutenant governor, including
 34 conferences and official hospitality: *Provided further*, That the lieutenant
 35 governor is hereby authorized to fix, charge and collect fees for such
 36 conferences: *And provided further*, That fees for such conferences shall
 37 be fixed in order to recover all or part of the operating expenses incurred
 38 for such conferences, including official hospitality: *And provided further*,
 39 That all fees received for such conferences and all fees received by the
 40 lieutenant governor under the open records act for providing access to
 41 or furnishing copies of public records, shall be deposited in the state
 42 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 43 ments thereto, and shall be credited to the special programs fund.

1 (c) Expenditures may be made by the above agency for travel expenses
 2 of the lieutenant governor's spouse when accompanying the lieutenant
 3 governor on official state business and for travel and subsistence expend-
 4 itures for security personnel when traveling with the lieutenant governor
 5 on official state business from the amount appropriated by subsection (a)
 6 from the state general fund for the fiscal year ending June 30, 2010, in
 7 the operations account.

8 (d) Expenditures may be made by the above agency for official hospi-
 9 tality and contingencies from the amount appropriated by subsection (a)
 10 from the state general fund for the fiscal year ending June 30, 2010, in
 11 the operations account without limit at the discretion of the lieutenant
 12 governor.

Sec. 36.

ATTORNEY GENERAL

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

17 Operating expenditures \$4,225,896
 18 *Provided*, That any unencumbered balance in the operating expenditures
 19 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 20 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
 21 count for official hospitality shall not exceed \$2,000.

22 Litigation costs \$41,257
 23 *Provided*, That any unencumbered balance in the litigation costs account
 24 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
 25 year 2010.

26 Internet training education for Kansas kids \$325,000
 27 *Provided*, That any unencumbered balance in excess of \$100 as of June
 28 30, 2009, in the internet training education for Kansas kids account is
 29 hereby reappropriated for fiscal year 2010.

30 Abuse, neglect and exploitation unit \$100,917
 31 *Provided*, That any unencumbered balance in excess of \$100 as of June
 32 30, 2009, in the abuse, neglect and exploitation unit account is hereby
 33 reappropriated for fiscal year 2010: *Provided further*, That expenditures
 34 may be made by the attorney general from the abuse, neglect and ex-
 35 ploitation unit account pursuant to contracts with other agencies or or-
 36 ganizations to provide services related to the investigation or litigation of
 37 findings related to abuse, neglect or exploitation.

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

43 Court cost fund No limit

- 1 Bond transcript review fee fund No limit
- 2 Conversion of materials and equipment fund No limit
- 3 Attorney general's antitrust special revenue fund No limit
- 4 Private gifts fund No limit
- 5 Medicaid fraud reimbursement fund No limit
- 6 Attorney general's antitrust suspense fund No limit
- 7 Attorney general's consumer protection clearing fund No limit
- 8 Attorney general's committee on crime prevention fee
9 fund No limit
- 10 *Provided*, That expenditures may be made from the attorney general's
11 committee on crime prevention fee fund for operating expenditures di-
12 rectly or indirectly related to conducting training seminars organized by
13 the attorney general's committee on crime prevention, including official
14 hospitality: *Provided further*, That the attorney general is hereby author-
15 ized to fix, charge and collect fees for conducting training seminars or-
16 ganized by the attorney general's committee on crime prevention: *And*
17 *provided further*, That such fees shall be fixed in order to recover all or
18 part of the direct and indirect operating expenses incurred for conducting
19 such seminars, including official hospitality: *And provided further*, That
20 all fees received for conducting such seminars shall be deposited in the
21 state treasury in accordance with the provisions of K.S.A. 75-4215, and
22 amendments thereto, and shall be credited to the attorney general's com-
23 mittee on crime prevention fee fund.
- 24 Tort claims fund No limit
- 25 Crime victims compensation fund No limit
- 26 *Provided*, That expenditures from the crime victims compensation fund
27 for state operations shall not exceed \$471,591: *Provided further*, That any
28 expenditures for payment of compensation to crime victims are author-
29 ized to be made from this fund regardless of when the claim was awarded.
- 30 Crime victims assistance fund No limit
- 31 Protection from abuse fund No limit
- 32 Victims of crime assistance act — federal fund No limit
- 33 Crime victims grants and gifts fund No limit
- 34 *Provided*, That all private grants and gifts received by the crime victims
35 compensation board shall be deposited to the credit of the crime victims
36 grants and gifts fund.
- 37 Attorney general's medicaid fraud control fund No limit
- 38 Other federal grants and reimbursement fund No limit
- 39 Debt collection administration cost recovery fund No limit
- 40 *Provided*, That the attorney general shall deposit in the state treasury to
41 the credit of the debt collection administration cost recovery fund all
42 moneys remitted to the attorney general as administrative costs under
43 contracts entered into pursuant to K.S.A. 75-719, and amendments

- 1 thereto.
- 2 Medicaid fraud prosecution revolving fund No limit
- 3 *Provided*, That all moneys recovered by the medicaid fraud and abuse
4 division of the attorney general's office in the enforcement of state and
5 federal law which are in excess of any restitution for overcharges and
6 interest, including all moneys recovered as recoupment of expenses of
7 investigation and prosecution, shall be deposited in the state treasury to
8 the credit of the medicaid fraud prosecution revolving fund.
- 9 Interstate water litigation fund No limit
- 10 *Provided*, That, in addition to the other purposes authorized by K.S.A.
11 82a-1802, and amendments thereto, expenditures may be made from the
12 interstate water litigation fund for: (1) Litigation costs for the case of
13 Kansas v. Colorado No. 105, Original in the Supreme Court of the United
14 States, including repayment of past contributions; (2) expenses related to
15 the appointment of a river master or such other official as may be ap-
16 pointed by the Supreme Court to administer, implement or enforce its
17 decree or other orders of the Supreme Court related to this case; and (3)
18 expenses incurred by agencies of the state of Kansas to monitor actions
19 of the state of Colorado and its water users and to enforce any settlement,
20 decree or order of the Supreme Court related to this case.
- 21 Suspense fund No limit
- 22 Children's advocacy center fund No limit
- 23 Abuse, neglect and exploitation of people with disabilities
24 unit grant acceptance fund No limit
- 25 Concealed weapon licensure fund No limit
- 26 *Provided*, That the attorney general shall authorize the director of ac-
27 counts and reports to transfer one or more amounts totaling \$260,000
28 from the concealed weapon licensure fund of the attorney general to the
29 state general fund at such time as receipts to the concealed weapon li-
30 censure fund are sufficient to sustain expenditures for duties and activities
31 relating to the administration of the personal and family protection act as
32 well as to repay the state general fund for money advanced for such
33 purpose: *Provided further*, That upon receipt of such authorization, the
34 director of accounts and reports shall transfer each such amount author-
35 ized from the concealed weapon licensure fund of the attorney general
36 to the state general fund.
- 37 Tobacco master settlement agreement compliance fund No limit
- 38 Sexually violent predator expense fund No limit
- 39 (c) During the fiscal year ending June 30, 2010, grants made pursuant
40 to K.S.A. 74-7325, and amendments thereto, from the protection from
41 abuse fund and grants made pursuant to K.S.A. 74-7334, and amend-
42 ments thereto, from the crime victims assistance fund shall be made after
43 consideration of the recommendation of an entity that has been desig-

1 nated by the United States department of health and human services and
2 by the centers for disease control as the official domestic violence or
3 sexual assault coalition.
4 Sec. 37.

SECRETARY OF STATE

6 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all
7 moneys now or hereafter lawfully credited to and available in such fund
8 or funds, except that expenditures shall not exceed the following:

9 Cemetery and funeral audit fee fund.....	No limit
11 HAVA ELVIS fund	No limit
12 Conversion of materials and equipment fund	No limit
13 Information and services fee fund.....	No limit
14 <i>Provided</i> , That expenditures from the information and services fee fund 15 for official hospitality shall not exceed \$2,500.	
16 State register fee fund.....	No limit
17 Uniform commercial code fee fund.....	No limit
18 State flag and banner fund.....	No limit
19 Secretary of state fee refund fund.....	No limit
20 Electronic voting machine examination fund.....	No limit
21 Credit card clearing fund.....	No limit
22 Suspense fund	No limit
23 Prepaid services fund.....	No limit
24 Athlete agent registration fee fund.....	No limit
25 Democracy fund	No limit
26 <i>Provided</i> , That all expenditures from the democracy fund shall be to provide matching funds to implement Title II of the federal help America 27 vote act of 2002, public law 107-252, as prescribed under that act.	
29 Technology communication fee fund.....	No limit
30 HAVA federal fund.....	No limit
31 Sec. 38.	

STATE TREASURER

33 (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all
34 moneys now or hereafter lawfully credited to and available in such fund
35 or funds, except that expenditures shall not exceed the following:
36 State treasurer operating fund..... \$1,545,713
37 *Provided*, That, notwithstanding the provisions of the uniform unclaimed
38 property act, K.S.A. 58-3934 et seq., and amendments thereto, or any
39 other statute, of all the moneys received under the uniform unclaimed
40 property act, K.S.A. 58-3934 et seq., and amendments thereto, during
41 fiscal year 2010, the state treasurer is hereby authorized and directed to
42 credit the first \$1,545,713 received and deposited in the state treasury to
43

1 the state treasurer operating fund: *Provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund,
2 then all of the moneys received under the uniform unclaimed property
3 act during fiscal year 2010 shall be credited as prescribed under the unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto:
4 *Provided further*, That all moneys credited to the state treasurer operating
5 fund during fiscal year 2010 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing
6 services and any other governmental services which are performed to
7 administer the provisions of the uniform unclaimed property act, K.S.A.
8 58-3934 et seq., and amendments thereto, that are not otherwise reimbursed under any other provision of law.

13 Fiscal agency fund.....	No limit
14 Bond services fee fund.....	No limit
15 City bond finance fund.....	No limit
16 Local ad valorem tax reduction fund	No limit
17 County and city revenue sharing fund	No limit
18 Suspense fund	No limit
19 County and city retailers' sales tax fund	No limit
20 County and city compensating use tax fund.....	No limit
21 Local alcoholic liquor fund	No limit
22 Local alcoholic liquor equalization fund.....	No limit
23 Unclaimed property claims fund.....	No limit
24 Unclaimed property expense fund	No limit
25 <i>Provided</i> , That expenditures from the unclaimed property expense fund 26 for official hospitality shall not exceed \$2,000.	
27 County and city transient guest tax fund.....	No limit
28 Racing admissions tax fund.....	No limit
29 Rental motor vehicle excise tax fund	No limit
30 Transportation development district sales tax fund	No limit
31 Redevelopment bond fund	No limit
32 Municipal investment pool fund	No limit
33 Pooled money investment portfolio fee fund	No limit

34 *Provided*, That on or before the fifth day of each month of the fiscal year ending June 30, 2010, the state treasurer shall certify to the pooled money
35 investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the
36 investment of the pooled money investment portfolio during such month:
37 *Provided further*, That, prior to the 10th day of each month during the
38 fiscal year ending June 30, 2010, the pooled money investment board
39 shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund to pay
40 the amount of banking fees incurred by the state treasurer during the
41
42
43

1 second preceding month that are attributable to the investment of the
 2 pooled money investment portfolio during the second preceding month,
 3 as determined by the pooled money investment board: *And provided*
 4 *further*, That expenditures from the pooled money investment portfolio
 5 fee fund for official hospitality shall not exceed \$800.
 6 Special qualified industrial manufacturer fund No limit
 7 *Provided*, That, notwithstanding the provisions of K.S.A. 2008 Supp. 74-
 8 50,122, and amendments thereto, or any other statute, the special qual-
 9 ified industrial manufacturer fund shall be maintained in the state treas-
 10 ury and shall be administered by the state treasurer for the purposes of
 11 the qualified industrial manufacturer act: *Provided further*, That on the
 12 15th day of each month that commences during fiscal year 2010, the
 13 secretary of commerce and the secretary of revenue shall consult and
 14 determine the amount of revenue received by the state from withholding
 15 taxes paid by each taxpayer that is a qualified industrial manufacturer
 16 during the preceding month and then, jointly, shall certify the amount so
 17 determined to the director of accounts and reports and, at the same time
 18 as such certification is transmitted to the director of accounts and reports,
 19 shall transmit a copy of such certification to the director of the budget
 20 and the director of legislative research: *And provided further*, That, upon
 21 receipt of each such certification, the director of accounts and reports
 22 shall transfer the amount certified from the state general fund to the
 23 special qualified industrial manufacturer fund established by this subsec-
 24 tion: *And provided further*, That, on or before the 10th day of each month
 25 commencing during fiscal year 2010, the director of accounts and reports
 26 shall transfer from the state general fund to the special qualified industrial
 27 manufacturer fund interest earnings based on: (1) The average daily bal-
 28 ance of moneys in the special qualified industrial manufacturer fund es-
 29 tablished by this subsection for the preceding month; and (2) the net
 30 earnings rate of the pooled money investment portfolio for the preceding
 31 month: *And provided further*, That the moneys credited to the special
 32 qualified industrial manufacturer fund from the withholding taxes paid
 33 by a qualified industrial manufacturer shall be paid by the state treasurer
 34 to such qualified industrial manufacturer on such dates as are mutually
 35 agreed to by the secretary of commerce and the state treasurer, serving
 36 as paying agent in accordance with the terms of the agreement entered
 37 into pursuant to K.S.A. 2008 Supp. 74-50,122, and amendments thereto,
 38 by the secretary of commerce and such qualified industrial manufacturer:
 39 *And provided further*, That not more than \$2,000,000 shall be paid from
 40 the special qualified industrial manufacturer fund established by this sub-
 41 section by the state treasurer to a qualified industrial manufacturer: *And*
 42 *provided further*, That the words and phrases used in these provisos to
 43 appropriation of moneys in the special qualified industrial manufacturer

1 fund shall have the meanings respectively ascribed thereto by K.S.A. 2008
 2 Supp. 74- 50,121, and amendments thereto, unless the context requires
 3 otherwise.
 4 Cessna bonds fund No limit
 5 *Provided*, That on the 15th day of each month that commences during
 6 fiscal year 2010, the secretary of revenue shall determine the amount of
 7 revenue received by the state during the preceding month from with-
 8 holding taxes paid with respect to an eligible project by each taxpayer
 9 that is an eligible business for which bonds have been issued under K.S.A.
 10 2008 Supp. 74-50,136, and amendments thereto, and shall certify the
 11 amount so determined to the director of accounts and reports and, at the
 12 same time as such certification is transmitted to the director of accounts
 13 and reports, shall transmit a copy of such certification to the director of
 14 the budget and the director of legislative research: *Provided further*, That,
 15 upon receipt of each such certification, the director of accounts and re-
 16 ports shall transfer the amount certified from the state general fund to
 17 the Cessna bonds fund: *And provided further*, That, on or before the 10th
 18 day of each month commencing during fiscal year 2010, the director of
 19 accounts and reports shall transfer from the state general fund to the
 20 Cessna bonds fund interest earnings based on: (1) The average daily bal-
 21 ance of moneys in the Cessna bonds fund for the preceding month; and
 22 (2) the net earnings rate of the pooled money investment portfolio for
 23 the preceding month: *And provided further*, That the moneys credited
 24 to the Cessna bonds fund from the withholding taxes paid by an eligible
 25 business and the interest earnings thereon shall be transferred by the
 26 state treasurer from the Cessna bonds fund to the special economic re-
 27 vivalization fund administered by the state treasurer in accordance with
 28 K.S.A. 2008 Supp. 74-50,136, and amendments thereto.
 29 Kansas postsecondary education savings program trust
 30 fund \$0
 31 *Provided*, That notwithstanding the provisions of subsection (f) of K.S.A.
 32 2008 Supp. 75-650, and amendments thereto, or any other statute, mon-
 33 eys are hereby appropriated for the fiscal year ending June 30, 2010, for
 34 the purpose of matching contributions of qualified applicants approved
 35 between January 1, 2009, and June 30, 2009.
 36 Kansas postsecondary education savings program expense
 37 fund No limit
 38 Conversion of materials and equipment fund No limit
 39 Tax increment financing revenue replacement fund No limit
 40 Spirit bonds fund No limit
 41 *Provided*, That, on the 15th day of each month that commences during
 42 fiscal year 2010, the secretary of revenue shall determine the amount of
 43 revenue received by the state during the preceding month from with-

1 holding taxes paid with respect to an eligible project by each taxpayer
 2 that is an eligible business for which bonds have been issued under K.S.A.
 3 2008 Supp. 74-50,136, and amendments thereto, and shall certify the
 4 amount so determined to the director of accounts and reports and, at the
 5 same time as such certification is transmitted to the director of accounts
 6 and reports, shall transmit a copy of such certification to the director of
 7 the budget and the director of legislative research: *Provided further*, That,
 8 upon receipt of each such certification, the director of accounts and re-
 9 ports shall transfer the amount certified from the state general fund to
 10 the spirit bonds fund: *And provided further*, That, on or before the 10th
 11 day of each month commencing during fiscal year 2010, the director of
 12 accounts and reports shall transfer from the state general fund to the
 13 spirit bonds fund interest earnings based on: (1) The average daily balance
 14 of moneys in the spirit bonds fund for the preceding month; and (2) the
 15 net earnings rate of the pooled money investment portfolio for the pre-
 16 ceding month: *And provided further*, That the moneys credited to the
 17 spirit bonds fund from the withholding taxes paid by an eligible business
 18 and the interest earnings thereon shall be transferred by the state trea-
 19 surer from the spirit bonds fund to the special economic revitalization
 20 fund administered by the state treasurer in accordance with K.S.A. 2008
 21 Supp. 74-50,136, and amendments thereto.

22 Business machinery and equipment tax reduction assis-
 23 tance fund No limit
 24 Telecommunications and railroad machinery and equip-
 25 ment tax reduction assistance fund No limit
 26 Sec. 39.

INSURANCE DEPARTMENT

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

33 Insurance department service regulation fund No limit
 34 *Provided*, That expenditures from the insurance department service reg-
 35 ulation fund for official hospitality shall not exceed \$2,500: *Provided fur-*
 36 *ther*, That transfers may be made from this fund to the insurance de-
 37 partment rehabilitation and repair fund of the insurance department.
 38 Insurance company examination fund No limit
 39 *Provided*, That transfers may be made from the insurance company ex-
 40 amination fund to the insurance department rehabilitation and repair
 41 fund of the insurance department.
 42 Insurance company annual statement examination fund... No limit
 43 Insurance company examiner training fund No limit

1 Conversion of materials and equipment fund No limit
 2 Commissioner's travel reimbursement fund No limit
 3 *Provided*, That expenditures may be made from the commissioner's travel
 4 reimbursement fund only to reimburse the commissioner of insurance,
 5 or any designated employee, for expenses incurred for in-state or out-of-
 6 state travel for official purposes, including travel to meetings of public or
 7 private associations: *Provided further*, That all moneys received by the
 8 commissioner of insurance for such travel from any non-state agency
 9 source shall be deposited in the state treasury to the credit of this fund.
 10 Workers compensation fund No limit
 11 *Provided*, That expenditures from the workers compensation fund for
 12 attorney fees and other costs and benefit payments may be made regard-
 13 less of when services were rendered or when the initial award of benefits
 14 was made.
 15 State firefighters relief fund No limit
 16 *Provided*, That notwithstanding the provisions of K.S.A. 40-1706, and
 17 amendments thereto, or any other statute, transfers may be made from
 18 the state firefighters relief fund to the insurance department rehabilita-
 19 tion and repair fund of the insurance department: *Provided further*, That,
 20 pursuant to provisions of section 34(a) of chapter 131 of the 2008 Session
 21 Laws of Kansas, one or more transfers may be made during fiscal year
 22 2010 from the state firefighters relief fund to the insurance department
 23 service regulation fund to repay the amount that was borrowed for the
 24 special distribution in FY 2008 pursuant to section 34(a) of chapter 131
 25 of the 2008 Session Laws of Kansas, relating to the overpayment to the
 26 firefighters relief association for Manhattan, KS: *And provided further*,
 27 That, as used in this proviso, (1) "2010 formula amount" means the
 28 amount determined in accordance with the formula and other provisions
 29 of K.S.A. 40-1706, and amendments thereto, for the firefighters relief
 30 association for Manhattan, KS, for fiscal year 2010, (2) "2008 payment
 31 amount" means the amount actually paid to the firefighters relief asso-
 32 ciation for Manhattan, KS, from the state firefighters relief fund for fiscal
 33 year 2008, and (3) "2010 repayment amount" means the difference be-
 34 tween the 2010 formula amount and the 2008 payment amount: *And*
 35 *provided further*, That, notwithstanding the provisions of K.S.A. 40-1706,
 36 and amendments thereto, or any other statute, the amount of the distri-
 37 bution to be paid to the firefighters relief association for Manhattan, KS,
 38 from the state firefighters relief fund for fiscal year 2010 shall not exceed
 39 the 2008 payment amount: *And provided further*, That the commissioner
 40 of insurance shall certify the 2010 repayment amount to the director of
 41 accounts and reports and the outstanding amount that remains to be
 42 repaid to the insurance department service regulation fund pursuant to
 43 provisions of section 34(a) of chapter 131 of the 2008 Session Laws of

1 Kansas after the transfer to the insurance department service regulation
 2 fund pursuant to this proviso: *And provided further*, That, upon receipt
 3 of such certification, the director of accounts and reports shall transfer
 4 the amount equal to the 2010 repayment amount from the state firefighters
 5 relief fund to the insurance department service regulation fund: *And*
 6 *provided further*, That, at the same time that the commissioner of insur-
 7 ance transmits such certification to the director of accounts and reports,
 8 the commissioner of insurance shall transmit a copy of such certification
 9 to the director of the budget and to the director of legislative research.
 10 Insurance company tax and fee refund fund..... No limit
 11 Group-funded workers' compensation pools fee fund..... No limit
 12 *Provided*, That transfers may be made from the group-funded workers'
 13 compensation pools fee fund to the insurance department rehabilitation
 14 and repair fund of the insurance department.
 15 Municipal group-funded pools fee fund..... No limit
 16 *Provided*, That transfers may be made from the municipal group-funded
 17 pools fee fund to the insurance department rehabilitation and repair fund
 18 of the insurance department.
 19 Uninsurable health insurance plan fund..... No limit
 20 Insurance education and training fund..... No limit
 21 *Provided*, That expenditures may be made from the insurance education
 22 and training fund for training programs and official hospitality: *Provided*
 23 *further*, That the insurance commissioner is hereby authorized to fix
 24 charge and collect fees for such training programs: *And provided further*,
 25 That fees for such training programs shall be fixed in order to collect all
 26 or part of the operating expenses incurred for such training programs,
 27 including official hospitality: *And provided further*, That all fees received
 28 for such training programs shall be deposited in the state treasury in
 29 accordance with the provisions of K.S.A. 75-4215, and amendments
 30 thereto, and shall be credited to the insurance education and training
 31 fund.
 32 Other federal grants fund..... No limit
 33 *Provided*, That the above agency is authorized to make expenditures from
 34 the other federal grants fund of any moneys credited to this fund from
 35 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
 36 the aggregate, and (2) does not require the matching expenditure of any
 37 other moneys in the state treasury during fiscal year 2010 other than
 38 moneys appropriated by this or other appropriation act of the 2009 reg-
 39 ular session of the legislature: *Provided, however*, That, upon application
 40 to and authorization by the governor, the above agency may make ex-
 41 penditures of moneys credited to this fund from any individual federal
 42 grant which is more than \$250,000 in the aggregate or which requires the
 43 matching expenditure of moneys in the state treasury during fiscal year

1 2010, other than moneys appropriated by this or other appropriation act
 2 of the 2009 regular session of the legislature.
 3 Monumental life settlement fund..... No limit
 4 *Provided*, That all expenditures from the monumental life settlement
 5 fund shall be made for scholarship purposes: *Provided further*, That the
 6 scholarship recipients shall be African-American students who are cur-
 7 rently enrolled and are attending an accredited higher education insti-
 8 tution in the state of Kansas and who have designated a major in math-
 9 ematics, computer science or business.
 10 Fines and penalties fund..... \$10,000
 11 *Provided*, That, notwithstanding the provisions of K.S.A. 40-2606, and
 12 amendments thereto, or any other statute, all moneys received during
 13 fiscal year 2010 for penalties imposed pursuant to K.S.A. 40-2606, and
 14 amendments thereto, shall be remitted to the state treasurer in accord-
 15 ance with the provisions of K.S.A. 75-4215, and amendments thereto:
 16 *Provided further*, That, upon receipt of each such remittance, the state
 17 treasurer shall deposit the entire amount in the state treasury to the credit
 18 of the fines and penalties fund.
 19 Settlements fund..... No limit
 20 *Provided*, That moneys may be transferred or otherwise credited to the
 21 settlements fund as the result of or pursuant to court orders under K.S.A.
 22 40-3644, and amendments thereto, court-ordered settlements, or legis-
 23 lative authority: *Provided further*, That expenditures from the settle-
 24 ments fund shall be made for the purpose of providing consumer education and
 25 outreach or for costs that the insurance department may incur in closeout
 26 of any troubled insurance company matters.
 27 (b) In addition to the other purposes for which expenditures may be
 28 made by the insurance department from the insurance company exami-
 29 nation fund for fiscal year 2010 as authorized by K.S.A. 40-223, and
 30 amendments thereto, notwithstanding the provisions of K.S.A. 40-223 or
 31 75-3721, and amendments thereto, or any other statute, expenditures
 32 may be made by the insurance department from the insurance company
 33 examination fund for fiscal year 2010 for the examination of annual state-
 34 ments filed with the commissioner of insurance, regardless of when the
 35 services were rendered, when the expenses were incurred or when any
 36 claim was submitted or processed for payment and regardless of whether
 37 or not the services were rendered or the expenses were incurred prior to
 38 the effective date of this act.
 39 Sec. 40.

HEALTH CARE STABILIZATION FUND BOARD OF GOVERNORS

41 (a) There is appropriated for the above agency from the following spe-
 42 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 43

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

4 Health care stabilization fund..... No limit
5 Conference fee fund..... No limit

6 (b) Expenditures from the health care stabilization fund for the fiscal
7 year ending June 30, 2010, other than refunds authorized by law for the
8 following specified purposes shall not exceed the limitations prescribed
9 therefor as follows:

10 Operating expenditures \$1,177,000

11 *Provided*, That expenditures from the operating expenditures account for
12 official hospitality shall not exceed \$500.

13 Legal services and other claims expenses..... No limit

14 Claims and benefits No limit

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

20 Conference fee fund..... No limit

21 Sec. 41.

JUDICIAL COUNCIL

22 (a) Any unencumbered balance in each of the following accounts of
23 the state general fund in excess of \$100 as of June 30, 2009, is hereby
24 reappropriated for fiscal year 2010: Recodification commission.

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

30 Judicial council fund..... No limit

31 Grants and gifts fund..... No limit

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

36 Publications fee fund..... No limit

37 Judicial performance fund..... No limit

38 Recodification commission gifts and grants fund..... No limit

39 *Provided*, That all moneys received by the recodification commission fee
40 gifts and grants from any source shall be deposited in the state treasury
41 in accordance with the provisions of K.S.A. 75-4215, and amendments
42 thereto, and shall be credited to the recodification commission gifts and
43

1 grants fund: *Provided, however*, That during the fiscal year ending June
2 30, 2010, no expenditures shall be made from the recodification com-
3 mission gifts and grants fund to reimburse any employee, agent or con-
4 tractor for mileage and other travel expenses incurred for travel out-of-
5 state or mileage and other travel expenses for traveling from or returning
6 to a location outside the state of Kansas.

7 (c) On June 30, 2010, notwithstanding the provisions of K.S.A. 20-2207,
8 and amendments thereto, or any other statute, the director of accounts
9 and reports shall transfer the amount of any unencumbered balance in
10 the publications fee fund as of June 30, 2010, in excess of \$175,000 from
11 the publications fee fund to the state general fund: *Provided*, That the
12 transfer of such amount shall be in addition to any other transfer from
13 the publications fee fund to the state general fund as prescribed by law:
14 *Provided further*, That the amount transferred from the publications fee
15 fund to the state general fund pursuant to this subsection is to reimburse
16 the state general fund for accounting, auditing, budgeting, legal, payroll,
17 personnel and purchasing services and any other governmental services
18 which are performed on behalf of the judicial council by other state agen-
19 cies which receive appropriations from the state general fund to provide
20 such services: *And provided further*, That when the judicial council must
21 expend moneys for unforeseen and unbudgeted items, that such moneys
22 shall be paid first from the judicial council fund and then from the pub-
23 lication fees fund.

24 Sec. 42.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

27 Operating expenditures \$11,993,011

28 *Provided*, That any unencumbered balance in the operating expenditures
29 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
30 for fiscal year 2010: *Provided, however*, That expenditures for indigents'
31 defense services are authorized to be made from the operating expendi-
32 tures account regardless of when services were rendered: *Provided fur-*
33 *ther*, That expenditures may be made from the operating expenditures
34 account for negotiated contracts for malpractice insurance for public de-
35 fenders and deputy or assistant public defenders: *And provided further*,
36 That all contracts for malpractice insurance for public defenders and de-
37 puty or assistant public defenders shall be negotiated and purchased by
38 the state board of indigents' defense services, shall not be subject to ap-
39 proval or purchase by the committee on surety bonds and insurance under
40 K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be
41 subject to the provisions of K.S.A. 75-3739, and amendments thereto.

42 Assigned counsel expenditures \$9,265,000

1 *Provided*, That any unencumbered balance in excess of \$100 as of June
2 30, 2009, in the assigned counsel expenditures account is hereby reapp
3 propriated for fiscal year 2010: *Provided further*, That expenditures for
4 indigents' defense services are authorized to be made from the assigned
5 counsel expenditures account regardless of when services were rendered.

6 Capital defense operations..... \$1,920,811
7 *Provided*, That any unencumbered balance in excess of \$100 as of June
8 30, 2009, in the capital defense operations account is hereby reapp
9 propriated for fiscal year 2010: *Provided further*, That expenditures for in
10 digents' defense services are authorized to be made from the capital de
11 fense operations account regardless of when services were rendered.

12 Legal services for prisoners..... \$309,431

13 (b) There is appropriated for the above agency from the following spe
14 cial revenue fund or funds for the fiscal year ending June 30, 2010, a
15 moneys now or hereafter lawfully credited to and available in such fun
16 or funds, except that expenditures other than refunds authorized by law
17 shall not exceed the following:

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

19 *Provided*, That expenditures may be made from the indigents' defens
20 services fund for the purpose of assigned counsel and other professional
21 services related to contract cases.

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

23 *Provided*, That expenditures may be made from the inservice education
24 workshop fee fund for operating expenditures, including official hosp
25 itality, incurred for inservice workshops and conferences: *Provided fur
26 ther*, That the state board of indigents' defense services is hereby au
27 thorized to fix, charge and collect fees for inservice workshops and
28 conferences: *And provided further*, That such fees shall be fixed in order
29 to recover all or part of such operating expenditures incurred for inservice
30 workshops and conferences: *And provided further*, That all fees received
31 for inservice workshops and conferences shall be deposited in the state
32 treasury in accordance with the provisions of K.S.A. 75-4215, and amend
33 ments thereto, and shall be credited to the inservice education workshop
34 fee fund.

35 (c) During the fiscal year ending June 30, 2010, the executive director
36 of the state board of indigents' defense services, with the approval of the
37 director of the budget, may transfer any part of any item of appropriation
38 for the fiscal year ending June 30, 2010, from the state general fund for
39 the state board of indigents' defense services to any other item of approp
40 riation for fiscal year 2010 from the state general fund for the state board
41 of indigents' defense services. The executive director shall certify each
42 such transfer to the director of accounts and reports and shall transmit a
43 copy of each such certification to the director of legislative research.

1 Sec. 43.

2 JUDICIAL BRANCH

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

5 Judiciary operations..... \$100,803,728

6 *Provided*, That any unencumbered balance in the judiciary operations
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010: *Provided further*, That contracts for computer input
9 of judicial opinions and all purchases thereunder shall not be subject to
10 the provisions of K.S.A. 75-3739, and amendments thereto: *And provided
11 further*, That expenditures may be made from the judicial operations
12 account for contingencies without limitation at the discretion of the chief
13 justice: *And provided further*, That expenditures from the judicial oper
14 ations account for such contingencies shall not exceed \$25,000: *And pro
15 vided further*, That expenditures from the judicial operations account for
16 official hospitality shall not exceed \$4,000: *And provided further*, That
17 expenditures shall be made from the judicial operations account for the
18 travel expenses of panels of the court of appeals for travel to cities across
19 the state to hear appealed cases.

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

25 Library report fee fund..... No limit

26 Judiciary technology fund..... No limit

27 Judicial branch gifts fund..... No limit

28 Dispute resolution fund..... No limit

29 Judicial branch education fund..... No limit

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

1	provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.	
2		
3	Conversion of materials and equipment fund	No limit
4	Child welfare federal grant fund	No limit
5	Child support enforcement contractual agreement fund	No limit
6	Bar admission fee fund	No limit
7	Permanent families account — family and children investment fund	No limit
8		
9	Duplicate law book fund	No limit
10	Court reporter fund	No limit
11	Access to justice fund	No limit
12	Judicial technology and building and grounds fund	No limit
13	Judicial branch nonjudicial salary initiative fund	No limit
14	Judicial branch nonjudicial salary adjustment fund	No limit
15	Federal grants fund	No limit

Sec. 44.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

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

23	Kansas public employees retirement fund	No limit
24	<i>Provided</i> , That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and other purposes specifically authorized by this or other appropriation act.	
26		
27	Other appropriation act.	
28	Kansas public employees deferred compensation fees fund	No limit
29		
30	Group insurance reserve fund	No limit
31	Optional death benefit plan reserve fund	No limit
32	Kansas endowment for youth fund	No limit
33	Senior services trust fund	No limit
34	Family and children endowment account — family and children investment fund	No limit
35		
36	Non-retirement administration fund	No limit

Provided, That the executive officer of the Kansas public employees retirement system shall certify to the director of accounts and reports the amount of moneys to transfer from the Kansas endowment for youth fund, the senior services trust fund, the family and children endowment account — family and children investment fund, and the unclaimed property account of the state general fund for the purpose of reimbursing the costs of non-retirement related administrative activities and investment

related expenses for managing such funds in accordance with K.S.A. 74-4909b, and amendments thereto.

KDFA series 2003H bond debt service fund No limit
Provided, That notwithstanding the provisions of K.S.A. 74-4921 et seq., and amendments thereto, any employer contributions remitted in accordance with the provisions of K.S.A. 20-2605, and amendments thereto, K.S.A. 74-4920, and amendments thereto, K.S.A. 74-4939, and amendments thereto, and K.S.A. 74-4967, and amendments thereto, for the purpose of paying the actuarial cost of the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be deposited in the KDFA series 2003H bond debt service fund: *Provided further*, That the executive director of the Kansas public employees retirement system shall certify to the director of accounts and reports an amount to reimburse the state general fund for bond debt service payments authorized in fiscal year 2010: *And provided further*, That the director of accounts and reports shall transfer to the state general fund such amount certified as provided by the executive director no later than June 30, 2010.

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund for the fiscal year ending June 30, 2010, for the following specified purposes:

Agency operations \$9,037,114
Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses No limit
 KPERS technology project No limit

(c) Expenditures may be made from the non-retirement administration fund for the fiscal year ending June 30, 2010, for the following specified purposes:

Agency operations \$88,047
 Investment-related expenses No limit

(d) On July 1, 2009, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by subsection (d)(4) of K.S.A. 38-2102, and amendments thereto, to be transferred on July 1, 2009, by the director of accounts and reports from the Kansas endowment for youth fund to the children's initiatives fund is hereby increased to ~~\$66,885,884~~ **(\$68,414,349)**.

(e) On July 1, 2009, or as soon thereafter as moneys are available therefor, notwithstanding the provisions of K.S.A. 38-2101, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$9,205,165 from the Kansas endowment for youth fund to the state general fund.

1 Sec. 45.

2 KANSAS HUMAN RIGHTS COMMISSION

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

5 Operating expenditures \$1,551,611

6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
9 count for official hospitality shall not exceed \$150: *Provided further*, That
10 expenditures for mediation services contracted with Kansas legal services
11 shall be made only upon certification by the executive director of the
12 human rights commission to the director of accounts and reports that
13 private moneys are available to match the expenditure of state moneys
14 on a \$1 of private moneys to \$3 of state moneys basis.

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

20 Federal fund No limit

21 Conversion of materials and equipment fund No limit

22 Annual banquet fund No limit

23 *Provided*, That expenditures may be made from the annual banquet fund
24 for operating expenditures for the commission's annual banquet, includ-
25 ing official hospitality: *Provided further*, That the executive director is
26 hereby authorized to fix, charge and collect fees for such banquet: *And*
27 *provided further*, That such fees shall be fixed in order to recover all or
28 part of the operating expenses incurred for such banquet, including of-
29 ficial hospitality: *And provided further*, That all fees received for such
30 banquet shall be deposited in the state treasury in accordance with the
31 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
32 ited to the annual banquet fund.

33 Education and training fund No limit

34 *Provided*, That expenditures may be made from the education and train-
35 ing fund for operating expenditures for the commission's education and
36 training programs for the general public, including official hospitality:
37 *Provided further*, That the executive director is hereby authorized to fix,
38 charge and collect fees for such programs: *And provided further*, That
39 such fees shall be fixed in order to recover all or part of the operating
40 expenses incurred for such training programs, including official hospital-
41 ity: *And provided further*, That all fees received for such programs shall
42 be deposited in the state treasury in accordance with the provisions of
43 K.S.A. 75-4215, and amendments thereto, shall be credited to the edu-

1 cation and training fund.

2 Sec. 46.

3 STATE CORPORATION COMMISSION

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

9 Public service regulation fund No limit

10 Motor carrier license fees fund No limit

11 Conservation fee fund No limit

12 *Provided*, That any expenditure made from the conservation fee fund for
13 plugging abandoned wells, cleanup of pollution from oil and gas activities
14 and testing of wells shall be in addition to any expenditure limitation
15 imposed on this fund: *Provided further*, That expenditures may be made
16 from this fund for debt collection and set-off administration: *And pro-*
17 *vided further*, That a percentage of the fees collected, not to exceed 27%,
18 shall be transferred from the conservation fee fund to the accounting
19 services recovery fund of the department of administration for services
20 rendered in collection efforts: *And provided further*, That all expenditures

21 made from the conservation fee fund for debt collection and set-off ad-
22 ministration shall be in addition to any expenditure limitation imposed
23 on this fund: *And provided further*, That the state corporation commis-
24 sion shall include as part of the fiscal year 2011 budget estimates for the
25 state corporation commission submitted pursuant to K.S.A. 75-3717, and
26 amendments thereto, a three-year projection of receipts to and expend-
27 itures from the conservation fee fund for fiscal years 2011, 2012 and 2013.

28 Natural gas underground storage fee fund No limit

29 Gas pipeline inspection fee fund No limit

30 Abandoned oil and gas well fund No limit

31 Well plugging assurance fund No limit

32 Facility conservation improvement program fund No limit

33 Gas pipeline safety program — federal fund No limit

34 Carbon dioxide injection well and underground storage

35 fund No limit

36 Energy related grants — federal fund No limit

37 Energy grants management fund No limit

38 Energy conservation plan — federal fund No limit

39 Underground injection control class II — federal fund No limit

40 Pipeline damage prevention grant program — federal

41 fund No limit

42 Other federal grants fund No limit

43 *Provided*, That the above agency is authorized to make expenditures from

the other federal grants fund of any moneys credited to this fund from any individual grant if the grant: (1) Is less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2010 other than moneys appropriated by this or other appropriation act of the 2009 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during fiscal year 2010, other than moneys appropriated by this or other appropriation act of the 2009 regular session of the legislature.

Inservice education workshop fee fund..... No limit
Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Base state registration clearing fund..... No limit
 Credit card clearing fund..... No limit
 Suspense fund..... No limit
 KETA development fund..... No limit

(b) Expenditures for the fiscal year ending June 30, 2010, by the state corporation commission from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund shall not exceed, in the aggregate, \$15,497,254: *Provided*, That, within such limitation on the aggregate of expenditures, expenditures made for fiscal year 2010 from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund for official hospitality shall not exceed, in the aggregate, \$2,000.

(c) Expenditures for the fiscal year ending June 30, 2010, by the state corporation commission from the conservation fee fund or the abandoned oil and gas well fund may be made for the service of independent on-site supervision of well plugging contracts: *Provided*, That all expenditures from the conservation fee fund or the abandoned oil and gas well fund

for the purpose of plugging of abandoned oil and gas wells shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the estimated amount of such purchases.

(d) During the fiscal year ending June 30, 2010, the executive director of the state corporation commission, with the approval of the director of the budget, may transfer additional moneys from the conservation fee fund of the state corporation commission, which are in excess of \$400,000 prescribed by K.S.A. 2008 Supp. 55-193, and amendments thereto, to the abandoned oil and gas well plugging fund of the state corporation commission: *Provided*, That the executive director of the state corporation commission shall certify each such transfer of additional moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) In addition to other purposes for which expenditures may be made by the Kansas corporation commission from the public service regulation fund for fiscal year 2010 for the corporation commission as authorized by this or other appropriation act of the 2009 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, the Kansas corporation commission may make expenditures from the public service regulation fund for fiscal year 2010 for expenses incurred by the Kansas electric transmission authority: *Provided*, That expenditures from the public service regulation fund for the expenses of the Kansas electric transmission authority shall not exceed \$98,413.

(f) During the fiscal year ending June 30, 2010, notwithstanding the provisions of any other statute, the executive director of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The executive director of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 47.

CITIZENS' UTILITY RATEPAYER BOARD

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

Utility regulatory fee fund \$772,118

(b) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, or as soon after each such date as moneys are available, and upon

1 receipt of certification by the state corporation commission of the amount
2 to be transferred, the director of accounts and reports shall transfer from
3 the public service regulation fund of the state corporation commission to
4 the utility regulatory fee fund of the citizens' utility ratepayer board all
5 moneys assessed by the state corporation commission for the citizens'
6 utility ratepayer board under K.S.A. 66-1502 or 66-1503, and amend-
7 ments thereto, and deposited in the state treasury to the credit of the
8 public service regulation fund.

9 (c) During the fiscal year ending June 30, 2011, in addition to other
10 purposes for which expenditures may be made by the citizens' utility
11 ratepayer board from the utility regulatory fee fund for fiscal year 2011
12 for the citizens' utility ratepayer board as authorized by this or other
13 appropriation act of the 2009 regular session of the legislature or by any
14 appropriation act of the 2010 regular session of the legislature, notwith-
15 standing the provisions of any other statute to the contrary, if the total
16 expenditures authorized by the expenditure limitation prescribed by sub-
17 section (a) are not expended or encumbered for fiscal year 2010, then
18 the amount equal to the amount of such expenditure authority for fiscal
19 year 2010 remaining may be expended from the utility regulatory fee fund
20 for fiscal year 2011 pursuant to contracts for professional services and any
21 such expenditure for fiscal year 2011 shall be in addition to any expend-
22 iture limitation imposed on the utility regulatory fee fund for fiscal year
23 2011.

24 Sec. 48.

DEPARTMENT OF ADMINISTRATION

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

27 General administration \$1,049,120
28 *Provided*, That any unencumbered balance in the general administration
29 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
30 for fiscal year 2010: *Provided further*, That in addition to other positions
31 within the department of administration in the unclassified service as
32 prescribed by law, expenditures may be made from the general admin-
33 istration account for three employees in the unclassified service under
34 the Kansas civil service act: *And provided further*, That expenditures from
35 this account for official hospitality shall not exceed \$1,000.
36 Financial management system \$909,138
37 *Provided*, That any unencumbered balance in the financial management
38 system account in excess of \$100 as of June 30, 2009, is hereby reappro-
39 priated for fiscal year 2010.
40 Department of administration systems \$2,399,652
41 *Provided*, That any unencumbered balance in the department of admin-
42 istration systems account in excess of \$100 as of June 30, 2009, is hereby

1 reappropriated for fiscal year 2010: *Provided further*, That expenditures
2 from the department of administration systems account for official hos-
3 pitality shall not exceed \$1,000.

4 Personnel services \$1,955,579
5 *Provided*, That any unencumbered balance in the personnel services ac-
6 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
7 fiscal year 2010.

8 Purchasing \$519,718
9 *Provided*, That any unencumbered balance in the purchasing account in
10 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
11 year 2010.

12 Budget analysis \$1,392,720

13 *Provided*, That any unencumbered balance in the budget analysis account
14 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
15 year 2010: *Provided further*, That, in addition to other positions within
16 the department of administration in the unclassified service as prescribed
17 by law, expenditures may be made from the budget analysis account for
18 eight employees in the unclassified service under the Kansas civil service
19 act: *And provided further*, That expenditures from this account for official
20 hospitality shall not exceed \$1,000.

21 Facilities management \$60,788
22 *Provided*, That any unencumbered balance in the facilities management
23 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
24 for fiscal year 2010.

25 Accounts and reports \$1,969,607
26 *Provided*, That any unencumbered balance in the accounts and reports
27 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
28 for fiscal year 2010.

29 Public broadcasting council grants \$2,007,926
30 *Provided*, That any unencumbered balance in the public broadcasting
31 council grants account in excess of \$100 as of June 30, 2009, is hereby
32 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
33 tures from the public broadcasting council grants account for capital
34 equipment shall be made to provide matching funds for federal capital
35 equipment grants awarded to eligible public broadcasting stations: *And*
36 *provided further*, That expenditures from this account may be made to
37 provide matching funds for capital equipment projects funded from any
38 nonstate source in the event federal capital equipment grants are not
39 awarded: *And provided further*, That in the event the federal facility pro-
40 grams cease to exist or fail to conduct grant solicitations, expenditures
41 may be made from this account to provide matching funds for capital
42 equipment projects funded from any nonstate source without first apply-
43 ing for federal capital equipment grants.

1 KPERS bonds debt service \$25,731,301
 2 Public broadcasting digital conversion debt service \$286,371
 3 Policy analysis initiatives \$172,438
 4 *Provided*, That any unencumbered balance in the policy analysis initia-
 5 tives account in excess of \$100 as of June 30, 2009, is hereby reappro-
 6 priated for fiscal year 2010: *Provided further*, That expenditures from this
 7 account for official hospitality shall not exceed \$5,000.
 8 Long-term care ombudsman \$282,488
 9 *Provided*, That any unencumbered balance in the long-term care om-
 10 budsman account in excess of \$100 as of June 30, 2009, is hereby reap-
 11 propriated for fiscal year 2010: *Provided further*, That expenditures from
 12 this account for official hospitality shall not exceed \$1,000.
 13 Any unencumbered balance in the implementation of new pay plan ac-
 14 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
 15 fiscal year 2010.
 16 (b) There is appropriated for the above agency from the following spe-
 17 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 18 moneys now or hereafter lawfully credited to and available in such fund
 19 or funds, except that expenditures other than refunds or indirect cost
 20 recoveries authorized by law shall not exceed the following:
 21 Federal cash management fund No limit
 22 State leave payment reserve fund No limit
 23 Building and ground fund No limit
 24 *Provided*, That expenditures may be made from the building and ground
 25 fund for operating and other expenses for the Hiram Price Dillon House.
 26 General fees fund No limit
 27 *Provided*, That expenditures may be made from the general fees fund for
 28 operating expenditures for the division of personnel services, including
 29 human resources programs and official hospitality: *Provided further*, That
 30 the director of personnel services is hereby authorized to fix, charge and
 31 collect fees: *And provided further*, That fees shall be fixed in order to
 32 recover all or part of the operating expenses incurred, including official
 33 hospitality: *And provided further*, That all fees received, including fees
 34 received under the open records act for providing access to or furnishing
 35 copies of public records, shall be deposited in the state treasury in ac-
 36 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
 37 and shall be credited to the general fees fund of the department of ad-
 38 ministration.
 39 Human resource information systems cost recovery
 40 fund No limit
 41 Budget fees fund No limit
 42 *Provided*, That expenditures may be made from the budget fees fund for
 43 operating expenditures for the division of the budget, including training

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

1 services recommended by the governor shall be deposited in the state
2 treasury to the credit of the information technology fund.
3 Information technology reserve fund..... No limit
4 State buildings operating fund..... No limit
5 *Provided*, That expenditures may be made from the state buildings op-
6 erating fund for operating and other expenses for the Hiram Price Dillon
7 House: *Provided further*, That the secretary of administration is hereby
8 authorized to fix, charge and collect fees for use of the rooms and other
9 facilities of the Hiram Price Dillon House in accordance with policies
10 adopted by the legislative coordinating council under K.S.A. 75-3682, and
11 amendments thereto, for approving the use of such property: *And pro-*
12 *vided further*, That fees for approved use of such property shall be rea-
13 sonable and directly related to the costs of such use and shall be fixed in
14 order to recover all or part of the operating expenses incurred for such
15 use: *And provided further*, That all moneys received for such fees shall
16 be deposited in the state treasury in accordance with the provisions of
17 K.S.A. 75-4215, and amendments thereto, and shall be credited to the
18 state buildings operating fund or the building and ground fund, as deter-
19 mined and directed by the secretary of administration: *And provided fur-*
20 *ther*, That the secretary of administration is hereby authorized to fix,
21 charge and collect a real estate property leasing services fee at a reason-
22 able rate per square foot of space leased by state agencies as approved
23 by the secretary of administration under K.S.A. 75-3739, and amend-
24 ments thereto, to recover the costs incurred by the department of ad-
25 ministration in providing services to state agencies relating to leases of
26 real property: *And provided further*, That each state agency that is party
27 to a lease of real property that is approved by the secretary of adminis-
28 tration under K.S.A. 75-3739, and amendments thereto, shall remit to the
29 secretary of administration the real estate property leasing services fee
30 upon receipt of the billing therefor: *And provided further*, That all mon-
31 eys received for real estate property leasing services fees shall be depos-
32 ited in the state treasury in accordance with the provisions of K.S.A. 75-
33 4215, and amendments thereto, and shall be credited to the state
34 buildings operating fund or the building and ground fund, as determined
35 and directed by the secretary of administration: *And provided further*,
36 That the net proceeds from the sale of all or any part of the Topeka state
37 hospital property, as defined by subsection (a) of K.S.A. 2008 Supp. 75-
38 37,123, and amendments thereto, shall be deposited in the state treasury
39 and credited to the state buildings operating fund or the building and
40 ground fund, as determined and directed by the secretary of administra-
41 tion: *And provided further*, That the secretary of administration is hereby
42 authorized to fix, charge and collect a surcharge against all state agency
43 leased square footage in Shawnee County including both state-owned and

1 privately-owned buildings: *And provided further*, That all moneys re-
2 ceived for such surcharge shall be deposited in the state treasury in ac-
3 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,
4 and shall be credited to the state buildings operating fund or the building
5 and ground fund, as determined and directed by the secretary of admin-
6 istration.
7 Accounting services recovery fund..... No limit
8 *Provided*, That expenditures may be made from the accounting services
9 recovery fund for the operating expenditures, including official hospital-
10 ity, of the department of administration: *Provided further*, That the sec-
11 retary of administration is hereby authorized to fix, charge and collect
12 fees for services or sales provided by the department of administration
13 which are not specifically authorized by any other statute: *And provided*
14 *further*, That all fees received for such services or sales shall be deposited
15 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
16 and amendments thereto, and shall be credited to the accounting services
17 recovery fund.
18 Architectural services recovery fund..... No limit
19 *Provided*, That expenditures may be made from the architectural services
20 recovery fund for operating expenditures for the division of facilities man-
21 agement: *Provided further*, That the director of facilities management is
22 hereby authorized to charge and collect fees for services provided to other
23 state agencies not directly related to the construction of a capital im-
24 provement project: *And provided further*, That all fees received for all
25 such services shall be deposited in the state treasury in accordance with
26 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
27 credited to the architectural services recovery fund.
28 Motor pool service fund..... No limit
29 Intragovernmental printing service fund..... No limit
30 Intragovernmental printing service depreciation reserve
31 fund..... No limit
32 Municipal accounting and training services recovery
33 fund..... No limit
34 *Provided*, That expenditures may be made from the municipal accounting
35 and training services recovery fund to provide general ledger, payroll
36 reporting, utilities billing, data processing, and accounting services to mu-
37 nicipalities and to provide training programs conducted for municipal
38 government personnel, including official hospitality: *Provided further*,
39 That the director of accounts and reports is hereby authorized to fix,
40 charge and collect fees for such services and programs: *And provided*
41 *further*, That such fees shall be fixed to cover all or part of the operating
42 expenditures incurred in providing such services and programs, including
43 official hospitality: *And provided further*, That all fees received for such

1 services and programs, including official hospitality, shall be deposited in
2 the state treasury in accordance with the provisions of K.S.A. 75-4215
3 and amendments thereto, and shall be credited to the municipal account-
4 ing and training services recovery fund.
5 Canceled warrants payment fund..... No limit
6 State emergency fund..... No limit
7 Bid and contract deposit fund..... No limit
8 Federal withholding tax clearing fund..... No limit
9 Financial management system development fund..... No limit
10 *Provided*, That the secretary of administration may establish fees and
11 make special assessments in order to finance the costs of developing the
12 financial management system: *Provided further*, That all moneys received
13 for such fees and special assessments shall be deposited in the state treas-
14 ury in accordance with the provisions of K.S.A. 75-4215, and amendments
15 thereto, and shall be credited to the financial management system de-
16 velopment fund of the department of administration.
17 State gaming revenues fund..... No limit
18 Financial management system development fund — on
19 budget..... No limit
20 Construction defects recovery fund..... No limit
21 Facilities conservation improvement fund..... No limit
22 State revolving fund services fee fund..... No limit
23 Conversion of materials and equipment — recycling pro-
24 gram fund..... No limit
25 Curtis office building maintenance reserve fund..... No limit
26 Equipment lease purchase program administration clear-
27 ing fund..... No limit
28 Suspense fund..... No limit
29 Electronic funds transfer suspense fund..... No limit
30 Surplus property program fund — on budget..... No limit
31 Surplus property program fund — off budget..... No limit
32 Older Americans act long-term care ombudsman federal
33 fund..... No limit
34 Long-term care ombudsman gift and grant fund..... No limit
35 Title XIX — long-term care ombudsman medicaid federal
36 grant fund..... No limit
37 Wireless enhanced 911 grant fund..... No limit
38 Landon state office building repair expense fund..... No limit
39 MacVicar avenue assessment expense fund..... No limit (\$80,000)
40 (c) On July 1, 2009, the director of accounts and reports shall transfer
41 \$210,000 from the state highway fund to the state general fund for the
42 purpose of reimbursing the state general fund for the cost of providing
43 purchasing services to the department of transportation.

1 (d) During the fiscal year ending June 30, 2010, the secretary of ad-
2 ministration is hereby authorized to approve refinancing of equipment
3 being financed by state agencies through the department's equipment
4 financing program. Such refinancing project is hereby approved for the
5 purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto.

6 (e) In addition to the other purposes for which expenditures may be
7 made by the above agency from moneys appropriated in any capital im-
8 provement account of any special revenue fund or in any capital improve-
9 ment account of the state general fund for the above agency for fiscal
10 year 2010 by this or other appropriation act of the 2009 regular session
11 of the legislature, expenditures may be made by the above agency from
12 any such capital improvement account of any special revenue fund or any
13 such capital improvement account of the state general fund for fiscal year
14 2010 for the purpose of making emergency repairs to any facility that is
15 under the charge, care, management or control of the department of
16 administration as provided by law: *Provided*, That the secretary of ad-
17 ministration shall make a full report on such repairs and expenditures to
18 the director of the budget and the director of legislative research.

19 (f) (1) On July 1, 2009, the director of accounts and reports shall record
20 a debit to the state treasurer's receivables for the children's initiatives
21 fund and shall record a corresponding credit to the children's initiatives
22 fund in an amount certified by the director of the budget which shall be
23 equal to 50% of the amount estimated by the director of the budget to
24 be transferred and credited to the children's initiatives fund during the
25 fiscal year ending June 30, 2010, except that such amount shall be pro-
26 portionally adjusted during fiscal year 2010 with respect to any change in
27 the moneys to be transferred and credited to the children's initiatives
28 fund during fiscal year 2010. Among other appropriate factors, the direc-
29 tor of the budget shall take into consideration the estimated and actual
30 receipts and interest earnings of the Kansas endowment for youth fund
31 for fiscal year 2009 and fiscal year 2010 in determining the amount to be
32 certified under this subsection. All moneys transferred and credited to
33 the children's initiatives fund during fiscal year 2010 shall reduce the
34 amount debited and credited to the children's initiatives fund under this
35 subsection.

36 (2) On June 30, 2010, the director of accounts and reports shall adjust
37 the amounts debited and credited to the state treasurer's receivables and
38 to the children's initiatives fund pursuant to this subsection, to reflect all
39 moneys actually transferred and credited to the children's initiatives fund
40 during fiscal year 2010.

41 (3) The director of accounts and reports shall notify the state treasurer
42 of all amounts debited and credited to the children's initiatives fund pur-
43 suant to this subsection and all reductions and adjustments thereto made

1 pursuant to this subsection. The state treasurer shall enter all such
2 amounts debited and credited and shall make reductions and adjustments
3 thereto on the books and records kept and maintained for the children's
4 initiatives fund by the state treasurer in accordance with the notice
5 thereof.

6 (4) The reductions and adjustments prescribed to be made by the
7 director of accounts and reports and the state treasurer pursuant to this
8 subsection (f) for the children's initiatives fund to account for moneys
9 actually received that are to be transferred and credited to the children's
10 initiatives fund shall be made after the reductions and adjustments pre-
11 scribed to be made by the director of accounts and reports and the state
12 treasurer pursuant to subsection (I) for the Kansas endowment for youth
13 fund to account for moneys actually received that are to be deposited
14 the state treasury and credited to the Kansas endowment for youth fund.

15 (g) (1) On July 1, 2009, the director of accounts and reports shall record
16 a debit to the state treasurer's receivables for the state economic devel-
17 opment initiatives fund and shall record a corresponding credit to the
18 state economic development initiatives fund in an amount certified by
19 the director of the budget which shall be equal to 50% of the amount
20 estimated by the director of the budget to be transferred and credited to
21 the state economic development initiatives fund during the fiscal year
22 ending June 30, 2010, except that such amount shall be proportionally
23 adjusted during fiscal year 2010 with respect to any change in the moneys
24 to be transferred and credited to the state economic development initia-
25 tives fund during fiscal year 2010. All moneys transferred and credited
26 the state economic development initiatives fund during fiscal year 2010
27 shall reduce the amount debited and credited to the state economic de-
28 velopment initiatives fund under this subsection.

29 (2) On June 30, 2010, the director of accounts and reports shall adjust
30 the amounts debited and credited to the state treasurer's receivables and
31 to the state economic development initiatives fund pursuant to this sub-
32 section, to reflect all moneys actually transferred and credited to the state
33 economic development initiatives fund during fiscal year 2010.

34 (3) The director of accounts and reports shall notify the state treasurer
35 of all amounts debited and credited to the state economic development
36 initiatives fund pursuant to this subsection and all reductions and adjust-
37 ments thereto made pursuant to this subsection. The state treasurer shall
38 enter all such amounts debited and credited and shall make reductions
39 and adjustments thereto on the books and records kept and maintained
40 for the state economic development initiatives fund by the state treasurer
41 in accordance with the notice thereof.

42 (h) (1) On July 1, 2009, the director of accounts and reports shall record
43 a debit to the state treasurer's receivables for the correctional institutions

1 building fund and shall record a corresponding credit to the correctional
2 institutions building fund in an amount certified by the director of the
3 budget which shall be equal to 80% of the amount estimated by the
4 director of the budget to be transferred and credited to the correctional
5 institutions building fund during the fiscal year ending June 30, 2010,
6 except that such amount shall be proportionally adjusted during fiscal year
7 2010 with respect to any change in the moneys to be transferred and
8 credited to the correctional institutions building fund during fiscal year
9 2010. All moneys transferred and credited to the correctional institutions
10 building fund during fiscal year 2010 shall reduce the amount debited
11 and credited to the correctional institutions building fund under this
12 subsection.

13 (2) On June 30, 2010, the director of accounts and reports shall adjust
14 the amounts debited and credited to the state treasurer's receivables and
15 to the correctional institutions building fund pursuant to this subsection,
16 to reflect all moneys actually transferred and credited to the correctional
17 institutions building fund during fiscal year 2010.

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

26 (I) (1) On July 1, 2009, the director of accounts and reports shall record
27 a debit to the state treasurer's receivables for the Kansas endowment for
28 youth fund and shall record a corresponding credit to the Kansas endow-
29 ment for youth fund in an amount certified by the director of the budget
30 which shall be equal to 80% of the amount approved for expenditure by
31 the children's cabinet during the fiscal year ending June 30, 2010, as
32 certified by the director of the budget. All moneys received and credited
33 to the Kansas endowment for youth fund during fiscal year 2010 shall
34 reduce the amount debited and credited to the Kansas endowment for
35 youth fund under this subsection.

36 (2) On June 30, 2010, the director of accounts and reports shall adjust
37 the amounts debited and credited to the state treasurer's receivables and
38 to the Kansas endowment for youth fund pursuant to this subsection, to
39 reflect all moneys actually transferred and credited to the Kansas endow-
40 ment for youth fund during fiscal year 2010.

41 (3) The director of accounts and reports shall notify the state treasurer
42 of all amounts debited and credited to the Kansas endowment for youth
43 fund pursuant to this subsection and all reductions and adjustments

thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the Kansas endowment for youth fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection (I) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasurer and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (f) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

(j) During the fiscal year ending June 30, 2010, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2010, from the state general fund for the department of administration to another item of appropriation for fiscal year 2010 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2010, the following:

SIBF — state building insurance	\$100,000
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Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF — state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the corrections institutions building fund for the fiscal year ending June 30, 2010, the following:

CIBF — state building insurance	\$80,000
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Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF — state building insurance account of the corrections institutions building fund for state building insurance premiums.

(m) On July 1, 2009, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2010, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the department on aging to the older Americans act

long-term care ombudsman federal fund of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2010 shall be equal to and shall not exceed the Older Americans Act Title VII: Ombudsman Award and 4.38% of the Kansas Older Americans Act Title III: Part B Supportive Services Award.

(n) (1) On July 1, 2009, notwithstanding the provisions of any other statute, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state general fund and shall record a corresponding credit to the state general fund in the net amount equal to \$32,689,900 minus the amount credited and debited on or before June 30, 2009, pursuant to section 76(p)(9)(D) of chapter 142 of the 2006 Session Laws of Kansas, to finance the cost of the 27th payroll chargeable to the fiscal year ending June 30, 2006, for state agencies.

(2) On or before September 1, 2009, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state general fund pursuant to this subsection (n), to reflect all moneys actually transferred and credited to the state general fund during fiscal year 2010.

(3) (A) (I) Prior to August 15, 2009, the director of the budget shall determine and certify to the director of accounts and reports the amount reappropriated in each account of the state general fund of a state agency, other than any regents agency, from the state general fund that has a specific expenditure limitation prescribed for fiscal year 2010 and that is in excess of the amount authorized under the approved budget of expenditures to be expended from such reappropriated amount for fiscal year 2010.

(ii) On or before June 30, 2010, the director of the budget shall determine and certify to the director of accounts and reports the amount reappropriated in each account of the state general fund of a state agency, other than any regents agency, from the state general fund that has no specific expenditure limitation prescribed for the fiscal year, that is in excess of the amount estimated under the approved budget of expenditures to be expended from such reappropriated amount for fiscal year 2010, and that is determined by the director of the budget not to be needed for the purpose for which such amount was originally budgeted, including, but not limited to, actual or projected cost savings as a result of completed, cancelled or modified projects, programs or operations.

(iii) As used in paragraphs (I) and (ii) of this subsection (n)(3)(A), "specific expenditure limitation prescribed for the fiscal year" includes any case in which no expenditures may be made from such reappropriated balance except upon approval by the state finance council.

(B) Prior to August 15, 2009, the director of the budget shall determine and certify to the director of accounts and reports the aggregate of all

1 unanticipated lapses of moneys which were appropriated or reap-
 2 priated from the state general fund for fiscal year 2009 and which were
 3 not reappropriated for fiscal year 2010, as determined by the director
 4 of the budget: *Provided*, That, as used in this subsection (n)(3)(B), "un-
 5 anticipated lapses of moneys" shall not include any amount lapsed from the
 6 state general fund pursuant to explicit language in an appropriation act
 7 of the 2009 regular session of the legislature or any amount lapsed from
 8 the state general fund for which specific reappropriation language was
 9 deliberately not included in any appropriation act of the 2009 regu-
 10 lar session of the legislature.

11 (C) Prior to August 15, 2009, the director of the budget shall determine
 12 and certify to the director of accounts and reports the aggregate of
 13 amounts of unencumbered balances in accounts of the state general fund
 14 that were first encumbered during a fiscal year commencing prior to June
 15 1, 2008, that were released during fiscal year 2009, and that were not
 16 specifically reappropriated by an appropriation act of the 2009 regu-
 17 lar session of the legislature.

18 (4) (A) On August 15, 2009, in accordance with the certification by the
 19 director of the budget that is submitted to the director of accounts and
 20 reports under subsection (n)(3)(A)(i), the appropriation for fiscal year
 21 2010 for each account of the state general fund that is appropriated or
 22 reappropriated for the fiscal year ending June 30, 2010, by this or other
 23 appropriation act of the 2009 regular session of the legislature is hereby
 24 respectively lapsed by the amount equal to the amount certified under
 25 subsection (n)(3)(A)(i).

26 (B) On June 30, 2010, in accordance with the certification by the di-
 27 rector of the budget that is submitted to the director of accounts and
 28 reports under subsection (n)(3)(A)(ii), the appropriation for fiscal year
 29 2010 for each account of the state general fund that is appropriated or
 30 reappropriated for the fiscal year ending June 30, 2010, by this or other
 31 appropriation act of the 2009 regular session of the legislature is hereby
 32 respectively lapsed by the amount equal to the amount certified under
 33 subsection (n)(3)(A)(ii).

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

38 (6) (A) Prior to August 15, 2009, the state board of regents shall
 39 determine and certify to the director of the budget each of the special
 40 amounts from the amounts appropriated from the state general fund
 41 from the moneys appropriated and available in the special revenue fund
 42 for each of the regents agencies to be transferred to and debited to the
 43 27th payroll adjustment account of the state general fund by the di-

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

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

19 (C) On August 15, 2009, in accordance with the certification by the
 20 director of the budget that is submitted to the director of accounts and
 21 reports under this subsection (n)(6), the appropriation for fiscal year 2010
 22 for each account of the state general fund, state economic development
 23 initiatives fund, state water plan fund and children's initiatives fund that
 24 is appropriated or reappropriated for the fiscal year ending June 30, 2010,
 25 by this or other appropriation act of the 2009 regular session of the leg-
 26 islature is hereby respectively lapsed by the amount equal to the amount
 27 certified under this subsection (n)(6).

28 (7) In determining the amounts to be certified to the director of ac-
 29 counts and reports in accordance with this subsection (n), the director of
 30 the budget and the state board of regents shall consider any changed
 31 circumstances and unanticipated reductions in expenditures or unantic-
 32 pated and required expenditures by the state agencies for fiscal year 2010.

33 (8) (A) On or before September 1, 2009, after receipt of each certi-
 34 fication by the director of the budget pursuant to this subsection (n), the
 35 director of accounts and reports shall transfer and debit to the 27th payroll
 36 adjustment account of the state general fund, which is hereby established
 37 in the state general fund, by an amount equal to the aggregate of the
 38 amounts certified by the director of the budget pursuant to subsection
 39 (n)(3) and subsection (n)(6) in accordance with such certifications.

40 (B) On September 1, 2009, the director of accounts and reports shall
 41 transfer the balance of the 27th payroll adjustment account of the state
 42 general fund to the master account of the state general fund: *Provided*,
 43 however, That the amount transferred shall not exceed the amount of the

1 then outstanding balance of the state treasurer's receivables for the state
2 general fund.

3 (C) On September 1, 2009, the director of accounts and reports shall
4 adjust the amounts debited and credited to the state treasurer's receiv-
5 ables and to the 27th payroll adjustment account of the state general fund
6 pursuant to this subsection (n), to reflect all moneys actually transferred
7 and credited to the 27th payroll adjustment account of the state general
8 fund pursuant to this subsection (n) during fiscal year 2010.

9 (D) On or before June 30, 2010, after receipt of each certification by
10 the director of the budget pursuant to subsection (n)(3)(A)(ii), the direc-
11 tor of accounts and reports shall transfer and debit to the 27th payroll
12 adjustment account of the state general fund, which is hereby established
13 in the state general fund, an amount equal to the aggregate of the amounts
14 certified by the director of the budget pursuant to subsection (n)(3)(A)(ii)
15 in accordance with such certifications.

16 (E) On June 30, 2010, the director of accounts and reports shall transfer
17 the balance of the 27th payroll adjustment account of the state general
18 fund to the master account of the state general fund; *Provided, however,*
19 That the amount transferred shall not exceed the amount of the then
20 outstanding balance of the state treasurer's receivables for the state gen-
21 eral fund.

22 (F) On June 30, 2010, the director of accounts and reports shall adjust
23 the amounts debited and credited to the state treasurer's receivables and
24 to the 27th payroll adjustment account of the state general fund pursuant
25 to this subsection (n), to reflect all moneys actually transferred and cred-
26 ited to the 27th payroll adjustment account of the state general fund
27 pursuant to this subsection (n) during fiscal year 2010.

28 (G) On June 30, 2010, the director of accounts and reports shall record
29 a credit to the state treasurer's receivables for the state general fund and
30 shall record a corresponding debit to the state general fund in the amount
31 of the outstanding receivable created to finance the cost of the 27th pay-
32 roll chargeable to the fiscal year ending June 30, 2006.

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

41 (I) As used in this subsection (n), "regents agency" means the state
42 board of regents, Fort Hays state university, Kansas state university, Kan-
43 sas state university extension systems and agriculture research programs.

1 Kansas state university veterinary medical center, Emporia state univer-
2 sity, Pittsburg state university, university of Kansas, university of Kansas
3 medical center, and Wichita state university.

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

5 (A) The health care stabilization fund of the health care stabilization
6 fund board of governors;

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

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

16 (D) any account of the Kansas educational building fund or the state
17 institutions building fund; or

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

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

32 (12) On or after July 1, 2009, notwithstanding the provisions of K.S.A.
33 75-4209, and amendments thereto, or any other statute, upon specific
34 authorization in an appropriation act of the legislature, the pooled money
35 investment board is authorized and directed to loan an amount of not
36 more than \$6,000,000 to the state general fund to provide financing for
37 any additional amounts required above the moneys otherwise provided
38 by law to repay amounts provided by law to finance the cost of the 27th
39 payroll chargeable to the fiscal year 2006 and to provide for an adequate
40 reserve in the 27th payroll adjustment account. The pooled money in-
41 vestment board is authorized and directed to use any moneys in the op-
42 erating accounts, investment accounts or other investments of the state
43 of Kansas to provide the funds for such loan. Such loan shall not bear

1 interest and shall not be deemed to be an indebtedness or debt of the
2 state of Kansas within the meaning of section 6 of article 11 of the con-
3 stitution of the state of Kansas. Any such loan shall be repaid from the
4 state general fund and any appropriate special revenue funds in the state
5 treasury.

6 (o) During the fiscal year ending June 30, 2010, in addition to the other
7 purposes for which expenditures may be made by the above agency from
8 moneys appropriated from the state general fund or any special revenue
9 fund for the above agency for fiscal year 2010 by this or other appropri-
10 ation act of the 2009 regular session of the legislature, expenditures may
11 be made by the above agency from the state general fund or from any
12 special revenue fund for fiscal year 2010, for the secretary of administra-
13 tion to fix, charge and collect fees for architectural, engineering and man-
14 agement services provided for capital improvement projects of the state
15 board of regents or any state educational institution, as defined by K.S.A.
16 76-711, and amendments thereto, for which the department of adminis-
17 tration provides such services and which are financed in whole or in part
18 by gifts, bequests or donations made by one or more private individuals
19 or other private entities: *Provided*, That such fees for such services are
20 hereby authorized to be fixed, charged and collected in accordance with
21 the provisions of K.S.A. 2008 Supp. 75-1269, and amendments thereto,
22 notwithstanding any provisions of K.S.A. 2008 Supp. 75-1269, and
23 amendments thereto, to the contrary: *Provided further*, That all such fees
24 received shall be deposited in the state treasury in accordance with the
25 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
26 ited to the architectural services recovery fund.

27 (p) During the fiscal year ending June 30, 2010, notwithstanding the
28 provisions of any statute or any rules and regulations to the contrary, in
29 addition to the other purposes for which expenditures may be made by
30 the above agency from moneys appropriated from the state general fund
31 or any special revenue fund for the above agency for fiscal year 2010 as
32 authorized by this or other appropriation act of the 2009 regular session
33 of the legislature, expenditures shall be made by the above agency from
34 the state general fund or from any special revenue fund for fiscal year
35 2010, for the secretary of administration to provide parking for state em-
36 ployees on state-owned parking lots located within the state capitol area,
37 as defined by subsection (c) of K.S.A. 75-2240a, and amendments thereto,
38 without charge or cost to such employees for such parking: *Provided*, That
39 this subsection shall not apply to parking garages or other parking struc-
40 tures in such state capitol area or to any state-owned parking lots for which
41 revenues have been pledged to repay bonds issued for the construction
42 of any of such parking garages, structures or lots: *Provided further*, That
43 the secretary of administration shall continue otherwise to administer

1 access to state-owned parking lots in accordance with policies and pro-
2 cedures adopted as provided by law, including use of hang tags and wait-
3 ing lists for specific parking lots, in order to ensure orderly parking pro-
4 cedures: *And provided further*, That the secretary of administration shall
5 make expenditures from moneys appropriated from the state buildings
6 operating fund or any other special revenue funds for the purpose of
7 maintaining the state-owned parking lots.

8 Sec. 49.

9 OFFICE OF ADMINISTRATIVE HEARINGS

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

15 Administrative hearings office fund..... No limit
16 Sec. 50.

17 STATE COURT OF TAX APPEALS

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

20 Operating expenditures \$1,517,348
21 *Provided*, That any unencumbered balance in the operating expenditures
22 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
23 for fiscal year 2010.

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

29 Duplicating fees fund..... \$5,000
30 COTA filing fee fund..... \$546,101

31 (c) On July 1, 2009, or as soon thereafter as moneys are available,
32 notwithstanding the provisions of K.S.A. 2008 Supp. 74-2438a, and
33 amendments thereto, or any other statute, the director of accounts and
34 reports shall transfer \$1,191 from the COTA filing fee fund of the state
35 court of tax appeals to the state general fund: *Provided*, That the transfer
36 of such amount shall be in addition to any other transfer from the COTA
37 filing fee fund to the state general fund as prescribed by law: *Provided*
38 *further*, That the amount transferred from the COTA filing fee fund to
39 the state general fund pursuant to this subsection is to reimburse the
40 state general fund for accounting, auditing, budgeting, legal, payroll, per-
41 sonnel and purchasing services and any other governmental services
42 which are performed on behalf of the state court of tax appeals by other
43 state agencies which receive appropriations from the state general fund

1 to provide such services.
2 Sec. 51.

3 DEPARTMENT OF REVENUE

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

6 Operating expenditures \$18,984,200
7 *Provided*, That any unencumbered balance in the operating expenditures
8 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
9 for fiscal year 2010: *Provided, however*, That expenditures from this ac-
10 count for official hospitality shall not exceed \$1,500.

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

16 Sand royalty fund No limit
17 Division of vehicles operating fund \$45,964,242
18 *Provided*, That all receipts collected under authority of K.S.A. 74-2012
19 and amendments thereto, shall be credited to the division of vehicles
20 operating fund: *Provided further*, That any expenditure from the division
21 of vehicles operating fund of the department of revenue to reimburse the
22 audit services fund of the division of post audit for a financial-compliance
23 audit in an amount certified by the legislative post auditor shall be in
24 addition to any expenditure limitation imposed on the division of vehicles
25 operating fund for the fiscal year ending June 30, 2010: *And provided*
26 *further*, That, notwithstanding the provisions of K.S.A. 68-416, and
27 amendments thereto, or of any other statute, expenditures may be made
28 from this fund for the administration and operation of the department of
29 revenue.

30 Vehicle dealers and manufacturers fee fund No limit
31 Kansas qualified agricultural ethyl alcohol producer incen-
32 tive fund No limit
33 Kansas qualified biodiesel fuel producer incentive fund No limit
34 Division of vehicles modernization fund No limit
35 Kansas retail dealer incentive fund No limit
36 Local report fee fund No limit
37 Military retirees income tax refund fund No limit
38 Conversion of materials and equipment fund No limit
39 Forfeited property fee fund No limit
40 Setoff services revenue fund No limit
41 Publications fee fund No limit
42 State bingo regulation fund No limit
43 Child support enforcement contractual agreement fund... No limit

1 County treasurers' vehicle licensing fee fund No limit
2 Reappraisal reimbursement fund No limit
3 *Provided*, That all moneys received for the costs incurred for conducting
4 appraisals for any county shall be deposited in the state treasury and
5 credited to the reappraisal reimbursement fund: *Provided further*, That
6 expenditures may be made from this fund for the purpose of conducting
7 appraisals pursuant to orders of the court of tax appeals under K.S.A. 79-
8 1479, and amendments thereto.
9 Special training fund No limit
10 *Provided*, That expenditures may be made from the special training fund
11 for operating expenditures, including official hospitality, incurred for con-
12 ferences, training seminars, workshops and examinations: *Provided fur-*
13 *ther*, That the secretary of revenue is hereby authorized to fix, charge and
14 collect fees for conferences, training seminars, workshops and examina-
15 tions sponsored or cosponsored by the department of revenue: *And pro-*
16 *vided further*, That such fees shall be fixed in order to recover all or part
17 of the operating expenditures incurred for such conferences, training
18 seminars, workshops and examinations or for qualifying applicants for
19 such conferences, training seminars, workshops and examinations: *And*
20 *provided further*, That all fees received for conferences, training semi-
21 nars, workshops and examinations shall be deposited in the state treasury
22 in accordance with the provisions of K.S.A. 75-4215, and amendments
23 thereto, and shall be credited to the special training fund.
24 Recovery fund for enforcement actions and attorney
25 fees No limit
26 Federal commercial motor vehicle safety fund No limit
27 Central stores fund No limit
28 *Provided*, That expenditures may be made from the central stores fund
29 to operate and maintain a central stores activity to sell supplies to other
30 state agencies: *Provided further*, That all moneys received for such sup-
31 plies shall be deposited in the state treasury in accordance with the pro-
32 visions of K.S.A. 75-4215, and amendments thereto, and shall be credited
33 to the central stores fund.
34 Microfilming fund No limit
35 *Provided*, That expenditures may be made from the microfilming fund to
36 operate and maintain a microfilming activity to sell microfilming services
37 to other state agencies: *Provided further*, That all moneys received for
38 such services shall be deposited in the state treasury in accordance with
39 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
40 credited to the microfilming fund.
41 Miscellaneous trust bonds fund No limit
42 Liquor excise tax guarantee bond fund No limit
43 Non-resident contractors cash bond fund No limit

1	Bond guaranty fund.....	No limit
2	Interstate motor fuel user cash bond fund.....	No limit
3	Motor fuel distributor cash bond fund.....	No limit
4	Special county mineral production tax fund.....	No limit
5	County drug tax fund.....	No limit
6	Escheat proceeds suspense fund.....	No limit
7	Privilege tax refund fund.....	No limit
8	Suspense fund.....	No limit
9	Cigarette tax refund fund.....	No limit
10	Motor-vehicle fuel tax refund fund.....	No limit
11	Cereal malt beverage tax refund fund.....	No limit
12	Income tax refund fund.....	No limit
13	Sales tax refund fund.....	No limit
14	Compensating tax refund fund.....	No limit
15	Alcoholic liquor tax refund fund.....	No limit
16	Cigarette/tobacco products regulation fund.....	No limit
17	Motor carrier tax refund fund.....	No limit
18	Car company tax fund.....	No limit
19	Protested motor carrier taxes fund.....	No limit
20	Tobacco products refund fund.....	No limit
21	Transient guest tax refund fund established by K.S.A. 12-1694a.....	No limit
22	Interstate motor fuel taxes clearing fund.....	No limit
23	Bingo refund fund.....	No limit
24	Transient guest tax refund fund established by K.S.A. 12-16,100.....	No limit
25	Interstate motor fuel taxes refund fund.....	No limit
26	Interfund clearing fund.....	No limit
27	Local alcoholic liquor clearing fund.....	No limit
28	International registration plan distribution clearing fund ..	No limit
29	Rental motor vehicle excise tax refund fund.....	No limit
30	International fuel tax agreement clearing fund.....	No limit
31	Mineral production tax refund fund.....	No limit
32	Special fuels tax refund fund.....	No limit
33	LP-gas motor fuels refund fund.....	No limit
34	Local alcoholic liquor refund fund.....	No limit
35	Sales tax clearing fund.....	No limit
36	Rental motor vehicle excise tax clearing fund.....	No limit
37	VIPS/CAMA technology hardware fund.....	No limit
38	<i>Provided, That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state</i>	

1	or for the counties and for administration and operation of the department of revenue.	
2	County and city retailers sales tax clearing fund — county	
3	and city sales tax.....	No limit
4	City and county compensating use tax clearing fund.....	No limit
5	County and city transient guest tax clearing fund.....	No limit
6	Automated tax systems fund.....	No limit
7	Dyed diesel fuel fee fund.....	No limit
8	Electronic databases fee fund.....	No limit
9	<i>Provided, That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or of any other statute, expenditures may be made from electronic databases fee fund for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.</i>	
10	Photo fee fund.....	No limit
11	<i>Provided, That expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of implementing Chapter 5 and Chapter 63 of the 2003 Session Laws of Kansas.</i>	
12	Estate tax abatement refund fund.....	No limit
13	Distinctive license plate fund.....	No limit
14	Repossession certificates of title fee fund.....	No limit
15	Hazmat fee fund.....	No limit
16	Intra-governmental service fund.....	No limit
17	(c) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, the director of accounts and reports shall transfer \$11,116,597 from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue for the purpose of financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.	
18	(d) On August 1, 2009, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund of the department of administration to the setoff services revenue fund of the department of revenue for reimbursing costs of recovering amounts owed state agencies under K.S.A. 75-6201 et seq., and amendments thereto.	
19	(e) On August 1, 2009, the director of accounts and reports shall transfer \$20,400 from the social welfare fund and \$39,600 from the federal	

1 child support enforcement fund of the department of social and rehabi-
 2 litation services to the child support enforcement contractual agreement
 3 fund of the department of revenue to reimburse costs of administrative
 4 expenses of child support enforcement activities under the agreement.

5 (f) (1) During the fiscal year ending June 30, 2010, notwithstanding
 6 the provisions of K.S.A. 2008 Supp. 79-34,156, and amendments thereto,
 7 the director of accounts and reports shall not transfer any amount from
 8 either the state economic development initiatives fund or the state gen-
 9 eral fund to the Kansas qualified biodiesel fuel producer incentive fund
 10 during the fiscal year ending June 30, 2010.

11 (2) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
 12 2010, the director of accounts and reports shall transfer \$50,000 from the
 13 state economic development initiatives fund to the Kansas qualified biodi-
 14 esel fuel producer incentive fund: *Provided*, That, if sufficient moneys
 15 are not available in the state economic development initiatives fund for
 16 such transfer on July 1, 2009, October 1, 2009, January 1, 2010, or April
 17 1, 2010, then the director of accounts and reports shall transfer on such
 18 date, the amount of moneys available in the state economic initiatives
 19 fund in accordance with this section and shall transfer on such date, or
 20 as soon thereafter as moneys are available therefor, the amount equal to
 21 the insufficiency from the state general fund to the Kansas qualified biodi-
 22 esel fuel producer incentive fund.

23 (g) On July 1, 2009, or as soon thereafter as moneys are available,
 24 notwithstanding the provisions of any other statute, the director of ac-
 25 counts and reports shall transfer \$1,088,006 from the division of vehicles
 26 operating fund of the department of revenue to the state general fund:
 27 *Provided*, That the transfer of such amount shall be in addition to any
 28 other transfer from the division of vehicles operating fund to the state
 29 general fund as prescribed by law: *Provided further*, That the amount
 30 transferred from the division of vehicles operating fund to the state gen-
 31 eral fund pursuant to this subsection is to reimburse the state general
 32 fund for accounting, auditing, budgeting, legal, payroll, personnel and
 33 purchasing services and any other governmental services which are per-
 34 formed on behalf of the department of revenue by other state agencies
 35 which receive appropriations from the state general fund to provide such
 36 services.

37 (h) On July 1, 2009, or as soon thereafter as moneys are available,
 38 notwithstanding the provisions of K.S.A. 2008 Supp. 75-5159, and amend-
 39 ments thereto, or any other statute, the director of accounts and reports
 40 shall transfer \$49,791 from the division of vehicles modernization fund
 41 of the department of revenue to the state general fund: *Provided*, That
 42 the transfer of such amount shall be in addition to any other transfer from
 43 the division of vehicles modernization fund to the state general fund as

1 prescribed by law: *Provided further*, That the amount transferred from
 2 the division of vehicles modernization fund to the state general fund pur-
 3 suant to this subsection is to reimburse the state general fund for ac-
 4 counting, auditing, budgeting, legal, payroll, personnel and purchasing
 5 services and any other governmental services which are performed on
 6 behalf of the department of revenue by other state agencies which receive
 7 appropriations from the state general fund to provide such services.

8 (I) On July 1, 2009, or as soon thereafter as moneys are available,
 9 notwithstanding the provisions of K.S.A. 2008 Supp. 79-4710, and amend-
 10 ments thereto, or any other statute, the director of accounts and reports
 11 shall transfer \$2,924 from the state bingo regulation fund of the depart-
 12 ment of revenue to the state general fund: *Provided*, That the transfer of
 13 such amount shall be in addition to any other transfer from the state bingo
 14 regulation fund to the state general fund as prescribed by law: *Provided*
 15 further, That the amount transferred from the state bingo regulation fund
 16 to the state general fund pursuant to this subsection is to reimburse the
 17 state general fund for accounting, auditing, budgeting, legal, payroll, per-
 18 sonnel and purchasing services and any other governmental services
 19 which are performed on behalf of the department of revenue by other
 20 state agencies which receive appropriations from the state general fund
 21 to provide such services.

22 (j) On July 1, 2009, or as soon thereafter as moneys are available, not-
 23 withstanding the provisions of K.S.A. 2008 Supp. 79-3391, and amend-
 24 ments thereto, or any other statute, the director of accounts and reports
 25 shall transfer \$4,991 from the cigarette and tobacco products regulation
 26 fund of the department of revenue to the state general fund: *Provided*,
 27 That the transfer of such amount shall be in addition to any other transfer
 28 from the cigarette and tobacco products regulation fund to the state gen-
 29 eral fund as prescribed by law: *Provided further*, That the amount trans-
 30 ferred from the cigarette and tobacco products regulation fund to the
 31 state general fund pursuant to this subsection is to reimburse the state
 32 general fund for accounting, auditing, budgeting, legal, payroll, personnel
 33 and purchasing services and any other governmental services which are
 34 performed on behalf of the department of revenue by other state agencies
 35 which receive appropriations from the state general fund to provide such
 36 services.

37 (k) On July 1, 2009, or as soon thereafter as moneys are available,
 38 notwithstanding the provisions of K.S.A. 70a-105, and amendments
 39 thereto, or any other statute, the director of accounts and reports shall
 40 transfer \$1,684 from the sand royalty fund of the department of revenue
 41 to the state general fund: *Provided*, That the transfer of such amount shall
 42 be in addition to any other transfer from the sand royalty fund to the
 43 state general fund as prescribed by law: *Provided further*, That the

1 amount transferred from the sand royalty fund to the state general fund
2 pursuant to this subsection is to reimburse the state general fund for
3 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
4 services and any other governmental services which are performed on
5 behalf of the department of revenue by other state agencies which receive
6 appropriations from the state general fund to provide such services.

7 (l) On July 1, 2009, or as soon thereafter as moneys are available, not-
8 withstanding the provisions of K.S.A. 74-2022, and amendments there-
9 or any other statute, the director of accounts and reports shall transfer
10 \$111,577 from the electronic databases fee fund of the department of
11 revenue to the state general fund: *Provided*, That the transfer of such
12 amount shall be in addition to any other transfer from the electronic
13 databases fee fund to the state general fund as prescribed by law: *Pro-*
14 *vided further*, That the amount transferred from the electronic databases
15 fee fund to the state general fund pursuant to this subsection is to re-
16 imburse the state general fund for accounting, auditing, budgeting, legal,
17 payroll, personnel and purchasing services and any other governmental
18 services which are performed on behalf of the department of revenue by
19 other state agencies which receive appropriations from the state general
20 fund to provide such services.

21 (m) On July 1, 2009, or as soon thereafter as moneys are available,
22 notwithstanding the provisions of K.S.A. 75-6212, and amendments
23 thereto, or any other statute, the director of accounts and reports shall
24 transfer \$2,787 from the setoff services revenue fund of the department
25 of revenue to the state general fund: *Provided*, That the transfer of such
26 amount shall be in addition to any other transfer from the setoff services
27 revenue fund to the state general fund as prescribed by law: *Pro-*
28 *vided further*, That the amount transferred from the setoff services revenue
29 fund to the state general fund pursuant to this subsection is to reimburse
30 the state general fund for accounting, auditing, budgeting, legal, payroll,
31 personnel and purchasing services and any other governmental services
32 which are performed on behalf of the department of revenue by other
33 state agencies which receive appropriations from the state general fund
34 to provide such services.

35 (n) On July 1, 2009, or as soon thereafter as moneys are available,
36 notwithstanding the provisions of any other statute, the director of ac-
37 counts and reports shall transfer \$2,175 from the child support enforce-
38 ment contractual agreement fund of the department of revenue to the
39 state general fund: *Provided*, That the transfer of such amount shall be
40 in addition to any other transfer from the child support enforcement
41 contractual agreement fund to the state general fund as prescribed by
42 law: *Provided further*, That the amount transferred from the child support
43 enforcement contractual agreement fund to the state general fund

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

6 (o) On July 1, 2009, or as soon thereafter as moneys are available,
7 notwithstanding the provisions of K.S.A. 74-2021, and amendments
8 thereto, or any other statute, the director of accounts and reports shall
9 transfer \$46,072 from the VIPS/CAMA technology hardware fund of the
10 department of revenue to the state general fund: *Provided*, That the trans-
11 fer of such amount shall be in addition to any other transfer from the
12 VIPS/CAMA technology hardware fund to the state general fund as pre-
13 scribed by law: *Provided further*, That the amount transferred from the
14 VIPS/CAMA technology hardware fund to the state general fund pursu-
15 ant to this subsection is to reimburse the state general fund for account-
16 ing, auditing, budgeting, legal, payroll, personnel and purchasing services
17 and any other governmental services which are performed on behalf of
18 the department of revenue by other state agencies which receive appro-
19 priations from the state general fund to provide such services.

20 (p) On July 1, 2009, or as soon thereafter as moneys are available,
21 notwithstanding the provisions of K.S.A. 2008 Supp. 8-145e, and amend-
22 ments thereto, or any other statute, the director of accounts and reports
23 shall transfer \$1,801 from the repossessed certificates of title fee fund of
24 the department of revenue to the state general fund: *Provided*, That the
25 transfer of such amount shall be in addition to any other transfer from
26 the repossessed certificates of title fee fund to the state general fund as
27 prescribed by law: *Provided further*, That the amount transferred from
28 the repossessed certificates of title fee fund to the state general fund
29 pursuant to this subsection is to reimburse the state general fund for
30 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
31 services and any other governmental services which are performed on
32 behalf of the department of revenue by other state agencies which receive
33 appropriations from the state general fund to provide such services.

34 (q) On July 1, 2009, or as soon thereafter as moneys are available,
35 notwithstanding the provisions of K.S.A. 8-299, and amendments thereto,
36 or any other statute, the director of accounts and reports shall transfer
37 \$27,159 from the photo fee fund of the department of revenue to the
38 state general fund: *Provided*, That the transfer of such amount shall be
39 in addition to any other transfer from the photo fee fund to the state
40 general fund as prescribed by law: *Provided further*, That the amount
41 transferred from the photo fee fund to the state general fund pursuant
42 to this subsection is to reimburse the state general fund for accounting,
43 auditing, budgeting, legal, payroll, personnel and purchasing services and

1 any other governmental services which are performed on behalf of the
2 department of revenue by other state agencies which receive appropriate
3 tions from the state general fund to provide such services.

4 On July 1, 2009, or as soon thereafter as moneys are available, not-
5 withstanding the provisions of K.S.A. 8-2425, and amendments thereto,
6 or any other statute, the director of accounts and reports shall transfer
7 \$4,690 from the vehicle dealers and manufacturers fee fund of the de-
8 partment of revenue to the state general fund: *Provided*, That the transfer
9 of such amount shall be in addition to any other transfer from the vehicle
10 dealers and manufacturers fee fund to the state general fund as prescribed
11 by law: *Provided further*, That the amount transferred from the vehicle
12 dealers and manufacturers fee fund to the state general fund pursuant to
13 this subsection is to reimburse the state general fund for accounting
14 auditing, budgeting, legal, payroll, personnel and purchasing services and
15 any other governmental services which are performed on behalf of the
16 department of revenue by other state agencies which receive appropriate
17 tions from the state general fund to provide such services.

18 Sec. 52.

KANSAS LOTTERY

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

25 Lottery prize payment fund	No limit
26 Lottery operating fund	No limit
27 <i>Provided</i> , That expenditures from the lottery operating fund for official	
28 hospitality shall not exceed \$5,000.	
29 Expanded lottery receipts fund	No limit
30 Lottery gaming facility manager fund	No limit
31 Expanded lottery act revenues fund	

32 (b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments
33 thereto, and subject to the provisions of this subsection, an amount of
34 not less than \$4,500,000 shall be certified by the executive director of the
35 Kansas lottery to the director of accounts and reports on or before August
36 15, 2009, and on or before the 15th of each month thereafter through
37 July 15, 2010: *Provided*, That, upon receipt of each such certification, the
38 director of accounts and reports shall transfer the amount certified from
39 the lottery operating fund to the state gaming revenues fund and shall
40 credit such amount to the state gaming revenues fund for the fiscal year
41 ending June 30, 2010: *Provided, however*, That, after the date that an
42 amount of \$54,000,000 has been transferred from the lottery operating
43 fund to the state gaming revenues fund for fiscal year 2010 pursuant to

1 this subsection, the executive director of the Kansas lottery shall continue
2 to certify amounts to the director of accounts and reports on or before
3 the 15th of each month through July 15, 2010, except that the amounts
4 certified after such date shall not be subject to the minimum amount of
5 \$4,500,000: *Provided further*, That the amounts certified by the executive
6 director of the Kansas lottery to the director of accounts and reports, after
7 the date an amount of \$54,000,000 has been transferred from the lottery
8 operating fund to the state gaming revenues fund for fiscal year 2010
9 pursuant to this subsection, shall be determined by the executive director
10 so that an aggregate of all amounts certified pursuant to this subsection
11 for fiscal year 2010 is equal to or more than \$73,540,000: *And provided*
12 *further*, That the aggregate of all amounts transferred from the lottery
13 operating fund to the state gaming revenues fund for fiscal year 2010
14 pursuant to this subsection shall be equal to or more than \$73,540,000:
15 *And provided further*, That the transfers prescribed by this subsection
16 shall be made in lieu of transfers under subsection (d) of K.S.A. 74-8711,
17 and amendments thereto, for fiscal year 2010.

18 (c) Notwithstanding the provisions of K.S.A. 79-4801, and amendments
19 thereto, or any other statute and in addition to the requirements of sub-
20 section (b) of this section, on or after June 15, 2010, upon certification
21 by the executive director of the lottery, the director of accounts and re-
22 ports shall transfer from the lottery operating fund to the state gaming
23 revenues fund the amount of total profit attributed to the special veterans
24 benefits game under K.S.A. 2008 Supp. 74-8724, and amendments
25 thereto, during fiscal year 2010: *Provided*, That the director of accounts
26 and reports shall transfer immediately thereafter such amount of total
27 profit attributed to the special veterans benefits game from the state gam-
28 ing revenues fund to the state general fund: *Provided further*, That, on
29 or before June 15, 2010, the executive director of the lottery shall certify
30 to the director of accounts and reports the amount equal to the amount
31 of total profit attributed to the special veterans benefits game under
32 K.S.A. 2008 Supp. 74-8724, and amendments thereto, during fiscal year
33 2010: *And provided further*, That, at the same time as such certification
34 is transmitted to the director of accounts and reports, the executive di-
35 rector of the lottery shall transmit a copy of such certification to the
36 director of the budget and the director of legislative research.

37 (d) In addition to the purposes for which expenditures of moneys in
38 the lottery operating fund may be made, as authorized by provisions of
39 K.S.A. 2008 Supp. 74-8711, and amendments thereto, moneys in the lot-
40 tery operating fund may be used for payment of all costs incurred in the
41 operation and administration of the Kansas lottery, the Kansas lottery act,
42 and the Kansas expanded lottery act.

43 (e) During the fiscal year ending June 30, 2010, notwithstanding the

provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer all moneys, other than moneys received for privilege fees, that are credited to the expanded lottery act revenues fund from the expanded lottery act revenues fund to the state general fund within 10 days after such moneys are credited to the expanded lottery act revenues fund: *Provided*, That no moneys received for privilege fees that are credited to the expanded lottery act revenues fund shall be transferred to the state general fund pursuant to this subsection: *Provided further*, That the transfer of such amounts shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law: *Provided further*, That the moneys transferred from the expanded lottery act revenues 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 revenue, and other state agencies, by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 53.

KANSAS RACING AND GAMING COMMISSION

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

State racing fund.....	No limit
<i>Provided</i> , That expenditures from the state racing fund for official hospitality shall not exceed \$2,500.	
Racing reimbursable expense fund.....	No limit
Racing applicant deposit fund.....	No limit
Kansas horse breeding development fund.....	No limit
Kansas greyhound breeding development fund.....	No limit
<i>Provided</i> , That notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to subsection (b) of K.S.A. 2008 Supp. 74-8767, and amendments thereto, shall be deposited to a separate account established for the purpose described herein and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds which win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: <i>Provided further</i> , That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with subsection (b) of K.S.A. 2008 Supp. 74-8767, and	

amendments thereto.

Racing investigative expense fund.....	No limit
Horse fair racing benefit fund.....	No limit
Tribal gaming fund.....	No limit
<i>Provided</i> , That expenditures from the tribal gaming fund for the fiscal year ending June 30, 2010, for official hospitality shall not exceed \$1,500.	
Expanded lottery act regulation fund.....	No limit
<i>Provided</i> , That expenditures from the expanded lottery act regulation fund for the fiscal year ending June 30, 2010, for official hospitality shall not exceed \$2,500.	
Live horse racing purse supplement fund.....	No limit
Live greyhound racing purse supplement fund.....	No limit
Greyhound promotion and development fund.....	No limit
Gaming machine examination fund.....	No limit
Horse purse fund.....	No limit

(b) On July 1, 2009, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2010, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2010 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund of the Kansas racing and gaming commission during fiscal year 2010 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2010, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with subsection (b) of K.S.A. 75-5516, and amendments thereto, pursuant to bills which are presented in a timely manner by the Kansas bureau of investigation for services rendered. Any expenditure from the state racing fund during fiscal year 2010 to reimburse the Kansas bureau of investigation for professional services and fees in an amount certified by the director of the Kansas bureau of investigation shall be in addition to any expenditure limitation imposed on the state racing fund for the fiscal year ending June

1 30, 2010.

2 (e) In addition to the other purposes for which expenditures may be
3 made from the moneys appropriated in the tribal gaming fund for fiscal
4 year 2010 for the Kansas racing and gaming commission by this or other
5 appropriation act of the 2009 regular session of the legislature, expendi-
6 tures may be made from the tribal gaming fund for fiscal year 2010 for
7 the state gaming agency regulatory oversight of class III gaming, including
8 but not limited to the regulatory oversight and law enforcement activities
9 of monitoring compliance with tribal-state gaming compacts and con-
10 ducting investigations of violations of tribal-state gaming compacts, in-
11 vestigations of criminal violations of the laws of this state at tribal gaming
12 facilities, criminal violations of the tribal gaming oversight act, back-
13 ground investigations of applicants and vendors and investigations of
14 other criminal activities related to tribal gaming, which are hereby au-
15 thorized.

16 (f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments
17 thereto, or any other statute, the director of accounts and reports (1) shall
18 not make the transfer from the Kansas greyhound breeding development
19 fund of the Kansas racing and gaming commission to the greyhound tour-
20 ism fund of the department of commerce that is directed to be made on
21 or before June 30, 2010, by subsection (b)(1) of K.S.A. 74-8831, and
22 amendments thereto, and (2) shall transfer on or before June 30, 2010,
23 the amount equal to 15% of all moneys credited to the Kansas greyhound
24 breeding development fund during the fiscal year ending June 30, 2010,
25 from the Kansas greyhound breeding development fund to the greyhound
26 promotion and development fund of the Kansas racing and gaming com-
27 mission.

28 (g) During the fiscal year ending June 30, 2010, notwithstanding the
29 provisions of any other statute, the Kansas racing and gaming commission
30 is hereby authorized to fix, charge and collect additional fees to recover
31 all or part of the direct and indirect costs or operating expenses incurred
32 by the Kansas racing and gaming commission for the regulation of racing
33 activities that are not otherwise recovered from the parimutuel facility
34 licensee under authority of any other statute: *Provided*, That such fees
35 shall be in addition to all taxes and other fees authorized by law: *Provided*
36 *further*, That such costs or operating expenses shall include all or part of
37 any auditing, drug testing, accounting, security and law enforcement, li-
38 censing of any office or other facility for use by a parimutuel facility
39 licensee, projects to update and upgrade information technology software
40 or facilities of the commission and shall specifically include any general
41 operating expenses that are associated with regulatory activities attribut-
42 able to the entity upon which any such fee is imposed and all expenses
43 related to reopening any race track or other racing facility: *And provided*

1 *further*, That all moneys received for such fees shall be deposited in the
2 state treasury in accordance with the provisions of K.S.A. 75-4215, and
3 amendments thereto, and shall be credited to the state racing fund.

4 (h) On the effective date of this act, the pooled money investment
5 board is authorized and directed to extend the repayment date and to
6 modify any related provisions of the loan agreement entered into with
7 the Kansas racing and gaming commission pursuant to section 89(h) of
8 chapter 131 of the 2008 Session Laws of Kansas and as modified pursuant
9 to section 41(d) of 2009 House Substitute for Substitute for Senate Bill
10 No. 23, to the effect that the repayment date under such loan agreement
11 is extended from June 30, 2010, to June 30, 2012.

12 Sec. 54.

DEPARTMENT OF COMMERCE

14 (a) Any unencumbered balance in each of the following accounts of
15 the state general fund in excess of \$100 as of June 30, 2009, is hereby
16 reappropriated for fiscal year 2010: Senior community service employ-
17 ment program; Kansas commission on disability concerns; strong military
18 bases program.

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

22 Older Kansans employment program \$291,630
23 *Provided*, That any unencumbered balance in excess of \$100 as of June
24 30, 2009, in the older Kansans employment program account is hereby
25 reappropriated for fiscal year 2010.

26 Rural opportunity program \$1,856,859
27 *Provided*, That any unencumbered balance in excess of \$100 as of June
28 30, 2009, in the rural opportunity program account is hereby reappro-
29 priated for fiscal year 2010.

30 Senior community service employment program \$3,941
31 Kansas commission on disability concerns \$211,737
32 Strong military bases program \$330,710
33 Operating grant (including official hospitality) \$14,019,902

34 *Provided*, That any unencumbered balance in the operating grant (in-
35 cluding official hospitality) account in excess of \$100 as of June 30, 2009,
36 is hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
37 penditures may be made from the operating grant (including official hos-
38 pitality) account for loans pursuant to loan agreements which are hereby
39 authorized to be entered into by the secretary of commerce in accordance
40 with repayment provisions and other terms and conditions as may be
41 prescribed by the secretary therefor under the agricultural value added
42 center program: *And provided further*, That expenditures may be made
43 from the operating grant (including official hospitality) account for cer-

1 tified development companies that have been determined to be qualified
 2 for grants by the secretary of commerce, except that expenditures for
 3 such grants shall not be made for grants to more than 10 certified devel-
 4 opment companies that have been determined to be qualified for grants
 5 by the secretary of commerce: *And provided further*, That during fiscal
 6 year 2010, all expenditures made by the department of commerce from
 7 moneys appropriated in the state treasury for the department, including
 8 moneys appropriated in the operating grant (including official hospitality
 9 account of the state economic development initiatives fund, shall be made
 10 for the purpose of achieving the following outcome measures:

Measure	Budget Year Projection FY 2010
Jobs created or retained by projects utilizing KDOC assistance	35,000
Payroll generated by projects utilizing KDOC assistance	\$215,000,000
Capital investment in Kansas resulting from projects utilizing KDOC assistance	\$250,000,000
Funds leveraged through match in projects utilizing KDOC assistance	\$25,000,000
Individuals trained through workforce development programs	11,000
Sales generated by projects utilizing KDOC assistance	\$155,000,000
Increase in visitation resulting from KDOC tourism promotion efforts	225,000
Kansans served with counseling, technical assistance or business services	125,000
Number of communities receiving community assistance services	150
Number of grants provided to Kansas businesses, communities, and families	300
Number of businesses impacted by funding from KDOC	2,000

41 (c) There is appropriated for the above agency from the following spe-
 42 cial revenue fund or funds for the fiscal year ending June 30, 2010,
 43 moneys now or hereafter lawfully credited to and available in such fund

1 or funds, except that expenditures other than refunds authorized by law
 2 shall not exceed the following:

3 Publication and other sales fund.....	No limit
4 Conversion of equipment and materials fund.....	No limit
5 Conference registration and disbursement fund.....	No limit
6 Trademark fund.....	No limit
7 Greyhound tourism fund.....	No limit
8 Reimbursement and recovery fund.....	No limit
9 Community development block grant — federal fund.....	No limit
10 Community development block grant — federal fund — revolving loan account.....	No limit
11 Other federal grants fund.....	No limit

12 *Provided*, That the above agency is authorized to make expenditures from
 13 the other federal grants fund of any moneys credited to this fund from
 14 any individual grant if the grant is: (1) Less than or equal to \$250,000 in
 15 the aggregate, and (2) does not require the matching expenditure of any
 16 other moneys in the state treasury during fiscal year 2010 other than
 17 moneys appropriated by this or other appropriation act of the 2009 reg-
 18 ular session of the legislature: *Provided, however*, That, upon application
 19 to and authorization by the governor, the above agency may make ex-
 20 penditures of moneys credited to this fund from any individual federal
 21 grant which is more than \$250,000 in the aggregate or which requires the
 22 matching expenditure of moneys in the state treasury during the fiscal
 23 year 2010, other than moneys appropriated by this or other appropriation
 24 act of the 2009 regular session of the legislature.

25 National main street center fund.....	No limit
26 IMPACT program services fund.....	No limit
27 IMPACT program repayment fund.....	No limit
28 Kansas partnership fund.....	No limit
29 <i>Provided</i> , That the interest rate on any loan made from the Kansas part- nership fund shall be annually indexed to the federal discount rate.	
30 General fees fund.....	No limit

31 *Provided*, That expenditures may be made from the general fees fund for
 32 loans pursuant to loan agreements which are hereby authorized to be
 33 entered into by the secretary of commerce in accordance with repayment
 34 provisions and other terms and conditions as may be prescribed by the
 35 secretary therefor under programs of the department.

36 Market development fund.....	No limit
37 <i>Provided</i> , That expenditures may be made from the market development fund for loans pursuant to loan agreements which are hereby authorized 38 to be entered into by the secretary of commerce in accordance with rep- 39 ayment provisions and other terms and conditions as may be prescribed 40 by the secretary therefor under the agricultural value added center pro- 41 42 43	

1 gram: *Provided further*, That all moneys received by the department
2 commerce for repayment of loans made under the agricultural value
3 added center program shall be deposited in the state treasury in accor
4 dance with the provisions of K.S.A. 75-4215, and amendments thereto, and
5 shall be credited to the market development fund.

6 Kansas economic opportunity initiatives fund No line
7 Kansas existing industry expansion fund No line

8 *Provided*, That expenditures may be made from the Kansas existing
9 industry expansion fund for loans pursuant to loan agreements which
10 hereby authorized to be entered into by the secretary of commerce
11 accordance with repayment provisions and other terms and conditions
12 may be prescribed by the secretary therefor under the Kansas existin
13 industry expansion program: *Provided further*, That all moneys receiv
14 by the department of commerce for repayment of loans made under t
15 Kansas existing industry expansion program shall be deposited in the sta
16 treasury in accordance with the provisions of K.S.A. 75-4215, and amen
17 ments thereto, and shall be credited to the Kansas existing industry ex
18 pansion fund.

19 Athletic fee fund No line

20 WIA — federal fund No line

21 Trade adjustment assistance — federal fund No line

22 Veterans assistance programs — federal fund No line

23 Wagner Peyser — federal fund No line

24 Senior community service employment program — federal
25 fund No line

26 Indirect cost — federal fund No line

27 Kansas commission on disability concerns fee fund No line

28 Kansas commission on disability concerns — gifts, grants
29 and donations fund No line

30 State affordable airfare fund \$5,000,000

31 Southeast Kansas flood — NEG — federal fund No line

32 Greensburg — NEG — federal fund No line

33 Workforce development — WIRED — federal fund No line

34 Disability Program Navigator — federal fund No line

35 Registered apprenticeship works — federal fund No line

36 Neighborhood stabilization program — federal fund No line

37 Enterprise facilitation fund No line

38 (d) The secretary of commerce is hereby authorized to fix, charge and
39 collect fees during the fiscal year ending June 30, 2010, for (1) the pro
40 vision and administration of conferences held for the purposes of pro
41 grams and activities of the department of commerce and for which fe
42 are not specifically prescribed by statute, (2) sale of *Kansas* magazine
43 and other publications of the department of commerce and for sale

1 educational and other promotional items and for which fees are not spe
2 cifically prescribed by statute, and (3) promotional and other advertising
3 and related economic development activities and services provided under
4 economic development programs and activities of the department of com
5 merce, including those provided at tourist information centers: *Provided*,
6 That such fees shall be fixed in order to recover all or part of the operating
7 expenses incurred in providing such services, conferences, publications
8 and items, advertising and other economic development activities and
9 services provided under economic development programs and activities
10 of the department of commerce for which fees are not specifically pre
11 scribed by statute: *Provided further*, That all such fees shall be deposited
12 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
13 and amendments thereto, and shall be credited to one or more special
14 revenue funds of the department of commerce as specified by the sec
15 retary of commerce: *And provided further*, That expenditures may be
16 made from such special revenue funds of the department of commerce
17 for fiscal year 2010, in accordance with the provisions of this or other
18 appropriation act of the 2009 regular session of the legislature, for op
19 erating expenses incurred in providing such services, conferences,
20 publications and items, advertising, programs and activities and for op
21 erating expenses incurred in providing similar economic development ac
22 tivities and services provided under economic development programs and
23 activities of the department of commerce.

24 (e) In addition to the other purposes for which expenditures may be
25 made by the department of commerce from moneys appropriated in any
26 special revenue fund for fiscal year 2010 for the department of commerce
27 as authorized by this or other appropriation act of the 2009 regular session
28 of the legislature, expenditures may be made by the department of com
29 merce from moneys appropriated in any special revenue fund for fiscal
30 year 2010 for official hospitality.

31 (f) On August 15, 2009, and December 15, 2009, or as soon thereafter
32 as moneys are available, the director of accounts and reports shall transfer
33 \$1,625,000 from the state economic development initiatives fund to the
34 Kansas economic opportunity initiatives fund of the department of com
35 merce.

36 Sec. 55.

KANSAS, INC.

38 (a) There is appropriated for the above agency from the state economic
39 development initiatives fund for the fiscal year ending June 30, 2010, the
40 following:

41 Operations (including official hospitality) \$358,874

42 (b) There is appropriated for the above agency from the following spe
43 cial revenue fund or funds for the fiscal year ending June 30, 2010, all

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

4 Kansas, Inc., private operations fund..... No limit
5 Conversion of materials and equipment fund..... No limit
6 Sec. 56.

7 KANSAS HOUSING RESOURCES CORPORATION

8 (a) There is appropriated for the above agency from the following special
9 revenue fund or funds for the fiscal year ending June 30, 2010, all
10 moneys now or hereafter lawfully credited to and available in such fund
11 or funds, except that expenditures other than refunds authorized by law
12 shall not exceed the following:

13 State housing trust fund..... No limit
14 *Provided*, That all expenditures from the state housing trust fund shall be
15 made by the Kansas housing resources corporation pursuant to K.S.A. 12-
16 5246 and K.S.A. 2008 Supp. 12-5242 and 12-5252 through 12-5258, and
17 amendments thereto; *Provided further*, That, notwithstanding the provisions
18 of K.S.A. 74-8959, and amendments thereto, or any other statute, the
19 Kansas housing resources corporation may make expenditures from
20 the state housing trust fund for the purposes of implementing and ad-
21 ministering the provisions of K.S.A. 2008 Supp. 12-5252 through 12-5258
22 and amendments thereto, the Kansas rural housing incentive district act
23 Sec. 57.

24 DEPARTMENT OF LABOR

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

27 Operating expenditures..... \$497,163

28 *Provided*, That any unencumbered balance in the operating expenditures
29 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
30 for fiscal year 2010; *Provided further*, That in addition to the other pur-
31 poses for which expenditures may be made by the above agency from the
32 account for the fiscal year ending June 30, 2010, expenditures may be
33 made from this account for the costs incurred for court reporting under
34 K.S.A. 72-5413 et seq., and 75-4321 et seq., and amendments thereto.
35 *And provided further*, That expenditures from this account for official
36 hospitality by the secretary of labor shall not exceed \$2,000.

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

42 Workmen's compensation fee fund..... \$13,431,125
43 Occupational health and safety — federal fund..... No limit

1 Boiler inspection fee fund..... No limit

2 General fees fund..... No limit

3 Special employment security fund..... No limit

4 *Provided*, That expenditures may be made from the special employment
5 security fund for payment of communications costs; *And provided fur-*
6 *ther*, That expenditures from this fund for payment of communications
7 costs shall not exceed \$15,000.

8 Employment security administration fund..... No limit

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

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

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

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

13 Federal indirect cost offset fund..... \$355,169

14 Dispute resolution fund..... No limit

15 *Provided*, That all moneys received by the secretary of labor for reim-
16 bursement of expenditures for the costs incurred for mediation under
17 K.S.A. 72-5427, and amendments thereto, and for fact-finding under
18 K.S.A. 72-5428, and amendments thereto, shall be deposited in the state
19 treasury and credited to the dispute resolution fund; *Provided further*,
20 That expenditures may be made from this fund to pay the costs incurred
21 for mediation under K.S.A. 72-5427, and amendments thereto, and for
22 fact-finding under K.S.A. 72-5428, and amendments thereto, subject to
23 full reimbursement therefor by the board of education and the profes-
24 sional employees' organization involved in such mediation and fact-find-
25 ing procedures.

26 Employment security fund..... No limit

27 (c) In addition to the other purposes for which expenditures may be
28 made by the department of labor from the employment security fund for
29 fiscal year 2010 as authorized by this or other appropriation act of the
30 2009 regular session of the legislature, expenditures may be made by the
31 department of labor for fiscal year 2010 from the employment security
32 fund from moneys made available to the state under section 903(d) of
33 the federal social security act, as amended, for payment of debt service
34 on a bond issued for the rewrite of the unemployment insurance benefit
35 system; *Provided*, That expenditures from the employment security fund
36 during fiscal year 2010 of moneys made available to the state under sec-
37 tion 903(d) of the federal social security act, as amended, for payment of
38 such debt service shall not exceed \$2,639,275.

39 (d) In addition to the other purposes for which expenditures may be
40 made by the above agency from the special employment security fund
41 for fiscal year 2010, expenditures may be made by the above agency from
42 the special employment security fund for fiscal year 2010 for the following
43 capital improvement purposes: Payment on the master lease agreement

1 for the renovation of the Eastman building on the Topeka west complex.
 2 *Provided*, That expenditures from this fund for fiscal year 2010 for such
 3 capital improvement purposes shall not exceed \$99,625: *Provided further*,
 4 That all expenditures from this fund for any such capital improvement
 5 purpose shall be in addition to any expenditure limitation imposed on the
 6 special employment security fund for fiscal year 2010.

7 (e) During the fiscal year ending June 30, 2010, and the fiscal year
 8 ending June 30, 2011, in addition to the other purposes for which ex-
 9 penditures may be made by the department of labor from moneys ap-
 10 propriated from the state general fund or any special revenue fund for
 11 the department of labor for fiscal year 2010 or fiscal year 2011 by this or
 12 other appropriation act of the 2009 regular session of the legislature or
 13 by any appropriation act of the 2010 regular session of the legislature,
 14 expenditures may be made by the department of labor from the state
 15 general fund or from any special revenue fund for fiscal year 2010 and
 16 for fiscal year 2011, to establish a pilot program of alternatives to layoffs
 17 in accordance with the provisions of Kansas Administrative Regulation
 18 No. 1-1-5, which establishes alternatives to layoffs: *Provided*, That such
 19 pilot program may be implemented and pursued only after the develop-
 20 ment and approval of a layoff plan for the department of labor pursuant
 21 to the provisions of the administrative regulations contained in Article 14
 22 of the Kansas Administrative Regulations: *Provided further*, That on or
 23 before June 30, 2011, the secretary of labor shall submit a report to the
 24 secretary of administration detailing the impacts, outcomes, results, les-
 25 sons learned and any recommendations regarding the future use of the
 26 policies developed and tested through use of the pilot project of alter-
 27 natives to layoffs.

28 Sec. 58.

29 KANSAS COMMISSION ON VETERANS AFFAIRS

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

32 Operating expenditures — veteran services \$1,144,925
 33 *Provided*, That any unencumbered balance in the operating expenditures
 34 — veterans affairs account in excess of \$100 as of June 30, 2009, is hereby
 35 reappropriated for fiscal year 2010.
 36 Operations — state veterans cemeteries \$541,720
 37 *Provided*, That any unencumbered balance in the operations — state
 38 veterans cemeteries account in excess of \$100 as of June 30, 2009, is
 39 hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
 40 penditures from this account for official hospitality shall not exceed
 41 \$1,200.
 42 Operating expenditures — Kansas soldiers' home \$2,703,600
 43 *Provided*, That any unencumbered balance in the operating expenditures

1 — Kansas soldiers' home account in excess of \$100 as of June 30, 2009,
 2 is hereby reappropriated for fiscal year 2010.

3 Operating expenditures — Kansas veterans' home \$3,217,601

4 *Provided*, That any unencumbered balance in the operating expenditures
 5 — Kansas veterans' home account in excess of \$100 as of June 30, 2009,
 6 is hereby reappropriated for fiscal year 2010.

7 Additional operating expenditures — veterans homes and
 8 cemeteries \$435,056

9 *Provided*, That any unencumbered balance in the additional operating
 10 expenditures — veterans homes and cemeteries account in excess of \$100
 11 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

12 Operating expenditures — administration \$497,807

13 *Provided*, That any unencumbered balance in the operating expenditures
 14 — administration account in excess of \$100 as of June 30, 2009, is hereby
 15 reappropriated for fiscal year 2010.

16 Veterans claim assistance program — service grants \$516,418

17 *Provided*, That any unencumbered balance in the veterans claim assis-
 18 tance program — service grants account in excess of \$100 as of June 30,
 19 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That
 20 expenditures from the veterans claim assistance program — service grants
 21 account shall be made only for the purpose of awarding service grants to
 22 veterans service organizations for the purpose of aiding veterans in ob-
 23 taining federal benefits: *Provided however*, That no expenditures shall be
 24 made by the Kansas commission on veterans affairs from the veterans
 25 claim assistance program — service grants account for operating expend-
 26 itures or overhead for administering the grants in accordance with the
 27 provisions of K.S.A. 73-1234, and amendments thereto.

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

33 Soldiers' home fee fund \$2,262,066
 34 Soldiers' home benefit fund No limit
 35 Soldiers' home work therapy fund No limit
 36 Soldiers' home medicare fund No limit
 37 Veterans' home fee fund \$3,359,588
 38 Persian Gulf War veterans health initiative fund No limit
 39 Veterans' home canteen fund No limit
 40 Veterans' home benefit fund No limit
 41 Soldiers' home outpatient clinic fund No limit
 42 State veterans cemeteries fee fund No limit

1	State veterans cemeteries donations and contributions	
2	fund.....	No limit
3	Outpatient clinic patient federal reimbursement fund —	
4	federal.....	No limit
5	VA burial reimbursement fund — federal.....	\$35,600
6	Veterans home federal fund.....	\$3,077,180
7	Soldiers home federal fund.....	\$3,530,800
8	Commission on veterans affairs federal fund.....	\$250,250
9	Kansas veterans memorials fund.....	No limit
10	Sec. 59.	
11	DEPARTMENT OF HEALTH AND ENVIRONMENT —	
12	DIVISION OF HEALTH	
13	(a) There is appropriated for the above agency from the state general	
14	fund for the fiscal year ending June 30, 2010, the following:	
15	Operating expenditures (including official hospitality).....	\$3,766,850
16	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
17	(including official hospitality) account of the department of health and	
18	environment — division of health in excess of \$100 as of June 30, 2009,	
19	is hereby reappropriated for fiscal year 2010.	
20	Operating expenditures (including official hospitality) —	
21	health.....	\$4,361,400
22	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
23	(including official hospitality) - health account in excess of \$100 as of June	
24	30, 2009, is hereby reappropriated for fiscal year 2010.	
25	Vaccine purchases.....	\$839,100
26	<i>Provided</i> , That any unencumbered balance in the vaccine purchases account	
27	in excess of \$100 as of June 30, 2009, is hereby reappropriated for	
28	fiscal year 2010.	
29	Infant and toddler program.....	\$178,300
30	<i>Provided</i> , That any unencumbered balance in the infant and toddler program	
31	account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
32	for fiscal year 2010.	
33	Aid to local units.....	\$5,000,000
34	<i>Provided</i> , That any unencumbered balance in the aid to local units account	
35	in excess of \$100 as of June 30, 2009, is hereby reappropriated for	
36	fiscal year 2010: <i>Provided further</i> , That all expenditures from this account	
37	for state financial assistance to local health departments shall be in accordance	
38	with the formula prescribed by K.S.A. 65-241 through 65-245	
39	and amendments thereto.	
40	Aid to local units — primary health projects.....	\$6,604,000
41	<i>Provided</i> , That any unencumbered balance in the aid to local units primary	
42	health projects account in excess of \$100 as of June 30, 2009,	
43	is hereby reappropriated for fiscal year 2010.	

1	Teen pregnancy prevention activities.....	\$291,916
2	<i>Provided</i> , That any unencumbered balance in the teen pregnancy prevention	
3	activities account in excess of \$100 as of June 30, 2009, is hereby	
4	reappropriated for fiscal year 2010: <i>Provided further</i> , That expenditures	
5	from the teen pregnancy prevention activities account shall be made to	
6	give highest priority to recipients of temporary assistance to families and	
7	other medicaid eligible teens.	
8	Aid to local units — family planning.....	\$97,644
9	<i>Provided</i> , That any unencumbered balance in the aid to local units —	
10	family planning account in excess of \$100 as of June 30, 2009, is hereby	
11	reappropriated for fiscal year 2010: <i>Provided further</i> , That all expenditures	
12	from the aid to local units — family planning account shall be in	
13	accordance with grant agreements entered into by the secretary of health	
14	and environment and grant recipients.	
15	Immunization programs.....	\$532,125
16	<i>Provided</i> , That any unencumbered balance in the immunization programs	
17	account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
18	for fiscal year 2010.	
19	Prescription support for community based primary care	
20	clinics.....	\$740,625
21	<i>Provided</i> , That any unencumbered balance in the prescription support	
22	for community based primary care clinics account in excess of \$100 as of	
23	June 30, 2009, is hereby reappropriated for fiscal year 2010: <i>Provided</i>	
24	<i>further</i> , That expenditures shall be made from the prescription support	
25	for community based primary care clinics account for: (1) Purchase of	
26	drug inventory under section 340B of the federal public health service	
27	act for community health center grantees and federally qualified health	
28	center look-alikes who qualify; (2) increasing access to prescription drugs	
29	by subsidizing a portion of the costs for the benefit of patients at 340B	
30	participating clinics on a sliding fee scale; and (3) expanding access to	
31	prescription medication assistance programs by making expenditures to	
32	support operating costs of assistance programs at not-for-profit or publicly-	
33	funded primary care clinics, including federally qualified community	
34	health centers and federally qualified community health center look-	
35	alikes as defined by 42 U.S.C. 330, that provide comprehensive primary	
36	health care services, offer sliding fee discounts based upon household	
37	income and serve any person regardless of ability to pay: <i>And provided</i>	
38	<i>further</i> , That policies determining patient eligibility due to income or	
39	insurance status may be determined by each community but must be	
40	clearly documented and posted.	
41	Breast cancer screening program.....	\$227,125
42	<i>Provided</i> , That any unencumbered balance in the breast cancer screening	
43	program account in excess of \$100 as of June 30, 2009, is hereby reap-	

1 appropriated for fiscal year 2010.
 2 Ryan White matching funds..... \$49,875
 3 *Provided*, That any unencumbered balance in the Ryan White matching
 4 funds account in excess of \$100 as of June 30, 2009, is hereby reapprop-
 5 riated for fiscal year 2010.
 6 Youth mentoring program..... \$338,017
 7 *Provided*, That any unencumbered balance in the youth mentoring pro-
 8 gram account in excess of \$100 as of June 30, 2009, is hereby reapprop-
 9 riated for fiscal year 2010.
 10 Coordinated school health program..... \$531,752
 11 *Provided*, That any unencumbered balance in the coordinated school
 12 health program account in excess of \$100 as of June 30, 2009, is hereby
 13 reappropriated for fiscal year 2010.
 14 Cerebral palsy posture seating..... \$108,625
 15 *Provided*, That any unencumbered balance in the cerebral palsy posture
 16 seating account in excess of \$100 as of June 30, 2009, is hereby reapprop-
 17 riated for fiscal year 2010.
 18 **[Pregnancy maintenance initiative..... \$355,000**
 19 ***[Provided, That any unencumbered balance in the pregnancy main-***
 20 ***tenance initiative account in excess of \$100 as of June 30, 2009, is***
 21 ***hereby reappropriated for fiscal year 2010.]***
 22 (b) There is appropriated for the above agency from the following spe-
 23 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 24 moneys now or hereafter lawfully credited to and available in such fund
 25 or funds, except that expenditures other than refunds authorized by law
 26 shall not exceed the following:
 27 Primary care safety net clinic loan guarantee fund..... No limit
 28 Title XIX fund No limit
 29 Breast and cervical cancer program and detection — fed-
 30 eral fund No limit
 31 Health and environment training fee fund — health..... No limit
 32 *Provided*, That expenditures may be made from the health and environ-
 33 ment training fee fund — health for acquisition and distribution of dis-
 34 sion of health program literature and films and for participation in or
 35 conducting training seminars for training employees of the division of
 36 health of the department of health and environment, for training recipi-
 37 ents of state aid from the division of health of the department of health
 38 and environment and for training representatives of industries affected
 39 by rules and regulations of the department of health and environment
 40 relating to the division of health: *Provided further*, That the secretary of
 41 health and environment is hereby authorized to fix, charge and collect
 42 fees in order to recover costs incurred for such acquisition and distribu-
 43 tion of literature and films and for the operation of such seminars: And

1 *provided further*, That such fees may be fixed in order to recover all or
 2 part of such costs: *And provided further*, That all moneys received from
 3 such fees shall be deposited in the state treasury in accordance with the
 4 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 5 ited to the health and environment training fee fund — health: *And pro-*
 6 *vided further*, That, in addition to the other purposes for which expendi-
 7 tures may be made by the department of health and environment for
 8 the division of health from moneys appropriated from the health and
 9 environment training fee fund — health for fiscal year 2010, expenditures
 10 may be made by the department of health and environment from the
 11 health and environment training fee fund — health for fiscal year 2010
 12 for agency operations for the division of health.
 13 Health facilities review fund..... No limit
 14 Insurance statistical plan fund No limit
 15 Health and environment publication fee fund — health... No limit
 16 *Provided*, That expenditures from the health and environment publica-
 17 tion fee fund — health shall be made only for the purpose of paying the
 18 expenses of publishing documents as required by K.S.A. 75-5662, and
 19 amendments thereto.
 20 District coroners fund..... No limit
 21 Sponsored project overhead fund — health..... No limit
 22 Child care facilities licensure — federal fund No limit
 23 Cancer registry — federal fund No limit
 24 Child care and development block grant — federal
 25 fund..... No limit
 26 Office of rural health — federal fund..... No limit
 27 Medicare — federal fund No limit
 28 *Provided*, That transfers of moneys from the medicare — federal fund to
 29 the state fire marshal may be made during fiscal year 2010 pursuant to a
 30 contract which is hereby authorized to be entered into by the secretary
 31 of health and environment and the state fire marshal to provide fire and
 32 safety inspections for hospitals.
 33 Migrant health program — federal fund..... No limit
 34 Venereal disease control project — federal fund..... No limit
 35 Disease prevention and health promotion grants — federal
 36 fund..... No limit
 37 *Provided*, That no moneys from any grant that requires the matching
 38 expenditure of any other moneys in the state treasury during the current
 39 or any ensuing fiscal year shall be deposited to the credit of the disease
 40 prevention and health promotion grants — federal fund.
 41 Women, infants and children health program — federal
 42 fund..... No limit

1	Occupational health and safety statistics program —	
2	federal fund.....	No limit
3	Other federal grants fund — health	No limit
4	<i>Provided</i> , That the department of health and environment is authorized	
5	to make expenditures for the division of health from the other federal	
6	grants fund — health of any moneys credited to this fund from any in-	
7	dividual grant if the grant is: (1) Less than or equal to \$500,000 in the	
8	aggregate, and (2) does not require the matching expenditure of any other	
9	moneys in the state treasury during fiscal year 2010 other than moneys	
10	appropriated by this or other appropriation act of the 2009 regular session	
11	of the legislature: <i>Provided, however</i> , That, upon application to and au-	
12	thorization by the governor, the division of health may make expenditures	
13	for the division of health of moneys credited to this fund from any in-	
14	dividual federal grant which is more than \$500,000 in the aggregate or	
15	which requires the matching expenditure of moneys in the state treasury	
16	during the current or any ensuing fiscal year.	
17	Immunization grant funds — federal fund	No limit
18	Title I — P.L. 99-457 child development — federal	
19	fund.....	No limit
20	Preventive health and health services block grant —	
21	federal fund.....	No limit
22	Maternal and child health services block grant — federal	
23	fund.....	No limit
24	National center for health statistics — federal fund.....	No limit
25	Title X family planning — federal fund.....	No limit
26	Early childhood developmental services — federal fund ..	No limit
27	Commodity supplemental food program — federal fund..	No limit
28	Special child clinic program — federal fund.....	No limit
29	Make a difference information network — federal fund...	No limit
30	Ryan White Title II — federal fund.....	No limit
31	Bicycle helmet revolving fund	No limit
32	SSA fee fund	No limit
33	Lead poisoning prevention — federal fund	No limit
34	Title IV-E — federal fund	No limit
35	Trauma fund	No limit
36	<i>Provided</i> , That expenditures may be made by the department of health	
37	and environment for fiscal year 2010 from the trauma fund of the de-	
38	partment of health and environment for the stroke prevention program	
39	<i>Provided further</i> , That expenditures from the trauma fund for office	
40	hospitality shall not exceed \$2,000.	
41	Homeland security — federal fund	No limit
42	AIDS project — education and risk reduction — federal	
43	fund.....	No limit

1	Medical student loan repayment — federal fund.....	No limit
2	HRSA grant — federal fund	No limit
3	Gifts, grants and donations fund — health	No limit
4	Special bequest fund — health.....	No limit
5	Civil registration and health statistics fee fund.....	No limit
6	Vital statistics system project fund	No limit
7	Tobacco use prevention and control program — federal	
8	fund.....	No limit
9	Lead-based paint hazard fee fund.....	No limit
10	Census of traumatic occupational fatalities — federal	
11	fund.....	No limit
12	Avian flu vaccine — federal fund.....	No limit
13	Real ID — federal fund	No limit
14	(c) There is appropriated for the above agency from the children's	
15	initiatives fund for the fiscal year ending June 30, 2010, the following:	
16	Healthy start.....	\$250,000
17	<i>Provided</i> , That any unencumbered balance in the healthy start account	
18	in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal	
19	year 2010.	
20	Infants and toddlers program	\$5,700,000
21	<i>Provided</i> , That any unencumbered balance in the infants and toddlers	
22	program account in excess of \$100 as of June 30, 2009, is hereby reap-	
23	propriated for fiscal year 2010.	
24	Smoking prevention.....	\$1,000,000
25	<i>Provided</i> , That any unencumbered balance in the smoking prevention	
26	account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
27	for fiscal year 2010.	
28	Newborn hearing aid loaner program	\$50,000
29	<i>Provided</i> , That any unencumbered balance in the newborn hearing aid	
30	loaner program account in excess of \$100 as of June 30, 2009, is hereby	
31	reappropriated for fiscal year 2010.	
32	SIDS network grant.....	\$75,000
33	<i>Provided</i> , That any unencumbered balance in the SIDS network grant	
34	account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
35	for fiscal year 2010.	
36	Newborn screening.....	\$321,309
37	<i>Provided</i> , That any unencumbered balance in the newborn screening ac-	
38	count in excess of \$100 as of June 30, 2009, is hereby reappropriated for	
39	fiscal year 2010.	
40	[Primary care clinics	\$328,465
41	[Provided, That any unencumbered balance in the primary care	
42	clinics account in excess of \$100 as of June 30, 2009, is hereby	
43	reappropriated for fiscal year 2010.]	

(d) On July 1, 2009, and on other occasions during fiscal year 2010 when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment, which amounts constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue funds of the department of health and environment — division of health or of the department of health and environment — division of environment, to the sponsored project overhead fund — health of the department of health and environment — division of health.

(e) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$559,307 from the child care and development federal fund of the department of social and rehabilitation services to the child care and development block grant — federal fund of the department of health and environment.

(f) During the fiscal year ending June 30, 2010, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment — division of health, which have available moneys, to the sponsored project overhead fund — health of the department of health and environment — division of health for expenditures, as the case may be, for administrative expenses.

(g) In addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2010 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2009 regular session of the legislature, expenditures may be made by the department of health and environment from such moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2010 for up to four full-time equivalent positions in the unclassified service under the Kansas civil service act: *Provided*, That all such additional full-time equivalent positions in the unclassified service under the Kansas civil service act shall be in addition to other positions within the department of health and environment in the unclassified service as prescribed by law and shall be established by the secretary of health and environment within the position limitation established for the department of health and environment on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2010 made by this or other appropriation act of the 2009 regular session of the legislature.

Provided, however, That the authority to establish such additional positions in the unclassified service shall not affect the classified service status of any person who is an employee of the department of health and environment in the classified service under the Kansas civil service act.

(h) During the fiscal year ending June 30, 2010, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment — division of health to the sponsored project overhead fund — health of the department of health and environment — division of health pursuant to this section may include amounts equal to up to 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

(i) During the fiscal year ending June 30, 2010, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2010, from the state general fund for the department of health and environment — division of health or the department of health and environment — division of environment to another item of appropriation for fiscal year 2010 from the state general fund for the department of health and environment — division of health or the department of health and environment — division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the department of health and environment — division of health from moneys appropriated from the district coroners fund for fiscal year 2010, as authorized by this or other appropriation act of the 2009 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment — division of health from such moneys appropriated from the district coroners fund for fiscal year 2010 pursuant to K.S.A. 22a-242, and amendments thereto.

(k) On July 1, 2009, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund of the health care stabilization fund board of governors to the health facilities review fund of the department of health and environment for the purpose of financing a review of records of licensed medical care facilities and an analysis of quality of health care services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of health care services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(l) In addition to the other purposes for which expenditures may be

made by the department of health and environment — division of health
from the moneys appropriated from the state general fund or from any
special revenue fund for the department of health and environment —
division of health for fiscal year 2010, as authorized by chapter 131 of
chapter 184 of the 2008 Session Laws of Kansas or by this or any other
appropriation act of the 2009 regular session of the legislature, expendi-
tures shall be made by the department of health and environment —
division of health from moneys appropriated from the state general fund
or from any special revenue fund for the department of health and en-
vironment — division of health for fiscal year 2010 to review and inspect
all hospitals as defined by K.S.A. 65-425, and amendments thereto, and
adult care homes and assisted living facilities as defined by K.S.A. 39-923,
and amendments thereto, and identify any buildings that need to make
adjustments or improvements for tornado safety.

(m) During fiscal year 2010, the department of health and environment
— division of health shall not expend any moneys appropriated from the
state general fund or any special revenue fund or funds for the fiscal year
ending June 30, 2010, for family planning services until the department
engages in a competitive grant process for the distribution of funds ap-
propriated from the state general fund or any special revenue fund or
funds for this purpose.

Sec. 60.

DEPARTMENT OF HEALTH AND ENVIRONMENT — DIVISION OF ENVIRONMENT

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

Operating expenditures (including official hospitality)..... \$4,844,700

Provided, That any unencumbered balance in the operating expenditures
(including official hospitality) account of the department of health and
environment — division of environment in excess of \$100 as of June 30,
2009, is hereby reappropriated for fiscal year 2010.

Operating expenditures (including official hospitality) —
laboratories..... \$3,948,770

Provided, That any unencumbered balance in the operating expenditures
(including official hospitality) — laboratories account in excess of \$100 as
of June 30, 2009, is hereby reappropriated for fiscal year 2010.

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

Radiation control operations fee fund..... No limit

Mined-land conservation and reclamation fee fund..... No limit

Solid waste management fund..... No limit

Provided, That expenditures may be made from the solid waste manage-
ment fund during the fiscal year ending June 30, 2010, for official hospi-
tality: *Provided further*, That such expenditures for official hospitality
shall not exceed \$2,500.

Public water supply fee fund..... No limit

Voluntary cleanup fund..... No limit

Storage tank fee fund..... No limit

Air quality fee fund..... No limit

Hazardous waste collection fund..... No limit

Power generating facility fee fund..... No limit

Health and environment training fee fund —
environment..... No limit

Provided, That expenditures may be made from the health and environ-
ment training fee fund — environment for acquisition and distribution
of division of environment program literature and films and for partici-
pation in or conducting training seminars for training employees of the
division of environment of the department of health and environment,
for training recipients of state aid from the division of environment of the
department of health and environment and for training representatives
of industries affected by rules and regulations of the department of health
and environment relating to the division of environment: *Provided fur-
ther*, That the secretary of health and environment is hereby authorized
to fix, charge and collect fees in order to recover costs incurred for such
acquisition and distribution of literature and films and for the operation
of such seminars: *And provided further*, That such fees may be fixed in
order to recover all or part of such costs: *And provided further*, That all
moneys received from such fees shall be deposited in the state treasury
in accordance with the provisions of K.S.A. 75-4215, and amendments
thereto, and shall be credited to the health and environment training fee
fund — environment: *And provided further*, That, in addition to the other
purposes for which expenditures may be made by the department of
health and environment for the division of environment from moneys
appropriated from the health and environment training fee fund — en-
vironment for fiscal year 2010, expenditures may be made by the de-
partment of health and environment from the health and environment
training fee fund — environment for fiscal year 2010 for agency opera-
tions for the division of environment.

Driving under the influence equipment fund..... No limit

Nuclear safety emergency preparedness special revenue
fund..... No limit

Provided, That all moneys received from the adjutant general from the
nuclear safety emergency management fee fund of the adjutant general

1 shall be credited to the nuclear safety emergency preparedness special
 2 revenue fund of the department of health and environment — division
 3 of environment. No limit
 4 Waste tire management fund No limit
 5 Health and environment publication fee fund —
 6 environment No limit
 7 *Provided*, That expenditures from the health and environment publica-
 8 tion fee fund — environment shall be made only for the purpose of paying
 9 the expenses of publishing documents as required by K.S.A. 75-5662, and
 10 amendments thereto.
 11 Local air quality control authority regulation services
 12 fund No limit
 13 Environmental response fund No limit
 14 Sponsored project overhead fund — environment No limit
 15 Resource conservation and recovery act — federal fund .. No limit
 16 Water supply — federal fund No limit
 17 EPA voluntary cleanup federal fund No limit
 18 *Provided*, That all expenditures from the EPA voluntary cleanup federal
 19 fund during fiscal year 2010 shall be supplemental to fees collected in
 20 direct or indirect costs of administering the voluntary cleanup and prop-
 21 erty redevelopment act: *Provided, however*, That such expenditures shall
 22 be in accordance with the federal agreement entered into by the secretary
 23 of health and environment for the grant moneys.
 24 Clinical laboratory improvement amendments — federal
 25 fund No limit
 26 EPA — core support — federal fund No limit
 27 Other federal grants fund — environment No limit
 28 *Provided*, That the department of health and environment is authorized
 29 to make expenditures for the division of environment from the other
 30 federal grants fund — environment of any moneys credited to this fund
 31 from any individual grant if the grant: (1) Is less than or equal to \$500,000
 32 in the aggregate, and (2) does not require the matching expenditure of
 33 any other moneys in the state treasury during fiscal year 2010 other than
 34 moneys appropriated by this or other appropriation act of the 2009 reg-
 35 ular session of the legislature: *Provided, however*, That, upon application
 36 to and authorization by the governor, the department of health and en-
 37 vironment may make expenditures for the division of environment of
 38 moneys credited to this fund from any individual federal grant which is
 39 more than \$500,000 in the aggregate or which requires the matching
 40 expenditure of moneys in the state treasury during the current or any
 41 ensuing fiscal year: *Provided further*, That transfers or payments from
 42 this fund to other state agencies shall be in addition to any expenditure
 43 limitation placed on this fund.

1 Air quality program — federal fund No limit
 2 Leaking underground storage tank trust — federal fund .. No limit
 3 National surface mining control and reclamation act —
 4 federal fund No limit
 5 Abandoned mined-land — federal fund No limit
 6 State indoor radon grant — federal fund No limit
 7 EPA non-point source implementation — federal fund No limit
 8 Pollution prevention program — federal fund No limit
 9 Gifts, grants and donations fund — environment No limit
 10 Special bequest fund — environment No limit
 11 Aboveground petroleum storage tank release trust fund... No limit
 12 Underground petroleum storage tank release trust fund... No limit
 13 Drycleaning facility release trust fund No limit
 14 Public water supply loan fund No limit
 15 Public water supply loan operations fund No limit
 16 Kansas water pollution control revolving fund No limit
 17 *Provided*, That the proceeds from revenue bonds issued by the Kansas
 18 development finance authority to provide matching grant payments under
 19 the federal clean water act of 1987 (P.L.92-500) shall be credited to the
 20 Kansas water pollution control revolving fund: *Provided further*, That
 21 expenditures from this fund shall be made to provide for the payment of
 22 such matching grants.
 23 Kansas water pollution control operations fund No limit
 24 Cost of issuance fund for Kansas water pollution control
 25 revolving fund revenue bonds No limit
 26 Surcharge fund for Kansas water pollution control revolv-
 27 ing fund revenue bonds No limit
 28 Surcharge operations fund for Kansas water pollution con-
 29 trol revolving fund revenue bonds No limit
 30 Debt service reserve fund No limit
 31 EPA water related grants — federal fund No limit
 32 *Provided*, That no moneys from any grant that requires the matching
 33 expenditure of any other moneys in the state treasury during the current
 34 or any ensuing fiscal year shall be deposited to the credit of the EPA
 35 water related grants — federal fund.
 36 Chemical control — federal fund No limit
 37 Subsurface hydrocarbon storage fund No limit
 38 Clean air leadership — federal fund No limit
 39 Natural resources damages trust fund No limit
 40 Hazardous waste management fund No limit
 41 Brownfields revolving loan program — federal fund No limit
 42 Mined-land reclamation fund No limit

1	104 (6) (1) outreach operator training program — federal	
2	fund.....	No limit
3	Underground storage tank — federal fund.....	No limit
4	EPA underground injection control — federal fund.....	No limit
5	Laboratory medicaid cost recovery fund —	
6	environment	No limit
7	Diagnostic X-ray program — federal fund.....	No limit
8	Environmental control use fund	No limit
9	Environmental response remedial activity specific site —	
10	lead site federal fund.....	No limit
11	Emergency environmental response — nonspecific sites	
12	federal fund.....	No limit
13	Chemical control fund	No limit
14	Medicare program — environment — federal fund.....	No limit
15	EPA 106 water pollution control — federal fund.....	No limit
16	Salt solution mining well plugging fund	No limit
17	Kansas essential fuels supply trust fund	No limit
18	(c) There is appropriated for the above agency from the state water	
19	plan fund for the fiscal year ending June 30, 2010, for the state water	
20	plan project or projects specified as follows:	
21	Contamination remediation.....	\$570,777
22	<i>Provided</i> , That any unencumbered balance in the contamination reme-	
23	diation account in excess of \$100 as of June 30, 2009, is hereby reappor-	
24	tioned for fiscal year 2010.	
25	TMDL initiatives and use attainability analysis.....	\$214,055
26	<i>Provided</i> , That any unencumbered balance in the TMDL initiatives and	
27	use attainability analysis account in excess of \$100 as of June 30, 2009, is	
28	hereby reappropriated for fiscal year 2010.	
29	Watershed restoration and protection plan.....	\$481,043
30	<i>Provided</i> , That any unencumbered balance in the watershed restoration	
31	and protection plan account in excess of \$100 as of June 30, 2009, is	
32	hereby reappropriated for fiscal year 2010.	
33	Local environmental protection program	\$1,066,942
34	<i>Provided</i> , That any unencumbered balance in the local environmental	
35	protection program account in excess of \$100 as of June 30, 2009, is	
36	hereby reappropriated for fiscal year 2010.	
37	Nonpoint source program.....	\$290,020
38	<i>Provided</i> , That any unencumbered balance in the nonpoint source pro-	
39	gram account in excess of \$100 as of June 30, 2009, is hereby reappor-	
40	tioned for fiscal year 2010.	
41	(d) There is appropriated for the above agency from the children's	
42	initiatives fund for the fiscal year ending June 30, 2010, for the project	
43	specified as follows:	

1 Newborn screening..... \$1,898,457

2 (e) During the fiscal year ending June 30, 2010, the secretary of health
3 and environment, with the approval of the director of the budget, may
4 transfer any part of any item of appropriation for fiscal year 2010 from
5 the state water plan fund for the department of health and environment
6 — division of environment to another item of appropriation for fiscal year
7 2010 from the state water plan fund for the department of health and
8 environment — division of environment: *Provided*, That the secretary of
9 health and environment shall certify each such transfer to the director of
10 accounts and reports and shall transmit a copy of each such certification
11 to the director of legislative research, the chairperson of the house of
12 representatives agriculture and natural resources budget committee and
13 the chairperson of the subcommittee on health and environment/human
14 resources of the senate committee on ways and means.

15 (f) During the fiscal year ending June 30, 2010, notwithstanding the
16 provisions of K.S.A. 65-3024, and amendments thereto, the director of
17 accounts and reports shall not make the transfers of amounts of interest
18 earnings from the state general fund to the air quality fee fund of the
19 department of health and environment which are directed to be made on
20 or before the 10th day of each month by K.S.A. 65-3024, and amendments
21 thereto.

22 (g) On July 1, 2009, and on other occasions during fiscal year 2010
23 when necessary, the director of accounts and reports shall transfer
24 amounts specified by the secretary of health and environment, which
25 amounts constitute reimbursements, credits and other amounts received
26 by the department of health and environment for activities related to
27 federal programs, from specified special revenue funds of the department
28 of health and environment — division of health or of the department of
29 health and environment — division of environment, to the sponsored
30 project overhead fund — environment of the department of health and
31 environment — division of environment.

32 (h) During the fiscal year ending June 30, 2010, the director of accounts
33 and reports shall transfer an amount or amounts specified by the secretary
34 of health and environment from any one or more special revenue funds
35 of the department of health and environment — division of environment,
36 which have available moneys, to the sponsored project overhead fund —
37 environment of the department of health and environment — division of
38 environment or to the sponsored project overhead fund — health of the
39 department of health and environment — division of health, as the case
40 may be, for expenditures for administrative expenses.

41 (i) During the fiscal year ending June 30, 2010, the secretary of health
42 and environment, with approval of the director of the budget, may trans-
43 fer any part of any item of appropriation for the fiscal year ending June

1 30, 2010, from the state general fund for the department of health and
 2 environment — division of health or the department of health and en-
 3 vironment — division of environment to another item of appropriation
 4 for fiscal year 2010 from the state general fund for the department of
 5 health and environment — division of health or the department of health
 6 and environment — division of environment. The secretary of health and
 7 environment shall certify each such transfer to the director of accounts
 8 and reports and shall transmit a copy of each such certification to the
 9 director of legislative research.

10 (j) During the fiscal year ending June 30, 2010, the amounts transferred
 11 by the director of accounts and reports from each of the special revenue
 12 funds of the department of health and environment — division of en-
 13 vironment to the sponsored project overhead fund — environment of the
 14 department of health and environment — division of environment pro-
 15 suant to this section may include amounts equal to up to 25% of the
 16 expenditures from such special revenue fund, excepting expenditures for
 17 contractual services.

18 Sec. 61.

DEPARTMENT ON AGING

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

22 Administration	\$794,100
23 <i>Provided</i> , That any unencumbered balance in the administration account	
24 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal	
25 year 2010: <i>Provided, however</i> , That expenditures from this account for	
26 official hospitality by the secretary of aging shall not exceed \$550. <i>Pro-</i>	
27 <i>vided further</i> , That expenditures from this account may be made for	
28 printing the agency's newsletter: <i>And provided further</i> , That printing the	
29 agency's newsletter shall not be subject to K.S.A. 75-1005, and amend-	
30 ments thereto.	
31 Administration — assessments	\$88,500
32 <i>Provided</i> , That any unencumbered balance in the administration — as-	
33 sessments account in excess of \$100 as of June 30, 2009, is hereby reap-	
34 propriated for fiscal year 2010.	
35 Administration — assessments — Level II care	\$46,000
36 <i>Provided</i> , That any unencumbered balance in the administration — as-	
37 sessments — Level II care account in excess of \$100 as of June 30, 2009,	
38 is hereby reappropriated for fiscal year 2010.	
39 Administration — assessments — Level I care	\$330,400
40 <i>Provided</i> , That any unencumbered balance in the administration — as-	
41 sessments — Level I care account in excess of \$100 as of June 30, 2009,	
42 is hereby reappropriated for fiscal year 2010.	
43 Administration — medicaid	\$1,700,000

1 *Provided*, That any unencumbered balance in the administration — med-
 2 icaid account in excess of \$100 as of June 30, 2009, is hereby reappro-
 3 priated for fiscal year 2010.

4 Administration — medicaid MFP - admin match

\$35,065

5 *Provided*, That any unencumbered balance in the administration — med-
 6 icaid MFP - admin match account in excess of \$100 as of June 30, 2009,
 7 is hereby reappropriated for fiscal year 2010.

8 Administration — older Americans act match

\$178,825

9 *Provided*, That any unencumbered balance in the administration — older
 10 Americans act match account in excess of \$100 as of June 30, 2009, is
 11 hereby reappropriated for fiscal year 2010.

12 Senior care act

\$1,973,021

13 *Provided*, That any unencumbered balance in the senior care act account
 14 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
 15 year 2010: *Provided further*, That each grant agreement with an area
 16 agency on aging for a grant from the senior care act account shall require
 17 the area agency on aging to submit to the secretary of aging a report for
 18 fiscal year 2009 by the area agency on aging which shall include infor-
 19 mation about the kinds of services provided and the number of persons
 20 receiving each kind of service during fiscal year 2009: *And provided fur-*
 21 *ther*, That the secretary of aging shall submit to the senate committee on
 22 ways and means and the house of representatives committee on appro-
 23 priations at the beginning of the 2010 regular session of the legislature a
 24 report of the information contained in such reports from the area agencies
 25 on aging on expenditures for fiscal year 2009: *And provided further*, That
 26 all people receiving or applying for services that are funded, either par-
 27 tially or entirely, through expenditures from this account shall be placed
 28 in appropriate services which are determined to be the most economical
 29 services available with regard to state general fund expenditures.

30 Program grants — nutrition — state match

\$3,498,366

31 *Provided*, That any unencumbered balance in the program grants — nu-
 32 trition — state match account in excess of \$100 as of June 30, 2009, is
 33 hereby reappropriated for fiscal year 2010: *Provided further*, That each
 34 grant agreement with an area agency on aging for a grant from the pro-
 35 gram grants — nutrition — state match account shall require the area
 36 agency on aging to submit to the secretary of aging a report for federal
 37 fiscal year 2009 by the area agency on aging which shall include infor-
 38 mation about the kinds of services provided and the number of persons
 39 receiving each kind of service during federal fiscal year 2009: *And pro-*
 40 *vided further*, That the secretary of aging shall submit to the senate com-
 41 mittee on ways and means and the house of representatives committee
 42 on appropriations at the beginning of the 2010 regular session of the
 43 legislature a report of the information contained in such reports from the

1 area agencies on aging on expenditures for federal fiscal year 2009: And
2 *provided further*, That all people receiving or applying for services that
3 are funded, either partially or entirely, through expenditures from this
4 account shall be placed in appropriate services which are determined to
5 be the most economical services available with regard to state general
6 fund expenditures.
7 LTC — medicaid assistance — TCM/FE..... \$1,844,000
8 *Provided*, That any unencumbered balance in the LTC — medicaid as-
9 sistance — TCM/FE account in excess of \$100 as of June 30, 2009, is
10 hereby reappropriated for fiscal year 2010: *Provided further*, That all
11 people receiving or applying for services that are funded, either partial-
12 ly or entirely, through expenditures from the LTC — medicaid assistance
13 — TCM/FE account shall be placed in appropriate services which are
14 determined to be the most economical services available with regard to
15 state general fund expenditures.
16 LTC — medicaid assistance — HCBS/FE..... \$22,283,500
17 *Provided*, That any unencumbered balance in the LTC — medicaid as-
18 sistance — HCBS/FE account in excess of \$100 as of June 30, 2009, is
19 hereby reappropriated for fiscal year 2010: *Provided further*, That all
20 people receiving or applying for services that are funded, either partial-
21 ly or entirely, through expenditures from the LTC — medicaid assistance
22 — HCBS/FE account shall be placed in appropriate services which are
23 determined to be the most economical services available with regard to
24 state general fund expenditures.
25 LTC — medicaid assistance — NF..... \$114,937,500
26 *Provided*, That any unencumbered balance in the LTC — medicaid as-
27 sistance — NF account in excess of \$100 as of June 30, 2009, is hereby
28 reappropriated for fiscal year 2010: *Provided further*, That all people re-
29 ceiving or applying for services that are funded, either partially or entirely,
30 through expenditures from this account shall be placed in appropriate
31 services which are determined to be the most economical services avail-
32 able with regard to state general fund expenditures.
33 LTC — medicaid assistance — PACE..... \$1,769,400
34 *Provided*, That any unencumbered balance in the LTC — medicaid as-
35 sistance — PACE account in excess of \$100 as of June 30, 2009, is hereby
36 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
37 tures made from the LTC — medicaid assistance — PACE account shall
38 be for the PACE program: *Provided further*, That all people receiving or
39 applying for services that are funded, either partially or entirely, through
40 expenditures from this account shall be placed in appropriate services
41 which are determined to be the most economical services available with
42 regard to state general fund expenditures.
43 Nursing facilities regulation..... \$1,841,200

1 *Provided*, That any unencumbered balance in the nursing facilities reg-
2 ulation account in excess of \$100 as of June 30, 2009, is hereby reappro-
3 priated for fiscal year 2010.

4 Nursing facilities regulation — title XIX..... \$1,008,474

5 *Provided*, That any unencumbered balance in the nursing facilities reg-
6 ulation — title XIX account in excess of \$100 as of June 30, 2009, is
7 hereby reappropriated for fiscal year 2010.

8 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
9 of the following accounts is hereby reappropriated for fiscal year 2010:
10 Program grants — rural nutrition — pilot program.

11 (b) There is appropriated for the above agency from the following spe-
12 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
13 moneys now or hereafter lawfully credited to and available in such fund
14 or funds, except that expenditures shall not exceed the following:

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

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

17 *Provided*, That transfers of moneys from the title XIX fund — federal to
18 the state fire marshal may be made during fiscal year 2010 pursuant to a
19 contract which is hereby authorized to be entered into by the secretary
20 of aging with the state fire marshal to provide fire and safety inspections
21 for adult care homes and hospitals.

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

23 *Provided*, That each grant agreement with an area agency on aging for a
24 grant from the senior care act — social service block grant fund shall
25 require the area agency on aging to submit to the secretary of aging a
26 report for fiscal year 2009 by the area agency on aging which shall include
27 information about the kinds of services provided and the number of per-
28 sons receiving each kind of service during fiscal year 2009: *Provided fur-*
29 *ther*, That the secretary of aging shall submit to the senate committee on
30 ways and means and the house of representatives committee on appro-
31 priations at the beginning of the 2010 regular session of the legislature a
32 report of the information contained in such reports from the area agencies
33 on aging on expenditures for fiscal year 2009: And *provided further*, That
34 all people receiving or applying for services that are funded, either partial-
35 ly or entirely, through expenditures from this fund shall be placed in
36 appropriate services which are determined to be the most economical
37 services available.

38 Nutrition fund — federal..... No limit

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

40 Conferences and workshops attendance and publications

41 fees fund..... No limit

42 *Provided*, That the secretary of aging is hereby authorized to fix, charge
43 and collect conference and workshop attendance fees for conferences and

workshops sponsored by the department on aging and fees for copies of publications: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conferences and workshops attendance and publications fees fund: *And provided further*, That expenditures may be made from this fund to defray all or part of the costs of such conferences and workshops including official hospitality and of such publications.

State licensure fee fund..... \$864,250
General fees fund..... No limit

Provided, That the secretary of aging is hereby authorized to collect (1) fees from the sale of surplus property, (2) fees charged for searching, copying and transmitting copies of public records, (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property, and (4) other miscellaneous fees: *Provided further*, That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures shall be made from this fund to meet the obligations of the department on aging, or to benefit and meet the mission of the department on aging.

Gifts and donations fund..... No limit

Provided, That the secretary of aging is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury and credited to the gifts and donations fund.

Medical resources and collection fund..... No limit

Provided, That all moneys received or collected by the secretary of aging due to medicaid overpayments shall be deposited in the state treasury and credited to the medical resources and collection fund and expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *Provided further*, That all moneys received or collected by the secretary of aging due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury and credited to this fund and expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

SHICK fund — grants — federal..... No limit
SHICK fund — state operations — federal..... No limit
Senior services fund..... No limit
Long-term care loan and grant fund..... No limit
Intergovernmental transfer administration fund..... \$0

Non-government grant fund..... No limit
Other federal grants and assistance fund..... No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants and assistance fund of any moneys credited to this fund from any individual grant if the grant: (1) Is less than or equal to \$250,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2010 other than moneys appropriated by this or other appropriation act of the 2009 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal grant which is more than \$250,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year.

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

(c) During the fiscal year ending June 30, 2010, the secretary of aging, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2010, from the state general fund for the department on aging to another item of appropriation for fiscal year 2010 from the state general fund for the department on aging. The secretary of aging shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2010 for the department of social and rehabilitation services and in addition to the other purposes for which expenditures may be made by the department of health and environment — division of health from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2010 for the department of health and environment — division of health, as authorized by this or other appropriation act of the 2009 regular session of the legislature, expenditures may be made by the secretary of social and rehabilitation services and the secretary of health and environment for fiscal year 2010 to enter into a contract with the secretary of aging, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary of aging to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary of social and rehabilitation services and the secretary of health and en-

1 vironment under such statute, with respect to reports of abuse, neglect
2 or exploitation of residents or reports of residents in need of protective
3 services on behalf of the secretary of social and rehabilitation services or
4 the secretary of health and environment, as the case may be, in accord-
5 ance with and pursuant to K.S.A. 39-1404, and amendments thereto, dur-
6 ing fiscal year 2010: *Provided*, That, in addition to the other purposes for
7 which expenditures may be made by the department on aging from mon-
8 eys appropriated from the state general fund or any special revenue fund,
9 for fiscal year 2010 for the department on aging, as authorized by this act
10 other appropriation act of the 2009 regular session of the legislature,
11 expenditures shall be made by the secretary of aging for fiscal year 2010
12 to provide for the performance of such powers, duties, functions and
13 responsibilities and to conduct such investigations: *Provided further*,
14 That, the words and phrases used in this subsection shall have the mean-
15 ings respectively ascribed thereto by K.S.A. 39-1401, and amendments
16 thereto.

17 (e) On the effective date of this act, of the \$146,292,000 appropriated
18 for the above agency for the fiscal year ending June 30, 2009, by section
19 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
20 general fund in the LTC — medicaid assistance — NF account, the sum
21 of \$17,270,859 is hereby lapsed.

22 (f) On the effective date of this act, of the \$2,818,146 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
24 of chapter 131 of the 2008 Session Laws of Kansas from the state general
25 fund in the LTC — medicaid assistance — PACE account, the sum of
26 \$200,344 is hereby lapsed.

27 (g) On the effective date of this act, of the \$28,450,640 appropriated
28 for the above agency for the fiscal year ending June 30, 2009, by section
29 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
30 general fund in the LTC — medicaid assistance — HCBS/FE account,
31 the sum of \$3,357,268 is hereby lapsed.

32 (h) On the effective date of this act, of the \$2,612,627 appropriated for
33 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
34 of chapter 131 of the 2008 Session Laws of Kansas from the state general
35 fund in the LTC — medicaid assistance — TCM/FE account, the sum
36 of \$279,781 is hereby lapsed.

37 Sec. 62.

KANSAS HEALTH POLICY AUTHORITY

38 (a) There is appropriated for the above agency from the state general
39 fund for the fiscal year ending June 30, 2010, the following: \$20,392,000
40 Operating expenditures
41 *Provided*, That any unencumbered balance in the operating expenditures
42 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
43

1 for fiscal year 2010.

2 Office of the inspector general \$104,955
3 *Provided*, That any unencumbered balance in the office of the inspector
4 general account in excess of \$100 as of June 30, 2009, is hereby reappro-
5 priated for fiscal year 2010.

6 Other medical assistance \$369,220,105
7 *Provided*, That any unencumbered balance in the other medical assis-
8 tance account in excess of \$100 as of June 30, 2009, is hereby reappro-
9 priated for fiscal year 2010.

10 Children's health insurance program \$18,314,609
11 *Provided*, That any unencumbered balance in the children's health in-
12 surance program account in excess of \$100 as of June 30, 2009, is hereby
13 reappropriated for fiscal year 2010.

14 Independence in employment \$538,000

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

20 Preventive health care program fund \$333,815
21 Cafeteria benefits fund No limit

22 *Provided*, That expenditures from the cafeteria benefits fund for the fiscal
23 year ending June 30, 2010, for salaries and wages and other operating
24 expenditures shall not exceed \$2,325,014.

25 State workers compensation self-insurance fund No limit
26 *Provided*, That expenditures from the state workers compensation self-
27 insurance fund for the fiscal year ending June 30, 2010, for salaries and
28 wages and other operating expenditures shall not exceed \$3,345,959.

29 Dependent care assistance program fund No limit
30 *Provided*, That expenditures from the dependent care assistance program
31 fund for the fiscal year ending June 30, 2010, for salaries and wages and
32 other operating expenditures shall not exceed \$133,902.

33 Non-state employer group benefit fund \$164,662
34 Kansas health policy authority special revenue fund No limit

35 *Provided*, That expenditures from the Kansas health policy authority spe-
36 cial revenue fund for the fiscal year ending June 30, 2010, for official
37 hospitality shall not exceed \$1,000.

38 Health committee insurance fund \$339,223
39 Health care database fee fund No limit

40 Medical programs fee fund \$49,200,000
41 Health and hospitalization insurance clearing fund No limit

42 *Provided*, That expenditures from the health and hospitalization insur-
43 ance clearing fund for the fiscal year ending June 30, 2010, for salaries

1	and wages and other operating expenditures shall not exceed \$7,854,305.	
2	Health insurance premium reserve fund.....	No limit
3	Other state fees fund.....	\$252,644
4	Health care access improvement fund.....	\$37,390,236
5	Other federal grants and assistance fund.....	No limit
6	Medical assistance federal fund.....	No limit
7	Children's health insurance federal fund.....	No limit
8	Ticket to work infrastructure grant federal fund.....	No limit
9	Health policy and finance — PERM grant federal fund...	No limit
10	Ryan White title II federal fund.....	No limit

11 *[(c) There is appropriated for the above agency from the chil-*
 12 *dren's initiatives fund for the fiscal year ending June 30, 2010, the*
 13 *following:*

14 *[Children's health insurance program..... \$1,200,000*
 15 *[Provided, That any unencumbered balance in the children's health*
 16 *insurance program account in excess of \$100 as of June 30, 2009,*
 17 *is hereby reappropriated for fiscal year 2010.]*

18 (d) During the fiscal year ending June 30, 2010, the executive director
 19 of the Kansas health policy authority, with the approval of the director of
 20 the budget, may transfer any part of any item of appropriation for the
 21 fiscal year ending June 30, 2010, from the state general fund for the
 22 Kansas health policy authority to another item of appropriation for fiscal
 23 year 2010 from the state general fund for the Kansas health policy au-
 24 thority. The executive director of the Kansas health policy authority shall
 25 certify each such transfer to the director of accounts and reports and shall
 26 transmit a copy of each such certification to the director of legislative
 27 research.

28 (e) On the effective date of this act, of the \$457,479,000 appropriated
 29 for the above agency for the fiscal year ending June 30, 2009, by section
 30 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 31 general fund in the other medical assistance account, the sum of
 32 \$45,538,947 is hereby lapsed.

33 (f) During fiscal year 2009 or fiscal year 2010, as soon as funds are
 34 available from the federal American recovery and reinvestment act of
 35 2009 which are allowed to be expended for the purpose of increasing
 36 funding for graduate medical education, the Kansas health policy au-
 37 thority shall transfer an amount of not to exceed \$6,500,000 from the
 38 appropriate fund or funds of the Kansas health policy authority to the
 39 Wichita center for graduate medical education federal fiscal stabilization
 40 fund of the university of Kansas medical center for the fiscal year ending
 41 June 30, 2010, for the purpose of providing funding of \$6,500,000 to the
 42 Wichita center for graduate medical education for the fiscal year ending
 43 June 30, 2010.

Sec. 63.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

State operations..... \$116,760,455

Provided, That any unencumbered balance in the state operations ac-
 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
 fiscal year 2010: *Provided further*, That expenditures may be made from
 this account for the purchase of professional liability insurance for phy-
 sicians and dentists at any institution, as defined by K.S.A. 76-12a01, and
 amendments thereto: *And provided further*, That expenditures from this
 account for official hospitality by the secretary of social and rehabilitation
 services shall not exceed \$500.

Alcohol and drug abuse services grants..... \$3,429,615

Provided, That any unencumbered balance in the alcohol and drug abuse
 services grants account in excess of \$100 as of June 30, 2009, is hereby
 reappropriated for fiscal year 2010.

Mental health and retardation services aid and

assistance..... \$137,685,037

Provided, That any unencumbered balance in the mental health and re-
 tardation services aid and assistance account in excess of \$100 as of June
 30, 2009, is hereby reappropriated for fiscal year 2010.

Kansas neurological institute — operating expenditures... \$11,665,821

Provided, That any unencumbered balance in the Kansas neurological
 institute — operating expenditures account in excess of \$100 as of June
 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, how-*
 27 *ever*, That expenditures from the Kansas neurological institute — oper-
 28 *ating expenditures account for official hospitality by the superintendent*
 29 *shall not exceed \$150: Provided further*, That expenditures shall be made
 30 *from this account to assist residents of the institution to take personally-*
 31 *used items, which were constructed for use by such residents and which*
 32 *are hereby authorized to be transferred to such residents, from the in-*
 33 *stitution to communities when such residents leave the institution to re-*
 34 *side in the communities.*

Larned state hospital — operating expenditures..... \$30,265,271

Provided, That any unencumbered balance in the Larned state hospital
 — operating expenditures account in excess of \$100 as of June 30, 2009,
 is hereby reappropriated for fiscal year 2010: *Provided, however*, That
 expenditures from the Larned state hospital — operating expenditures
 account for official hospitality by the superintendent shall not exceed
 \$150: *Provided further*, That expenditures may be made from this account
 for educational services contracts which are hereby authorized to be ne-
 gotiated and entered into by Larned state hospital with unified school

1 districts or other public educational services providers: *And provided fur-*
 2 *ther*, That such educational services contracts shall not be subject to the
 3 competitive bidding requirements of K.S.A. 75-3739, and amendments
 4 thereto.

5 Larned state hospital — sexual predator treatment
 6 program \$12,293,964

7 *Provided*, That any unencumbered balance in the Larned state hospital
 8 — sexual predator treatment program account in excess of \$100 as of
 9 June 30, 2009, is hereby reappropriated for fiscal year 2010.

10 Osawatimie state hospital — operating expenditures \$17,431,428

11 *Provided*, That any unencumbered balance in the Osawatimie state hos-
 12 pital — operating expenditures account in excess of \$100 as of June 30,
 13 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That
 14 expenditures from the Osawatimie state hospital — operating expendi-
 15 tures account for official hospitality by the superintendent shall not ex-
 16 ceed \$150.

17 Parsons state hospital and training center — operating
 18 expenditures \$10,747,244

19 *Provided*, That any unencumbered balance in the Parsons state hospital
 20 and training center — operating expenditures account in excess of \$100
 21 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided*
 22 *further*, That expenditures from the Parsons state hospital and training
 23 center — operating expenditures account for official hospitality by the
 24 superintendent shall not exceed \$150: *And provided further*, That ex-
 25 penditures may be made from this account for educational services con-
 26 tracts which are hereby authorized to be negotiated and entered into by
 27 Parsons state hospital and training center with unified school districts or
 28 other public educational services providers: *And provided further*, That
 29 such educational services contracts shall not be subject to the competitive
 30 bidding requirements of K.S.A. 75-3739, and amendments thereto: *And*
 31 *provided further*, That expenditures shall be made from this account to
 32 assist residents of the institution to take personally-used items, which
 33 were constructed for use by such residents and which are hereby au-
 34 thorized to be transferred to such residents, from the institution to com-
 35 munities when such residents leave the institution to reside in the com-
 36 munities.

37 Rainbow mental health facility — operating
 38 expenditures \$5,625,500

39 *Provided*, That any unencumbered balance in the Rainbow mental health
 40 facility — operating expenditures account in excess of \$100 as of June 30,
 41 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That
 42 expenditures from the Rainbow mental health facility — operating ex-
 43 penditures account for official hospitality by the superintendent shall not

1 exceed \$150.

2 Children's mental health initiative \$1,481,250

3 *Provided*, That any unencumbered balance in the children's mental health
 4 initiative account in excess of \$100 as of June 30, 2009, is hereby reap-
 5 propriated for fiscal year 2010: *Provided, however*, That no expenditures
 6 shall be made from the children's mental health initiative account for
 7 inpatient hospital beds for children.

8 Youth services aid and assistance \$115,673,005

9 *Provided*, That any unencumbered balance in the youth services aid and
 10 assistance account in excess of \$100 as of June 30, 2009, is hereby reap-
 11 propriated for fiscal year 2010.

12 Vocational rehabilitation aid and assistance \$6,445,715

13 *Provided*, That any unencumbered balance in the vocational rehabilitation
 14 aid and assistance account in excess of \$100 as of June 30, 2009, is hereby
 15 reappropriated for fiscal year 2010: *Provided further*, That expenditures
 16 may be made from this account for the acquisition of durable medical
 17 equipment and assistive technology devices: *Provided, however*, That all
 18 such expenditures for durable equipment or assistive technology devices
 19 shall require a \$1 for \$1 match from non-state sources: *And provided*
 20 *further*, That expenditures may be made from this account by the sec-
 21 retary of social and rehabilitation services for the purchase of worker's
 22 compensation insurance for consumers of vocational rehabilitation serv-
 23 ices and assessments at work site and job tryout sites throughout the state.

24 Cash assistance \$58,015,398

25 *Provided*, That any unencumbered balance in the cash assistance account
 26 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
 27 year 2010.

28 Community based services \$57,215,055

29 *Provided*, That any unencumbered balance in the community based serv-
 30 ices account in excess of \$100 as of June 30, 2009, is hereby reappro-
 31 priated for fiscal year 2010.

32 Other medical assistance \$77,822,191

33 *Provided*, That any unencumbered balance in the other medical assis-
 34 tance account in excess of \$100 as of June 30, 2009, is hereby reappro-
 35 priated for fiscal year 2010.

36 Community mental health centers supplemental
 37 funding \$4,912,500

38 *Provided*, That any unencumbered balance in the community mental
 39 health centers supplemental funding account in excess of \$100 as of June
 40 30, 2009, is hereby reappropriated for fiscal year 2010.

41 (b) There is appropriated for the above agency from the following spe-
 42 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 43 moneys now or hereafter lawfully credited to and available in such fund

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

2 Title XIX fund \$43,928,974

3 *Provided*, That all receipts resulting from payments under title XIX of

4 the federal social security act to any of the institutions under mental

5 health and retardation services may be credited to the title XIX fund.

6 *Provided further*, That moneys in the title XIX fund may be used for

7 expenditures for contractual services to provide for collecting additional

8 payments under title XVIII and title XIX of the federal social security act,

9 for expenditures for premiums and surcharges required to be paid for

10 physicians' malpractice insurance, and for transfers to the other federal

11 grants and assistance fund.

12 Nonfederal reimbursements fund No limit

13 *Provided*, That all nonfederal reimbursements received by the depart-

14 ment of social and rehabilitation services shall be deposited in the state

15 treasury and credited to the nonfederal reimbursements fund: *Provided*

16 *further*, That moneys in the nonfederal reimbursements fund may be

17 used for expenditures for contractual services to provide for collecting

18 additional payments under title XVIII and title XIX of the federal social

19 security act, for expenditures for premiums and surcharges required to

20 be paid for physicians' malpractice insurance, and for transfers to the

21 social welfare fund.

22 Kansas neurological institute fee fund \$1,178,211

23 Kansas neurological institute — foster grandparents

24 program — federal fund No limit

25 Kansas neurological institute — FGP gifts, grants,

26 donations special No limit

27 Kansas neurological institute — FGP gifts, grants,

28 donations fund No limit

29 Kansas neurological institute — patient benefit fund No limit

30 Kansas neurological institute — work therapy patient

31 benefit fund No limit

32 Kansas neurological institute — conferences fees fund No limit

33 *Provided*, That all moneys received as fees for conference activities by

34 Kansas neurological institute shall be deposited in the state treasury in

35 accordance with the provisions of K.S.A. 75-4215, and amendments

36 thereto, and shall be credited to the Kansas neurological institute — con-

37 ferences fees fund: *Provided further*, That the superintendent of Kansas

38 neurological institute is hereby authorized to fix, charge and collect fees

39 for conference activities sponsored by Kansas neurological institute: *And*

40 *provided further*, That expenditures may be made from this fund to de-

41 fray the costs of such conference activities.

42 Larned state hospital fee fund \$3,897,780

1 Larned state hospital — elementary and secondary

2 education fund — federal No limit

3 Larned state hospital — vocational education fund —

4 federal No limit

5 Larned state hospital — ECIA fund — federal No limit

6 Larned state hospital — motor pool revolving fund No limit

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

8 Larned state hospital — canteen fund No limit

9 Larned state hospital — patient benefit fund No limit

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

11 ferencing equipment at Osawatomie state hospital shall be deposited in

12 the state treasury in accordance with the provisions of K.S.A. 75-4215,

13 and amendments thereto, and shall be credited to the video teleconfer-

14 encing fee account of the Osawatomie state hospital fee fund: *Provided*

15 *further*, That all moneys credited to the video teleconferencing fee ac-

16 count shall be used solely for the servicing, technical and program sup-

17 port, maintenance and replacement of associated equipment at Osawa-

18 tomie state hospital: *And provided further*, That any expenditures from

19 the video teleconferencing fee account shall be in addition to any ex-

20 penditure limitation imposed on the Osawatomie state hospital fee fund.

21 Osawatomie state hospital — ECIA fund — federal No limit

22 Osawatomie state hospital — canteen fund No limit

23 Osawatomie state hospital — patient benefit fund No limit

24 Osawatomie state hospital — work therapy patient benefit

25 fund No limit

26 Osawatomie state hospital — motor pool revolving fund .. No limit

27 Osawatomie state hospital — training fee revolving

28 fund No limit

29 *Provided*, That all moneys received as fees for training activities for Os-

30 awatomie state hospital shall be deposited in the state treasury in accord-

31 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and

32 shall be credited to the Osawatomie state hospital — training fee revolving

33 fund: *Provided further*, That the superintendent of Osawatomie state

34 hospital is hereby authorized to fix, charge and collect fees for training

35 activities at Osawatomie state hospital: *And provided further*, That such

36 fees shall be fixed in order to recover all or part of the expenses of such

37 training activities for Osawatomie state hospital.

38 Osawatomie state hospital fee fund \$5,225,669

39 Parsons state hospital and training center — canteen

40 fund No limit

41 Parsons state hospital and training center — patient ben-

42 efit fund No limit

1	Parsons state hospital and training center — work therapy	
2	patient benefit fund	No limit
3	Parsons state hospital and training center fee fund	\$1,229,990
4	<i>Provided</i> , That all moneys received as fees for the use of video telecon-	
5	ferencing equipment at Parsons state hospital and training center shall	
6	be deposited in the state treasury in accordance with the provisions of	
7	K.S.A. 75-4215, and amendments thereto, and shall be credited to the	
8	video teleconferencing fee account of the Parsons state hospital and train-	
9	ing center fee fund: <i>Provided further</i> , That all moneys credited to the	
10	video teleconferencing fee account shall be used solely for the servicing,	
11	maintenance and replacement of video teleconferencing equipment at	
12	Parsons state hospital and training center: <i>And provided further</i> , That any	
13	expenditures from the video teleconferencing fee account shall be in ad-	
14	dition to any expenditure limitation imposed on the Parsons state hospital	
15	and training center fee fund.	
16	Rainbow mental health facility fee fund	\$1,063,053
17	Rainbow mental health facility — patient benefit fund	No limit
18	Rainbow mental health facility — work therapy patient	
19	benefit fund	No limit
20	Social services clearing fund	No limit
21	Social welfare fund	\$29,496,729
22	Other state fees fund	No limit
23	Alcohol and drug abuse block grant federal fund	No limit
24	Child welfare services block grant federal fund	No limit
25	Mental health block grant federal fund	No limit
26	Social services block grant — federal fund	No limit
27	Child care and development federal fund	No limit
28	Children's cabinet grants federal fund	No limit
29	Temporary assistance to needy families federal fund	No limit
30	Disability determination services federal fund	No limit
31	Food stamp assistance federal fund	No limit
32	Foster care assistance federal fund	No limit
33	Medical assistance federal fund	No limit
34	Rehabilitation services federal fund	No limit
35	Other federal grants and assistance fund	No limit
36	SRS enterprise fund	No limit
37	SRS trust fund	No limit
38	Problem gambling and addictions grant fund	No limit
39	Child support enforcement administration fund	No limit
40	Energy assistance block grant federal fund	No limit
41	Family and children trust account — family and children	
42	investment fund	No limit
43	<i>Provided</i> , That expenditures from the family and children trust account	

1 — family and children investment fund for official hospitality shall not
2 exceed \$1,500.

3 (c) There is appropriated for the above agency from the children's
4 initiatives fund for the fiscal year ending June 30, 2010, the following:

5 Children's cabinet accountability fund

\$541,802

6 *Provided*, That any unencumbered balance in the children's cabinet ac-
7 countability fund account in excess of \$100 as of June 30, 2009, is hereby
8 reappropriated for fiscal year 2010.

9 Children's mental health waiver

\$3,800,000

10 *Provided*, That any unencumbered balance in the children's mental health
11 waiver account in excess of \$100 as of June 30, 2009, is hereby reapp-
12 propriated for fiscal year 2010.

13 Family centered system of care

\$5,000,000

14 *Provided*, That any unencumbered balance in the family centered system
15 of care account in excess of \$100 as of June 30, 2009, is hereby reapp-
16 propriated for fiscal year 2010.

17 Child care

\$1,400,000

18 *Provided*, That any unencumbered balance in the child care account in
19 excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
20 year 2010.

21 Children's cabinet early childhood discretionary grant

22 program

\$8,443,161

23 *Provided*, That any unencumbered balance in the children's cabinet early
24 childhood discretionary grant program account in excess of \$100 as of
25 June 30, 2009, is hereby reappropriated for fiscal year 2010.

26 Family preservation

\$3,241,062

27 *Provided*, That any unencumbered balance in the family preservation
28 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
29 for fiscal year 2010.

30 Early headstart

\$3,452,779

31 *Provided*, That any unencumbered balance in the early headstart account
32 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
33 year 2010.

34 Quality initiative infants & toddlers

\$500,000

35 *Provided*, That any unencumbered balance in the quality initiative infants
36 and toddlers account in excess of \$100 as of June 30, 2009, is hereby
37 reappropriated for fiscal year 2010.

38 Early childhood block grant

\$11,099,830

39 *Provided*, That any unencumbered balance in the early childhood block
40 grant account in excess of \$100 as of June 30, 2009, is hereby reapp-
41 propriated for fiscal year 2010.

42 (d) There is appropriated for the above agency from the Kansas en-
43 dowment for youth fund for the fiscal year ending June 30, 2010, the

1 following:

2 Children's cabinet administration..... \$259,000

3 (c) There is appropriated for the above agency from the state institu-
4 tions building fund for the fiscal year ending June 30, 2010, the following

5 Larned state hospital — city of Larned wastewater
6 treatment \$124,807

7 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
8 amendments thereto, expenditures may be made by the above agency
9 from the Larned state hospital — city of Larned wastewater treatment
10 account of the state institutions building fund for payment of Larned state
11 hospital's portion of the city of Larned's wastewater treatment system.

12 (f) During the fiscal year ending June 30, 2010, the secretary of social
13 and rehabilitation services, with the approval of the director of the budget,
14 may transfer any part of any item of appropriation for the fiscal year
15 ending June 30, 2010, from the state general fund for the department of
16 social and rehabilitation services or any institution or facility under the
17 general supervision and management of the secretary of social and re-
18 habilitation services to another item of appropriation for fiscal year 2010
19 from the state general fund for the department of social and rehabilitation
20 services or any institution or facility under the general supervision and
21 management of the secretary of social and rehabilitation services. The
22 secretary of social and rehabilitation services shall certify each such trans-
23 fer to the director of accounts and reports and shall transmit a copy of
24 each such certification to the director of legislative research.

25 (g) During the fiscal year ending June 30, 2010, the secretary of social
26 and rehabilitation services, with the approval of the director of the budget
27 and subject to the provisions of federal grant agreements, may transfer
28 moneys received under a federal grant that are credited to a federal fund
29 of the department of social and rehabilitation services, or of any institution
30 or facility under the general supervision and management of the secretary
31 of social and rehabilitation services, to another federal fund of the de-
32 partment of social and rehabilitation services, or of another institution or
33 facility under the general supervision and management of the secretary
34 of social and rehabilitation services. The secretary of social and rehabili-
35 tation services shall certify each such transfer to the director of accounts
36 and reports and shall transmit a copy of each such certification to the
37 director of legislative research.

38 (h) On July 1, 2009, the superintendent of Osawatimie state hospital
39 upon the approval of the director of accounts and reports, shall transfer
40 an amount specified by the superintendent from the Osawatimie state
41 hospital — canteen fund to the Osawatimie state hospital — patient
42 benefit fund.

43 (i) On July 1, 2009, the superintendent of Parsons state hospital and

1 training center, upon the approval of the director of accounts and reports,
2 shall transfer an amount specified by the superintendent from the Parsons
3 state hospital and training center — canteen fund to the Parsons state
4 hospital and training center — patient benefit fund.

5 (j) On July 1, 2009, the superintendent of Larned state hospital, upon
6 the approval of the director of accounts and reports, shall transfer an
7 amount specified by the superintendent from the Larned state hospital
8 — canteen fund to the Larned state hospital — patient benefit fund.

9 (k) (1) On July 1, 2009, or as soon thereafter as moneys are available,
10 the director of accounts and reports may transfer, in one or more
11 amounts, from the title XIX fund to the other federal grants and assistance
12 fund the amount specified by the secretary of social and rehabilitation
13 services.

14 (2) On July 1, 2009, or as soon thereafter as moneys are available, the
15 director of accounts and reports may transfer, in one or more amounts,
16 from the nonfederal reimbursements fund to the social welfare fund the
17 amount specified by the secretary of social and rehabilitation services.

18 (l) During the fiscal year ending June 30, 2010, all moneys received by
19 the secretary of social and rehabilitation services, to provide an endow-
20 ment to provide interest earnings for the purposes for which expenditures
21 may be made from the family and children trust account of the family
22 and children investment fund, shall be deposited in the state treasury to
23 the credit of the family and children endowment account of the family
24 and children investment fund.

25 (m) During the fiscal year ending June 30, 2010, to the extent it is
26 determined by the secretary of social and rehabilitation services to be cost
27 effective, the secretary of social and rehabilitation services shall apply for
28 and accept donations from private sources to provide an endowment to
29 provide interest earnings for the purposes for which expenditures may be
30 made from the family and children trust account of the family and chil-
31 dren investment fund. During the fiscal year ending June 30, 2010, upon
32 receipt of one or more donations of moneys from private sources for
33 deposit to the credit of the family and children endowment account of
34 the family and children investment fund, in addition to the other purposes
35 for which expenditures may be made by the department of social and
36 rehabilitation services from any moneys appropriated from the state gen-
37 eral fund or any special revenue fund or funds for the fiscal year 2010,
38 as authorized by this or other appropriation act of the 2009 regular session
39 of the legislature, expenditures shall be made by the department of social
40 and rehabilitation services from any such moneys appropriated for fiscal
41 year 2010 for payments into the family and children endowment account
42 of the family and children investment fund that match the aggregate
43 amount of all such donations and that are equal to the aggregate amount

1 of moneys donated to and credited to the family and children endowment
2 account of the family and children investment fund during fiscal year
3 2010.

4 (n) During the fiscal year ending June 30, 2010, no moneys paid by the
5 department of social and rehabilitation services from the mental health
6 and retardation services aid and assistance account of the state general
7 fund shall be expended by the entity receiving such moneys to pay mem-
8 bership dues and fees to any entity that does not provide the department
9 of social and rehabilitation services, the legislative division of post audit,
10 or another state agency with access to its financial records upon request
11 for such access.

12 (o) During the fiscal year ending June 30, 2010, in addition to the other
13 purposes for which expenditures may be made by the department of
14 social and rehabilitation services from moneys appropriated from the state
15 general fund or any special revenue fund for fiscal year 2010 for the
16 department of social and rehabilitation services as authorized by this or
17 other appropriation act of the 2009 regular session of the legislature,
18 expenditures shall be made by the secretary of social and rehabilitation
19 services for fiscal year 2010 to fix, charge and collect fees from parents
20 for services provided to their children by an institution or program of the
21 department of social and rehabilitation services: *Provided*, That in ac-
22 cordance with the provisions of federal law, the secretary of social and
23 rehabilitation services shall not deny services to children under the home
24 and community based services programs based on the failure of any par-
25 ent to pay such fees: *Provided further*, That such fees shall be fixed by
26 adoption of a sliding fee scale established by the secretary of social and
27 rehabilitation services and such fees shall recover all or part of the ex-
28 penses incurred in providing such services: *And provided further*, That
29 such fees shall be reduced or waived in cases of demonstrable hardship
30 and for families who are at or below 200% of the federal poverty level
31 and who are receiving home and community based services: *And provided*
32 *further*, That all moneys received by the department of social and reha-
33 bilitation services for such fees shall be deposited in the state treasury in
34 accordance with the provisions of K.S.A.75-4215, and amendments
35 thereto, and shall be credited to the social welfare fund.

36 (p) During the fiscal year ending June 30, 2010, the director of accounts
37 and reports shall transfer the amounts specified by the director of the
38 budget from the LTC — medicaid assistance — NF account of the state
39 general fund of the department on aging to the LTC — medicaid assis-
40 tance — HCBS/FE account of the state general fund of the department
41 on aging or to the community based services account of the department
42 of social and rehabilitation services: *Provided*, That such amounts to be
43 transferred shall be certified by the director of the budget on December

1 1, 2009, and on June 1, 2010, to reflect the nursing facility rate paid for
2 persons moving from a nursing facility to the home and community-based
3 services waiver for the physically disabled or the frail elderly for the six
4 months preceding the date of certification: *Provided further*, That each
5 of the individuals transferred must meet the requirements described in
6 a policy jointly developed by the secretary of aging and the secretary of
7 social and rehabilitation services governing the operations of this transfer:
8 *And provided further*, That the director of the budget shall transmit a
9 copy of each such certification to the director of legislative research: *And*
10 *provided further*, That the department of social and rehabilitation services
11 shall report to the legislature at the beginning of the regular session in
12 2010 with expenditure data regarding this program.

13 (q) On July 1, 2009, or as soon thereafter as moneys are available, the
14 director of accounts and reports shall transfer \$323,928 from the Osa-
15 watomie state hospital fee fund to the state general fund: *Provided*, That
16 the transfer of such amount shall be in addition to any other transfer from
17 the Osawatimie state hospital fees fund to the state general fund as pre-
18 scribed by law: *Provided further*, That the amount transferred from the
19 Osawatimie state hospital fees fund to the state general fund pursuant
20 to this subsection is to reimburse the state general fund for accounting,
21 auditing, budgeting, legal, payroll, personnel and purchasing services and
22 any other governmental services which are performed on behalf of Osa-
23 watomie state hospital by other state agencies which receive appropria-
24 tions from the state general fund to provide such services.

25 On the effective date of this act, of the \$56,173,190 appropriated for
26 the above agency for the fiscal year ending June 30, 2009, by section 99(a)
27 of chapter 131 of the 2008 Session Laws of Kansas from the state general
28 fund in the community based services account, the sum of \$8,223,259 is
29 hereby lapsed.

30 (s) On the effective date of this act, of the \$169,771,500 appropriated
31 for the above agency for the fiscal year ending June 30, 2009, by section
32 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
33 general fund in the mental health and retardation services aid and assis-
34 tance account, the sum of \$12,495,203 is hereby lapsed.

35 (t) On the effective date of this act, of the \$98,839,321 appropriated
36 for the above agency for the fiscal year ending June 30, 2009, by section
37 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
38 general fund in the other medical assistance account, the sum of
39 \$12,982,488 is hereby lapsed.

40 (u) On the effective date of this act, of the \$133,501,215 appropriated
41 for the above agency for the fiscal year ending June 30, 2009, by section
42 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
43 general fund in the youth services aid and assistance account, the sum of

1 \$1,915,014 is hereby lapsed.

2 Sec. 64.

3 KANSAS GUARDIANSHIP PROGRAM

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

6 Kansas guardianship program..... \$1,208,682

7 *Provided*, That any unencumbered balance in the Kansas guardianship
8 program account in excess of \$100 as of June 30, 2009, is hereby reapp-
9 propriated for fiscal year 2010.

10 Sec. 65.

11 DEPARTMENT OF EDUCATION

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

14 Operating expenditures (including official hospitality)..... \$11,145,231

15 *Provided*, That any unencumbered balance in the operating expenditures
16 (including official hospitality) account in excess of \$100 as of June 30,
17 2009, is hereby reappropriated for fiscal year 2010.

18 Governor's teaching excellence scholarships and awards... \$50,500

19 *Provided*, That any unencumbered balance in the governor's teaching
20 excellence scholarships and awards account in excess of \$100 as of June
21 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*,

22 That all expenditures from the governor's teaching excellence scholar-
23 ships and awards account for teaching excellence scholarships shall be
24 made in accordance with K.S.A. 72-1398, and amendments thereto: *And*

25 *provided further*, That each such grant shall be required to be matched
26 on a \$1 for \$1 basis from nonstate sources: *And provided further*, That

27 award of each such grant shall be conditioned upon the recipient entering
28 into an agreement requiring the grant to be repaid if the recipient fails

29 to complete the course of training under the national board for profes-
30 sional teaching standards certification program: *And provided further*,

31 That all moneys received by the department of education for repayment
32 of grants for governor's teaching excellence scholarships shall be depos-

33 ited in the state treasury and credited to the governor's teaching excel-
34 lence scholarships program repayment fund.

35 Mentor teacher program grants..... \$1,450,000

36 Special education services aid..... \$374,253,137

37 *Provided*, That any unencumbered balance in the special education serv-
38 ices aid account in excess of \$100 as of June 30, 2009, is hereby reappor-
39 priated for fiscal year 2010: *Provided further*, That expenditures shall not

40 be made from the special education services aid account for the provision
41 of instruction for any homebound or hospitalized child unless the cat-

42 gorization of such child as exceptional is conjoined with the categorization
43 of the child within one or more of the other categories of exceptionality.

1 *Provided further*, That expenditures shall be made from this account for
2 grants to school districts in amounts determined pursuant to and in ac-
3 cordance with the provisions of K.S.A. 72-983, and amendments thereto:

4 *And provided further*, That expenditures shall be made from the amount
5 remaining in this account, after deduction of the expenditures specified
6 in the foregoing proviso, for payments to school districts in amounts de-
7 termined pursuant to and in accordance with the provisions of K.S.A. 72-
8 978, and amendments thereto.

9 General state aid \$2,022,535,466

10 *Provided*, That an unencumbered balance in the general state aid account
11 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
12 year 2010.

13 Supplemental general state aid..... \$339,212,000

14 *Provided*, That any unencumbered balance in the supplemental general
15 state aid account in excess of \$100 as of June 30, 2009, is hereby reap-
16 propriated for fiscal year 2010.

17 **[Kansas foundation for agriculture project grant..... \$35,000**

18 ***Provided That expenditures from the Kansas foundation for agri-***
19 ***culture project grant account shall be used for agriculture in the***
20 ***classroom programs to supplement existing elementary and second-***
21 ***ary curricula with agricultural information: Provided further, That***
22 ***expenditures from this account shall be made only if private funding***
23 ***sources are available to match such state grants on a 60% state and***
24 ***40% private basis.]***

25 Discretionary grants..... \$820,000

26 *Provided*, That the above agency shall make expenditures from the dis-
27 cretionary grants account during the fiscal year 2010, in an amount not
28 less than \$400,000 for after school programs for middle school students

29 in the sixth, seventh and eighth grades: *Provided further*, That the after
30 school programs may also include fifth and ninth grade students, if they

31 attend a junior high school: *And provided further*, That such discretionary
32 grants shall be awarded to after school programs that operate for a min-

33 imum of two hours a day, every day that school is in session, and a min-
34 imum of six hours a day for a minimum of five weeks during the summer:

35 *And provided further*, That the discretionary grants awarded to after
36 school programs shall require a dollar-for-dollar local match: *And pro-*

37 *vided further*, That the aggregate amount of discretionary grants awarded
38 to any one after school program for fiscal year 2010 shall not exceed

39 \$25,000.

40 School food assistance..... \$2,510,486

41 School safety hotline \$10,000

42 KPERS — employer contributions..... \$260,751,192

43 *Provided*, That any unencumbered balance in the KPERS — employer

1 contributions account in excess of \$100 as of June 30, 2009, is hereby
 2 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
 3 tures from the KPERS — employer contributions account shall be for
 4 payment of participating employers' contributions to the Kansas public
 5 employees retirement system as provided in K.S.A. 74-4939, and amend-
 6 ments thereto: *And provided further*, That expenditures from this ac-
 7 count for the payment of participating employers' contributions to the
 8 Kansas public employees retirement system may be made regardless of
 9 when the liability was incurred.

10 Educable deaf-blind and severely handicapped children's
 11 programs aid \$110,000
 12 School district juvenile detention facilities and Flint Hills
 13 job corps center grants \$7,706,161

14 *Provided*, That any unencumbered balance in the school district juvenile
 15 detention facilities and Flint Hills job corps center grants account in ex-
 16 cess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year
 17 2010: *Provided further*, That expenditures shall be made from the school
 18 district juvenile detention facilities and Flint Hills job corps center grants
 19 account for grants to school districts in amounts determined pursuant to
 20 and in accordance with the provisions of K.S.A. 72-8187, and amend-
 21 ments thereto.

22 (b) There is appropriated for the above agency from the following special
 23 revenue fund or funds for the fiscal year ending June 30, 2010, all
 24 moneys now or hereafter lawfully credited to and available in such fund
 25 or funds, except that expenditures other than refunds authorized by law
 26 and transfers to other state agencies shall not exceed the following:

27 State school district finance fund	No limit
28 School district capital improvements fund	No limit
29 <i>Provided</i> , That expenditures from the school district capital improve-	
30 ments fund shall be made only for the payment of general obligation	
31 bonds approved by voters under the authority of K.S.A. 72-676L, and	
32 amendments thereto.	
33 School district capital outlay state aid fund	No limit
34 Conversion of materials and equipment fund	No limit
35 State safety fund	No limit
36 School bus safety fund	No limit
37 Motorcycle safety fund	No limit
38 Federal indirect cost reimbursement fund	No limit
39 Certificate fee fund	No limit
40 Food assistance — federal fund	No limit
41 Food assistance — school breakfast program — federal	
42 fund	No limit

1 Food assistance — national school lunch program —	
2 federal fund	No limit
3 Food assistance — child and adult care food program —	
4 federal fund	No limit
5 Elementary and secondary school aid — federal fund	No limit
6 Elementary and secondary school aid — educationally	
7 deprived children — federal fund	No limit
8 Educationally deprived children — state operations —	
9 federal fund	No limit
10 Elementary and secondary school — educationally	
11 deprived children — LEA's fund	No limit
12 ESEA chapter II — state operations — federal fund	No limit
13 Education of handicapped children fund — federal	No limit
14 Education of handicapped children fund — state	
15 operations — federal	No limit
16 Education of handicapped children fund — preschool —	
17 federal fund	No limit
18 Education of handicapped children fund — preschool state	
19 operations — federal	No limit
20 Elementary and secondary school aid — federal fund —	
21 migrant education fund	No limit
22 Elementary and secondary school aid — federal fund —	
23 migrant education — state operations	No limit
24 Vocational education amendments of 1968 — federal	
25 fund	No limit
26 Vocational education title II — federal fund	No limit
27 Vocational education title II — federal fund — state	
28 operations	No limit
29 Educational research grants and projects fund	No limit
30 Drug abuse fund — department of education —	
31 federal	No limit
32 Drug abuse funds — federal — state operations fund	No limit
33 Federal K-12 repair and modernization fund	No limit
34 Federal statewide data system fund	No limit
35 Federal K-12 fiscal stabilization fund	No limit
36 Inservice education workshop fee fund	No limit
37 <i>Provided</i> , That expenditures may be made from the inservice education	
38 workshop fee fund for operating expenditures, including official hospi-	
39 tality, incurred for inservice workshops and conferences: <i>Provided fur-</i>	
40 <i>ther</i> , That the state board of education is hereby authorized to fix, charge	
41 and collect fees for inservice workshops and conferences: <i>And provided</i>	
42 <i>further</i> , That such fees shall be fixed in order to recover all or part of	
43 such operating expenditures incurred for inservice workshops and con-	

ferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Private donations, gifts, grants and bequests fund No limit
Interactive video fee fund No limit

Provided, That expenditures may be made from the interactive video fee fund for operating expenditures incurred in conjunction with the operation and use of the interactive video conference facility of the department of education: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for the operation and use of such interactive video conference facility: *And provided further*, That all fees received for the operation and use of such interactive video conference facility shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interactive video fee fund.

Reimbursement for services fund No limit
Communities in schools program fund No limit
Governor's teaching excellence scholarships program
repayment fund No limit

Provided, That all expenditures from the governor's teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-1398, and amendments thereto: *Provided further*, That each such grant shall be required to be matched on a \$1 for \$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement requiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor's teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor's teaching excellence scholarships program repayment fund.

Elementary and secondary school aid — federal fund —
reading first No limit
Elementary and secondary school aid — federal fund —
reading first — state operations No limit
State grants for improving teacher quality — federal
fund No limit
State grants for improving teacher quality — federal fund
— state operations No limit

21st century community learning centers — federal
fund No limit
State assessments — federal fund No limit
Rural and low-income schools program — federal fund No limit
Language assistance state grants — federal fund No limit
Service clearing fund No limit
Helping schools license plate program fund No limit

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year ending June 30, 2010, the following:

Pre-K Pilot \$5,000,000
Parent education program \$7,539,500

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

(d) On July 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund of the department of social and rehabilitation services to the communities in schools program fund of the department of education.

(e) On July 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$67,816 from the state highway fund of the department of transportation to the school bus safety fund of the department of education.

Sec. 66.

STATE LIBRARY

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

Operating expenditures \$1,727,355

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Grants to libraries and library systems \$3,124,712

Provided, That any unencumbered balance in the grants to libraries and library systems account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That, of the moneys appropriated in the grants to libraries and library systems account, \$2,052,972 shall be distributed as grants-in-aid to libraries in accordance with K.S.A. 75-2555, and amendments thereto, \$595,936 shall be distributed for interlibrary loan development grants and \$475,804 shall be paid according to contracts with the subregional libraries of the Kansas talking book services.

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

State library fund	No limit
Federal library services and technology act — fund	No limit
Grants and gifts fund	No limit

Sec. 67.

KANSAS ARTS COMMISSION

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

Operating expenditures	\$258,800
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$4,000: *Provided further*, That expenditures may be made by the above agency from any amount of savings in the operating expenditures account shall be utilized for the purpose of matching federal grant moneys, local grant moneys, or local in-kind contributions, or any combination thereof, for arts programming projects.

Arts programming grants and challenge grants	\$1,090,500
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Provided, That expenditures from the arts programming grants and challenge grants account shall be made in a manner to benefit the maximum number of Kansas communities in the development of Kansas talent and art: *Provided further*, That expenditures from this account shall be utilized for the purpose of matching federal grant moneys, local grant moneys, or local in-kind contributions, or any combination thereof, for arts programming projects.

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

Kansas arts commission gifts, grants and bequests — federal fund	No limit
Kansas arts commission fee fund	No limit
Kansas arts commission special gifts fund	No limit

Arts programming grants fund

Provided, That moneys received by the Kansas arts commission from the remittance of the unexpended balance of arts programming grants to the commission shall be deposited in the state treasury and credited to the

arts programming grants fund: *Provided further*, That expenditures from this fund shall be utilized for the purpose of matching federal grant moneys, local grant moneys, or local in-kind contributions, or any combination thereof, for arts programming projects.

Sec. 68.

KANSAS STATE SCHOOL FOR THE BLIND

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

Operating expenditures	\$5,759,064
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*, That expenditures from the operating expenditures for official hospitality shall not exceed \$2,000.

Arts for the handicapped	\$142,500
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

General fees fund	No limit
Local services reimbursement fund	No limit

Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

Student activity fees fund	No limit
Special bequest fund	No limit
Gift fund	No limit
Technology lending library — federal fund	No limit
Nine month payroll clearing fund	No limit

Food assistance — cash for commodities — federal fund	No limit
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Food assistance — breakfast — federal fund	No limit
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Food assistance — lunch — federal fund	No limit
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Chapter I handicapped — federal fund	No limit
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Education improvement — federal fund	No limit
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Math and science improvement — federal fund	No limit
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Elementary and secondary education act — federal fund	No limit
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Supported employment initiative — federal fund	No limit
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E-rate grant — federal fund	No limit
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1 Sec. 69.

2 KANSAS STATE SCHOOL FOR THE DEAF

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

5 Operating expenditures \$9,467,923
6 *Provided*, That any unencumbered balance in the operating expenditures
7 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
8 for fiscal year 2010.

9 (b) There is appropriated for the above agency from the following special
10 revenue fund or funds for the fiscal year ending June 30, 2010, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures other than refunds authorized by law
13 shall not exceed the following:

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

31 Sec. 70.

32 STATE HISTORICAL SOCIETY

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

35 Operating expenditures \$5,308,529
36 *Provided*, That any unencumbered balance in the operating expenditures
37 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
38 for fiscal year 2010: *Provided, however*, That expenditures from the operating
39 expenditures account for official hospitality shall not exceed
40 \$2,500.
41 Kansas humanities council \$70,188

42 (b) There is appropriated for the above agency from the following special
43 revenue fund or funds for the fiscal year ending June 30, 2010, all

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

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

- 1 Museum and historic sites visitor donation fund..... No limit
- 2 Insurance collection replacement/reimbursement fund No limit
- 3 Heritage trust fund..... No limit
- 4 *Provided*, That expenditures from the heritage trust fund for state oper-
- 5 ations shall not exceed \$82,736.
- 6 Land survey fee fund..... No limit
- 7 *Provided*, That, notwithstanding the provisions of K.S.A. 58-2011, and
- 8 amendments thereto, expenditures may be made by the above agency
- 9 from the land survey fee fund for the fiscal year ending June 30, 2010
- 10 for operating expenditures that are not related to administering the land
- 11 survey program.
- 12 State historical society facilities fund No limit
- 13 Historic properties fund..... No limit
- 14 Law enforcement memorial fund..... No limit
- 15 Other federal grants fund..... No limit
- 16 *Provided*, That the above agency is authorized to make expenditures from
- 17 the other federal grants fund of any moneys credited to this fund from
- 18 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
- 19 the aggregate, and (2) does not require the matching expenditure of any
- 20 other moneys in the state treasury during fiscal year 2010 other than
- 21 moneys appropriated by this or other appropriation act of the 2009 regu-
- 22 lar session of the legislature; *Provided, however*, That, upon application
- 23 to and authorization by the governor, the above agency may make ex-
- 24 penditures of moneys credited to this fund from any individual federal
- 25 grant which is more than \$250,000 in the aggregate or which requires the
- 26 matching expenditure of moneys in the state treasury during the current
- 27 or any ensuing fiscal year.
- 28 Property sale proceeds fund..... No limit
- 29 *Provided*, That proceeds from the sale of property pursuant to K.S.A. 75-
- 30 2701, and amendments thereto, shall be deposited in the state treasury
- 31 and credited to the property sale proceeds fund.
- 32 Amelia Earhart bridge mitigation project fund..... No limit
- 33 Sec. 71.

FORT HAYS STATE UNIVERSITY

- 35 (a) There is appropriated for the above agency from the state general
- 36 fund for the fiscal year ending June 30, 2010, the following:
- 37 Operating expenditures (including official hospitality)..... \$32,440,440
- 38 *Provided*, That any unencumbered balance in the operating expenditures
- 39 (including official hospitality) account in excess of \$100 as of June 30,
- 40 2009, is hereby reappropriated for fiscal year 2010.
- 41 Master's-level nursing capacity..... \$137,700
- 42 Kansas wetlands education center at Cheyenne bottoms .. \$282,400
- 43 *Provided*, That any unencumbered balance in the Kansas wetlands edu-

- 1 cation center at Cheyenne bottoms account in excess of \$100 as of June
- 2 30, 2009, is hereby reappropriated for fiscal year 2010.
- 3 (b) There is appropriated for the above agency from the following special
- 4 revenue fund or funds for the fiscal year ending June 30, 2010, all
- 5 moneys now or hereafter lawfully credited to and available in such fund
- 6 or funds, except that expenditures shall not exceed the following:
- 7 Parking fees fund..... No limit
- 8 *Provided*, That expenditures may be made from the parking fees fund for
- 9 a capital improvement project for parking lot improvements.
- 10 General fees fund..... No limit
- 11 *Provided*, That expenditures may be made from the general fees fund to
- 12 match federal grant moneys; *Provided further*, That expenditures may be
- 13 made from the general fees fund for official hospitality.
- 14 Restricted fees fund..... No limit
- 15 *Provided*, That restricted fees shall be limited to receipts for the following
- 16 accounts: Special events; technology equipment; Gross coliseum services;
- 17 performing arts center services; farm income; choral music clinic; year-
- 18 book; off-campus tours; memorial union activities; student activity (un-
- 19 allocated); Leader (newspaper); conferences, clinics and workshops —
- 20 noncredit; summer laboratory school; little theater; library services; stu-
- 21 dent affairs; speech and debate; student government; counseling center
- 22 services; interest on local funds; student identification cards; nurse edu-
- 23 cation programs; athletics; placement fees; virtual college classes; speech
- 24 and hearing; child care services for dependent students; computer serv-
- 25 ices; interactive television contributions; midwestern student exchange;
- 26 departmental receipts for all sales, refunds and other collections not spe-
- 27 cifically enumerated above; *Provided, however*, That the state board of
- 28 regents, with the approval of the state finance council acting on this mat-
- 29 ter which is hereby characterized as a matter of legislative delegation and
- 30 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
- 31 and amendments thereto, may amend or change this list of restricted fees;
- 32 *Provided further*, That all restricted fees shall be deposited in the state
- 33 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
- 34 ments thereto, and shall be credited to the appropriate account of the
- 35 restricted fees fund and shall be used solely for the specific purpose or
- 36 purposes for which collected; *And provided further*, That expenditures
- 37 may be made from this fund to purchase insurance for equipment pur-
- 38 chased through research and training grants only if such grants include
- 39 money for and authorize the purchase of such insurance; *And provided*
- 40 *further*, That all amounts of tuition received from students participating
- 41 in the midwestern student exchange program shall be deposited in the
- 42 state treasury in accordance with the provisions of K.S.A. 75-4215, and
- 43 amendments thereto, and shall be credited to the midwestern student

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

1 Federal higher education fiscal stabilization fund — Fort
 2 Hays state university No limit
 3 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 4 director of accounts and reports shall transfer an amount specified by the
 5 president of Fort Hays state university of not to exceed \$125,000 from
 6 the general fees fund to the federal Perkins student loan fund.
 7 (d) There is appropriated for the above agency from the following spe-
 8 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
 9 moneys now or hereafter lawfully credited to and available in such fund
 10 or funds, except that expenditures other than refunds authorized by law
 11 shall not exceed the following:
 12 Federal higher education fiscal stabilization fund — Fort
 13 Hays state university No limit
 14 Sec. 72.

KANSAS STATE UNIVERSITY

16 (a) There is appropriated for the above agency from the state general
 17 fund for the fiscal year ending June 30, 2010, the following:
 18 Operating expenditures (including official hospitality) \$102,138,369
 19 *Provided*, That any unencumbered balance in the operating expenditures
 20 (including official hospitality) account in excess of \$100 as of June 30,
 21 2009, is hereby reappropriated for fiscal year 2010.
 22 Midwest institute for comparative stem cell biology \$137,625
 23 *Provided*, That any unencumbered balance in the midwest institute for
 24 comparative stem cell biology account in excess of \$100 as of June 30,
 25 2009, is hereby reappropriated for fiscal year 2010.
 26 (b) There is appropriated for the above agency from the following spe-
 27 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 28 moneys now or hereafter lawfully credited to and available in such fund
 29 or funds, except that expenditures shall not exceed the following:
 30 Parking fees fund No limit
 31 Faculty of distinction matching fund No limit
 32 General fees fund No limit
 33 *Provided*, That expenditures may be made from the general fees fund to
 34 match federal grant moneys: *Provided further*, That expenditures may be
 35 made from the general fees fund for official hospitality.
 36 Interest on endowment fund No limit
 37 Restricted fees fund No limit
 38 *Provided*, That restricted fees shall be limited to receipts for the following
 39 accounts: Technology equipment; flight services; human resources man-
 40 agement system; computer services; copy centers; standardized test fees;
 41 placement center; recreational services; college of technology and avia-
 42 tion; motor pool; music; professorships; student activities fees; army and
 43 aerospace uniforms; aerospace uniform augmentation; biology sales and

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

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

1 Johnson county education research triangle fund No limit
 2 Federal higher education fiscal stabilization fund —
 3 Kansas state university No limit

4 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 5 director of accounts and reports shall transfer an amount specified by the
 6 president of Kansas state university of not to exceed \$100,000 from the
 7 general fees fund to the Perkins student loan fund.

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

13 Federal higher education fiscal stabilization fund —
 14 Kansas state university No limit
 15 Sec. 73.

16 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND 17 AGRICULTURE RESEARCH PROGRAMS

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

20 Cooperative extension service (including official
 21 hospitality) \$19,472,577

22 *Provided*, That any unencumbered balance in the cooperative extension
 23 service (including official hospitality) account in excess of \$100 as of June
 24 30, 2009, is hereby reappropriated for fiscal year 2010.

25 Agricultural experiment stations (including official
 26 hospitality) \$29,508,814

27 *Provided*, That any unencumbered balance in the agricultural experiment
 28 stations (including official hospitality) account in excess of \$100 as of June
 29 30, 2009, is hereby reappropriated for fiscal year 2010.

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

34 Restricted fees fund No limit

35 *Provided*, That restricted fees shall be limited to receipts for the following
 36 accounts: Plant pathology; Kansas artificial breeding service unit; tech-
 37 nology equipment; professorships; agricultural experiment station, direc-
 38 tor's office; agronomy — Ashland farm; KSU agricultural research center
 39 — Hays; KSU southeast agricultural research center; KSU southwest re-
 40 search extension center; agronomy — general; agronomy — experimental
 41 field crop sales; entomology sales; grain science and industry — Kansas
 42 state university; food and nutrition research; extension services and pub-
 43 lication; sponsored construction or improvement projects; gifts; animal

1 resource facility; sales and services of educational programs; animal sci-
 2 ences and industry livestock and product sales; horticulture greenhouse
 3 and farm products sales; Konza prairie operations; departmental receipts
 4 for all sales, refunds and other collections; institutional support fee; KSU
 5 northwest research extension center operations; sponsored research, pub-
 6 lic service, equipment and facility grants; statistical laboratory; equip-
 7 ment/pesticide storage building; miscellaneous renovation — construc-
 8 tion; other specifically designated receipts not available for general
 9 operations of the university: *Provided, however*, That the state board of
 10 regents, with the approval of the state finance council acting on this mat-
 11 ter which is hereby characterized as a matter of legislative delegation and
 12 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 13 and amendments thereto, may amend or change this list of restricted fees:
 14 *Provided further*, That all restricted fees shall be deposited in the state
 15 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 16 ments thereto, and shall be credited to the appropriate account of the
 17 restricted fees fund and shall be used solely for the specific purpose or
 18 purposes for which collected: *And provided further*, That expenditures
 19 may be made from this fund to purchase insurance for equipment pur-
 20 chased through research and training grants only if such grants include
 21 money for and authorize the purchase of such insurance: *And provided*
 22 *further*, That expenditures may be made from the Kansas agricultural
 23 mediation service account of the restricted fees fund during fiscal year
 24 2010.

25 Fertilizer research fund No limit

26 Sponsored research overhead fund No limit

27 Federal extension fund No limit

28 Federal experimental station fund No limit

29 Federal awards — advance payment fund No limit

30 Smith-Lever special program grant — federal fund No limit

31 Faculty of distinction matching fund No limit

32 Kansas artificial breeding service unit fees fund No limit

33 Agricultural land use-value fund No limit

34 University federal fund No limit

35 *Provided*, That expenditures may be made by the above agency from the
 36 university federal fund to purchase insurance for equipment purchased
 37 through research and training grants only if such grants include money
 38 for and authorize the purchase of such insurance.

39 Federal higher education fiscal stabilization fund — Kan-
 40 sas state university extension systems and agriculture
 41 research programs No limit

42 (c) There is appropriated for the above agency from the state economic
 43 development initiatives fund for the fiscal year ending June 30, 2010, the

1 following:

2 Agricultural experiment stations \$294,617
 3 (d) During the fiscal years ending June 30, 2009, and June 30, 2010,
 4 no moneys appropriated from the state general fund or any special revenue
 5 fund for Kansas state university or Kansas state university extension
 6 systems and agriculture research programs shall be expended on or after
 7 the effective date of this act by Kansas state university or Kansas state
 8 university extension systems and agriculture research programs, directly
 9 or indirectly, for (1) any financial aid or other support for any 4-H competitive
 10 events or activities at county fairs for which the minimum age for
 11 participants is increased from 7 years of age to 9 years of age, or (2) any
 12 financial aid or other support for any 4-H organization or unit that sponsors
 13 competitive events at county fairs and that is planning to increase or
 14 has increased the minimum age for participants in such events from 7
 15 years of age to 9 years of age.

16 (e) There is appropriated for the above agency from the following special
 17 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 Federal higher education fiscal stabilization fund — Kansas
 22 state university extension systems and agriculture
 23 research programs No limit
 24 Sec. 74.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

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

28 Operating expenditures (including official hospitality) \$9,853,407
 29 *Provided*, That any unencumbered balance in the operating expenditures
 30 (including official hospitality) account in excess of \$100 as of June 30,
 31 2009, is hereby reappropriated for fiscal year 2010.

32 Veterinary training program for rural Kansas \$396,250 ~~(\$400,000)~~
 33 *Provided*, That any unencumbered balance in the veterinary training program
 34 for rural Kansas account in excess of \$100 as of June 30, 2009, is
 35 hereby reappropriated for fiscal year 2010.

36 (b) There is appropriated for the above agency from the following special
 37 revenue fund or funds for the fiscal year ending June 30, 2010, all
 38 moneys now or hereafter lawfully credited to and available in such fund
 39 or funds, except that expenditures shall not exceed the following:

40 General fees fund No limit
 41 *Provided*, That expenditures may be made from the general fees fund to
 42 match federal grant moneys.
 43 Veterinary medicine teaching hospital revenue fund No limit

1 Faculty of distinction matching fund No limit

2 Hospital and diagnostic laboratory improvement fund No limit

3 Restricted fees fund No limit

4 *Provided*, That restricted fees shall be limited to receipts for the following

5 accounts: Sponsored research, instruction, public service, equipment and

6 facility grants; sponsored construction or improvement projects; technology

7 equipment; pathology fees; laboratory test fees; miscellaneous renovations

8 or construction; dean of veterinary medicine receipts; gifts; application

9 for postbaccalaureate programs; professorship; embryo transfer unit; swine

10 serology; rapid focal fluorescent inhibition test; animal resource center;

11 storerooms; departmental receipts for all sales refunds and other collections;

12 other specifically designated receipts not available for general operation of the

13 Kansas state university veterinary medical center: *Provided, however*, That the state

14 board of regents, with the approval of the state finance council acting on this

15 matter which is hereby characterized as a matter of legislative delegation and

16 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and

17 amendments thereto, may amend or change this list of restricted fees: *Provided further*, That

18 all restricted fees shall be deposited in the state treasury in accordance

19 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall

20 be credited to the appropriate account of the restricted fees fund and shall

21 be used solely for the specific purpose or purposes for which collected: *And provided further*, That

22 expenditures may be made from this fund to purchase insurance for equipment

23 purchased through research and training grants only if such grants include

24 money for and authorize the purchase of such insurance.

25 Sponsored research overhead fund No limit

26 Health professions student loan fund No limit

27 University federal fund No limit

28 *Provided*, That expenditures may be made by the above agency from the

29 university federal fund to purchase insurance for equipment purchased

30 through research and training grants only if such grants include money

31 for and authorize the purchase of such insurance.

32 Federal higher education fiscal stabilization fund —

33 Kansas state university veterinary medical center No limit

34 (c) On July 1, 2009, or as soon thereafter as moneys are available, the

35 director of accounts and reports shall transfer an amount specified by the

36 president of Kansas state university of not to exceed a total of \$15,000

37 from the general fees fund to the health professions student loan fund.

38 (d) There is appropriated for the above agency from the following special

39 revenue fund or funds for the fiscal year ending June 30, 2009, all

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

41 or funds, except that expenditures other than refunds authorized by law

1 shall not exceed the following:

2 Federal higher education fiscal stabilization fund —

3 Kansas state university veterinary medical center..... No limit
4 Sec. 75.

EMPORIA STATE UNIVERSITY

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

8 Operating expenditures (including official hospitality)..... \$30,703,760

9 *Provided*, That any unencumbered balance in the operating expenditures
10 (including official hospitality) account in excess of \$100 as of June 30,
11 2009, is hereby reappropriated for fiscal year 2010.

12 Reading recovery program..... \$222,851

13 Nat'l Board Cert/Future Teacher Academy..... \$133,740

14 (b) There is appropriated for the above agency from the following special
15 revenue fund or funds for the fiscal year ending June 30, 2010, all
16 moneys now or hereafter lawfully credited to and available in such fund
17 or funds, except that expenditures shall not exceed the following:

18 Parking fees fund..... No limit

19 *Provided*, That expenditures may be made from the parking fees fund for
20 a capital improvement project for parking lot improvements.

21 General fees fund..... No limit

22 *Provided*, That expenditures may be made from the general fees fund to
23 match federal grant moneys.

24 Interest on state normal school fund fund..... No limit

25 Restricted fees fund..... No limit

26 *Provided*, That restricted fees shall be limited to receipts for the following
27 accounts: Computer services; student activity; technology equipment; student
28 union; sponsored research; computer services; extension classes;
29 gifts and grants (for teaching, research and capital improvements); business
30 school contributions; state department of education (vocational); library
31 services; library collections; interest on local funds; receipts from
32 conferences, clinics, and workshops held on campus for which no college
33 credit is given; physical plant reimbursements from auxiliary enterprises;
34 midwestern student exchange; departmental receipts — for all sales, re-

35 funds and other collections or receipts not specifically enumerated above.
36 *Provided, however*, That the state board of regents, with the approval of
37 the state finance council acting on this matter which is hereby character-
38 ized as a matter of legislative delegation and subject to the guidelines
39 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
40 may amend or change this list of restricted fees: *Provided further*, That
41 all restricted fees shall be deposited in the state treasury in accordance
42 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
43 be credited to the appropriate account of the restricted fees fund and

1 shall be used solely for the specific purpose or purposes for which col-
2 lected: *And provided further*, That expenditures may be made from this
3 fund to purchase insurance for equipment purchased through research
4 and training grants only if such grants include money for and authorize
5 the purchase of such insurance: *And provided further*, That all amounts
6 of tuition received from students participating in the midwestern student
7 exchange program shall be deposited in the state treasury in accordance
8 with the provisions of K.S.A. 75-4215, and amendments thereto, and shall
9 be credited to the midwestern student exchange account of the restricted
10 fees fund.

11 Service clearing fund..... No limit

12 *Provided*, That the service clearing fund shall be used for the following
13 service activities: Telecommunications services; office supplies inventory;
14 state car operation; E.S.U. press including duplicating and reproducing;
15 postage; physical plant storeroom including motor fuel inventory; data
16 processing center; and such other internal service activities as are au-
17 thorized by the state board of regents under K.S.A. 76-755, and amend-
18 ments thereto.

19 Commencement fees fund..... No limit

20 Kansas career work study program fund..... No limit

21 Student health fees fund..... No limit

22 *Provided*, That expenditures from the student health fees fund may be
23 made for the purchase of medical malpractice liability coverage for in-
24 dividuals employed on the medical staff, including pharmacists and phys-
25 ical therapists, at the student health center.

26 Faculty of distinction matching fund..... No limit

27 Bureau of educational measurements fund..... No limit

28 National direct student loan fund..... No limit

29 Economic opportunity act — work study — federal
30 fund..... No limit

31 Educational opportunity grants — federal fund..... No limit

32 Basic opportunity grant program — federal fund..... No limit

33 Research and institutional overhead fund..... No limit

34 Kansas comprehensive grant fund..... No limit

35 Housing system suspense fund..... No limit

36 Housing system operations fund..... No limit

37 Housing system repairs, equipment and improvement
38 fund..... No limit

39 Kansas distinguished scholarship fund..... No limit

40 University federal fund..... No limit

41 *Provided*, That expenditures may be made by the above agency from the
42 university federal fund to purchase insurance for equipment purchased
43 through research and training grants only if such grants include money

- 1 for and authorize the purchase of such insurance.
 2 Leveraging educational assistance partnership federal
 3 fund..... No limit
 4 Federal higher education fiscal stabilization fund —
 5 Emporia state university..... No limit
 6 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 7 director of accounts and reports shall transfer an amount specified by the
 8 president of Emporia state university of not to exceed \$30,000 from the
 9 general fees fund to the national direct student loan fund.
 10 (d) There is appropriated for the above agency from the following spe-
 11 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
 12 moneys now or hereafter lawfully credited to and available in such fund
 13 or funds, except that expenditures other than refunds authorized by law
 14 shall not exceed the following:
 15 Federal higher education fiscal stabilization fund —
 16 Emporia state university..... No limit
 17 Sec. 76.

PITTSBURG STATE UNIVERSITY

- 19 (a) There is appropriated for the above agency from the state general
 20 fund for the fiscal year ending June 30, 2010, the following:
 21 Operating expenditures (including official hospitality)..... \$33,807,357
 22 *Provided*, That any unencumbered balance in the operating expenditures
 23 (including official hospitality) account in excess of \$100 as of June 30,
 24 2009, is hereby reappropriated for fiscal year 2010.
 25 (b) There is appropriated for the above agency from the following spe-
 26 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 27 moneys now or hereafter lawfully credited to and available in such fund
 28 or funds, except that expenditures shall not exceed the following:
 29 Parking fees fund..... No limit
 30 *Provided*, That expenditures may be made from the parking fees fund for
 31 capital improvement projects for parking lot improvements.
 32 General fees fund..... No limit
 33 *Provided*, That all moneys received for tuition received from students
 34 participating in the gorilla advantage program or the midwestern student
 35 exchange program shall be deposited in the state treasury to the credit
 36 of the general fees fund: *Provided further*, That expenditures may be
 37 made from the general fees fund to match federal grant moneys: *And*
 38 *provided further*, That expenditures may be made from the general fees
 39 fund for official hospitality.
 40 Restricted fees fund..... No limit
 41 *Provided*, That restricted fees shall be limited to receipts for the following
 42 accounts: Computer services; instructional technology fee; technology
 43 equipment; student activity fee accounts; commencement fees; ROTC

- 1 activities; continuing education receipts; vocational auto parts and service
 2 fees; receipts from camps, conferences and meetings held on campus;
 3 library service collections and fines; and grants from other state agencies;
 4 *Midwest Quarterly*; chamber music series; contract — post office; gifts
 5 and grants; intensive English program; business and technology institute;
 6 public sector radio station activities; economic opportunity — state match;
 7 Kansas career work study; regents supplemental grants; departmental re-
 8 cepts, and other specifically designated receipts not available for general
 9 operations of the university: *Provided, however*, That the state board of
 10 regents, with the approval of the state finance council acting on this mat-
 11 ter which is hereby characterized as a matter of legislative delegation and
 12 subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c,
 13 and amendments thereto, may amend or change this list of restricted fees:
 14 *Provided further*, That all restricted fees shall be deposited in the state
 15 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
 16 ments thereto, and shall be credited to the appropriate account of the
 17 restricted fees fund and shall be used solely for the specific purpose or
 18 purposes for which collected: *And provided further*, That expenditures
 19 may be made from this fund to purchase insurance for equipment pur-
 20 chased through research and training grants only if such grants include
 21 money for and authorize the purchase of such insurance: *And provided*
 22 *further*, That surplus restricted fees moneys generated by the music de-
 23 partment may be transferred to the Pittsburg state university foundation,
 24 inc., for the express purpose of awarding music scholarships: *And pro-*
 25 *vided further*, That expenditures may be made from this fund for official
 26 hospitality.
 27 Service clearing fund..... No limit
 28 *Provided*, That the service clearing fund shall be used for the following
 29 service activities: Duplicating and printing services; instructional media
 30 division; office stationery and supplies; motor carpool; postage services;
 31 photo services; telephone services; and such other internal service activ-
 32 ities as are authorized by the state board of regents under K.S.A. 76-755,
 33 and amendments thereto.
 34 Hospital and student health fees fund..... No limit
 35 *Provided*, That expenditures from the hospital and student health fees
 36 fund may be made for the purchase of medical malpractice liability cov-
 37 erage for individuals employed on the medical staff, including pharmacists
 38 and physical therapists, at the student health center: *Provided further*,
 39 That expenditures may be made from this fund for capital improvement
 40 projects for hospital and student health center improvements.
 41 Suspense fund..... No limit
 42 Faculty of distinction matching fund..... No limit
 43 Perkins student loan fund..... No limit

1	Sponsored research overhead fund	No limit
2	College work study fund	No limit
3	Nursing student loan fund	No limit
4	Housing system suspense fund	No limit
5	Housing system operations fund	No limit
6	Housing system repairs, equipment and improvement	
7	fund	No limit
8	Kansas comprehensive grant fund	No limit
9	Kansas distinguished scholarship program fund	No limit
10	University federal fund	No limit
11	<i>Provided</i> , That expenditures may be made by the above agency from the	
12	university federal fund to purchase insurance for equipment purchased	
13	through research and training grants only if such grants include money	
14	for and authorize the purchase of such insurance.	
15	Federal higher education fiscal stabilization fund —	

16 Pittsburg state university

17 (c) During the fiscal year ending June 30, 2010, the director of accounts

18 and reports shall transfer amounts specified by the president of Pittsburg

19 state university of not to exceed a total of \$125,000 for all such amounts,

20 from the general fees fund to the following specified funds and accounts

21 of funds: Perkins student loan fund; nursing student loan fund.

22 (d) There is appropriated for the above agency from the following special

23 revenue fund or funds for the fiscal year ending June 30, 2009, all

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

25 or funds, except that expenditures other than refunds authorized by law

26 shall not exceed the following:

27	Federal higher education fiscal stabilization fund —	
28	Pittsburg state university	No limit
29	Sec. 77.	

UNIVERSITY OF KANSAS

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

32 fund for the fiscal year ending June 30, 2010, the following:

33	Operating expenditures (including official hospitality)	\$127,861,708
34	<i>Provided</i> , That any unencumbered balance in the operating expenditures	
35	(including official hospitality) account in excess of \$100 as of June 30,	
36	2009, is hereby reappropriated for fiscal year 2010.	

37	Geological survey	\$6,183,591
38	<i>Provided</i> , That any unencumbered balance in the geological survey ac-	
39	count in excess of \$100 as of June 30, 2009, is hereby reappropriated for	
40	fiscal year 2010.	

41	Umbilical cord matrix project	\$137,494
42	<i>Provided</i> , That any unencumbered balance in the umbilical cord matrix	
43	project account in excess of \$100 as of June 30, 2009, is hereby reappropriated	

1 priated for fiscal year 2010.

2 (b) There is appropriated for the above agency from the following special

3 revenue fund or funds for the fiscal year ending June 30, 2010, all

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

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

6	Parking facilities revenue fund	No limit
7	Faculty of distinction matching fund	No limit
8	General fees fund	No limit

9 *Provided*, That expenditures may be made from the general fees fund to

10 match federal grant moneys: *Provided further*, That all moneys received

11 for tuition for students enrolled in courses offered at the regents center

12 on the Edwards campus shall be deposited in the state treasury in ac-

13 cordance with the provisions of K.S.A. 75-4215, and amendments thereto,

14 and shall be credited to this fund.

15	Regents center development fund	No limit
16	<i>Provided</i> , That expenditures shall be made from the regents center de-	
17	velopment fund for program operations and development and for capital	
18	improvements at the Edwards campus.	

19	Interest fund	No limit
20	Sponsored research overhead fund	No limit
21	Law enforcement training center fund	No limit

22 *Provided*, That expenditures may be made from the law enforcement

23 training center fund to cover the costs of tuition for students enrolled in

24 the law enforcement training program in addition to the costs of salaries

25 and wages and other operating expenditures for the program: *Provided*

26 *further*, That expenditures may be made from this fund for the acquisition

27 of tracts of land.

28	Law enforcement training center fees fund	No limit
29	<i>Provided</i> , That all moneys received for tuition from students enrolling in	
30	the basic law enforcement training program for undergraduate or grad-	
31	uate credit shall be deposited in the state treasury and credited to the	
32	law enforcement training center fees fund.	

33	Restricted fees fund	No limit
34	<i>Provided</i> , That restricted fees shall be limited to receipts for the following	
35	accounts: Institute for public policy and business research; technology	
36	equipment; clinical psychology conference; concert course; speech, lan-	
37	guage and hearing clinic; perceptual motor clinic; application for admis-	
38	sion fees; named professorships; summer institutes and workshops; dra-	
39	matics; economic opportunity act; executive management; continuing	
40	education programs; geology field trips; gifts and grants; extension serv-	
41	ices; counseling center; investment income from bequests; reimbursable	
42	salaries; music and art camp; child development lab preschools; orienta-	
43	tion center; educational placement; press publications; Rice estate edu-	

1 cational project; sponsored research; student activities; sale of surplus
 2 books and art objects; building use charges; Kansas applied remote sens-
 3 ing program; executive master's degree in business administration; ap-
 4 plied English center; cartographic services; economic education; study
 5 abroad programs; computer services; recreational activities; animal care
 6 activities; geological survey; engineering equipment fee; midwestern stu-
 7 dent exchange; department commercial receipts for all sales, refunds, and
 8 all other collections or receipts not specifically enumerated above: *Pro-*
 9 *vided, however,* That the state board of regents, with the approval of the
 10 state finance council acting on this matter which is hereby characterized
 11 as a matter of legislative delegation and subject to the guidelines pre-
 12 scribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto,
 13 may amend or change this list of restricted fees: *Provided further,* That
 14 all restricted fees shall be deposited in the state treasury in accordance
 15 with the provisions of K.S.A. 75-4215, and amendments thereto, and
 16 shall be credited to the appropriate account of the restricted fees fund
 17 and shall be used solely for the specific purpose or purposes for which
 18 collected: *And provided further,* That moneys received for student fees
 19 in any account of the restricted fees fund may be transferred to one or
 20 more other accounts of the restricted fees fund.

21 Service clearing fund	No limit
22 <i>Provided,</i> That the service clearing fund shall be used for the following	
23 service activities: Residence hall food stores; university motor pool; mil- 24 itary uniforms; telecommunications service; and such other internal ser- 25 vice activities as are authorized by the state board of regents under K.S.A. 26 76-755, and amendments thereto.	
27 Health service fund	No limit
28 Kansas career work study program fund	No limit
29 Student union fund	No limit
30 Federal Perkins loan fund	No limit
31 Ford foundation — forgivable loan fund	No limit
32 Health professions student loan fund	No limit
33 Housing system suspense fund	No limit
34 Scientific research and development project — special 35 revenue fund	No limit
36 Housing system operations fund	No limit
37 Housing system repairs, equipment and improvement 38 fund	No limit
39 Educational opportunity act — federal fund	No limit
40 Loans for disadvantaged students fund	No limit
41 Prepaid tuition fees clearing fund	No limit
42 Kansas comprehensive grant fund	No limit
43 Fire service training fund	No limit

1 University federal fund	No limit
2 Johnson county education research triangle fund	No limit
3 Federal higher education fiscal stabilization fund —	

4 university of Kansas	No limit
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5 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 6 director of accounts and reports shall transfer amounts specified by the
 7 chancellor of the university of Kansas of not to exceed a total of \$325,000
 8 for all such amounts, from the general fees fund to the following specified
 9 funds and accounts of funds: Federal Perkins student loan program ac-
 10 count of the national direct student loan fund; federal supplemental ed-
 11 ucational opportunity program account of the national direct student loan
 12 fund; federal disadvantaged student loan program account of the national
 13 direct student loan fund; health professions student loan fund.

14 (d) There is appropriated for the above agency from the state water
 15 plan fund for the fiscal year ending June 30, 2010, for the water plan
 16 project or projects specified, the following:

17 Geological survey	\$28,800
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18 *Provided,* That any unencumbered balance in excess of \$100 as of June
 19 30, 2009, in the geological survey account is hereby reappropriated for
 20 fiscal year 2010.

21 (e) During the fiscal year ending June 30, 2010, the director of accounts
 22 and reports shall transfer one or more amounts specified by the chancellor
 23 of the university of Kansas from one or more accounts of the restricted
 24 fees fund to the multicultural resource center — construction fund.

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

30 Federal higher education fiscal stabilization fund —	
31 university of Kansas	No limit
32 Sec. 78.	

UNIVERSITY OF KANSAS MEDICAL CENTER

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

36 Operating expenditures (including official hospitality)	\$103,957,001
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37 *Provided,* That any unencumbered balance in the operating expenditures
 38 (including official hospitality) account in excess of \$100 as of June 30,
 39 2009, is hereby reappropriated for fiscal year 2010: *Provided further,* That
 40 expenditures may be made from this account for the purchase of mal-
 41 practice insurance for students in training at the university of Kansas
 42 school of medicine, nursing and allied health: *And provided further,* That
 43 expenditures from this account may be used to reimburse medical resi-

dents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents.

Medical scholarships and loans \$2,751,999 [\$2,786,764]

Cancer center \$4,573,150

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Faculty of distinction matching fund No limit

Restricted fees fund No limit

Provided, That restricted fees shall be limited to the following accounts:

Technology equipment; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; computer remote access; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; student union fees; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc.; salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; funeral sales; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; department of social and rehabilitation services cost-sharing; *Provided*, however, That the state board of regents, with the approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, may amend or change this list of restricted fees; *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected; *And provided*

further, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Scientific research and development — special revenue fund..... No limit

Kansas breast cancer research fund..... No limit

Sponsored research overhead fund No limit

Parking fund — Wichita campus No limit

Services to hospital authority fund No limit

Direct medical education reimbursement fund..... No limit

Service clearing fund No limit

Provided, That the service clearing fund shall be used for the following

service activities: Printing services; purchasing storeroom; university motor pool; clothing (uniforms); physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; graphic services; instructional services; biomedical engineering; audiovisual services; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Educational nurse faculty loan program fund..... No limit

Federal college work study fund..... No limit

AMA education and research grant fund..... No limit

Federal health professions/primary care student loan

fund..... No limit

Federal nursing student loan fund No limit

Suspense fund No limit

Federal student educational opportunity grant fund No limit

Federal Pell grant fund No limit

Federal Perkins student loan fund No limit

Medical loan repayment fund..... No limit

Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund or on the total expenditures from the medical loan repayment fund.

Medical student loan programs provider assessment

fund..... No limit

Graduate medical education administration reserve

fund..... No limit

University of Kansas medical center private practice foundation reserve fund..... No limit

Robert Wood Johnson award fund..... No limit

1 Federal scholarship for disadvantaged students fund	No limit
2 University federal fund.....	No limit
3 Leveraging educational assistance partnership federal	
4 fund.....	No limit
5 Graduate medical education support fund.....	No limit
6 Johnson county education triangle research fund	No limit
7 Federal higher education fiscal stabilization fund —	
8 university of Kansas medical center	No limit
9 Wichita center for graduate medical education federal	
10 fiscal stabilization fund	No limit

11 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
12 director of accounts and reports shall transfer amounts specified by the
13 chancellor of the university of Kansas of not to exceed a total of \$125,000
14 for all such amounts, from the general fees fund to the following funds:
15 Federal Perkins student loan fund; federal nursing student loan fund;
16 federal student education opportunity grant fund; federal college work
17 study fund; educational nurse faculty loan program fund; federal health
18 professions/primary care student loan fund.

19 (d) During the fiscal year ending June 30, 2010, and within the limits
20 of appropriations therefor, the university of Kansas medical center may
21 enter into contracts to purchase additional malpractice insurance for such
22 medical students.

23 (e) During the fiscal year ending June 30, 2010, the director of accounts
24 and reports shall transfer an amount specified by the chancellor from the
25 general fees fund to the student health insurance premiums account of
26 the restricted fees fund.

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

32 Federal higher education fiscal stabilization fund —	No limit
33 university of Kansas medical center	
34 Sec. 79.	

WICHITA STATE UNIVERSITY

36 (a) There is appropriated for the above agency from the state general
37 fund for the fiscal year ending June 30, 2010, the following:
38 Operating expenditures (including official hospitality) \$67,004,198
39 *Provided*, That any unencumbered balance in the operating expenditures
40 (including official hospitality) account in excess of \$100 as of June 30,
41 2009, is hereby reappropriated for fiscal year 2010.

42 (b) There is appropriated for the above agency from the following special
43 revenue fund or funds for the fiscal year ending June 30, 2010, all

1 moneys now or hereafter lawfully credited to and available in such fund
2 or funds, except that expenditures shall not exceed the following:

3 General fees fund..... No limit
4 *Provided*, That expenditures may be made from the general fees fund to
5 match federal grant moneys; *Provided further*, That expenditures may be
6 made from the general fees fund for official hospitality.

7 Restricted fees fund..... No limit
8 *Provided*, That restricted fees shall be limited to receipts for the following

9 accounts: Summer school workshops; technology equipment; concert
10 course; dramatics; continuing education; flight training; gifts and grants
11 (for teaching, research, and capital improvements); testing service; state
12 department of education (vocational); investment income from bequests;
13 sale of surplus books and art objects; public service; veterans counseling
14 and educational benefits; sponsored research; campus privilege fee; stu-
15 dent activities; national defense education programs; engineering equip-
16 ment fee; midwestern student exchange; departmental receipts — for all
17 sales, refunds and other collections or receipts not specifically enumer-
18 ated above; *Provided, however*, That the state board of regents, with the
19 approval of the state finance council acting on this matter which is hereby

20 characterized as a matter of legislative delegation and subject to the
21 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amend-
22 ments thereto, may amend or change this list of restricted fees; *Provided*
23 *further*, That all restricted fees shall be deposited in the state treasury in
24 accordance with the provisions of K.S.A. 75- 4215, and amendments
25 thereto, and shall be credited to the appropriate account of the restricted
26 fees fund and shall be used solely for the specific purpose or purposes
27 for which collected; *And provided further*, That expenditures may be
28 made from this fund to purchase insurance for equipment purchased
29 through research and training grants only if such grants include money
30 for and authorize the purchase of such insurance; *And provided further*,
31 That expenditures from this fund may be made for the purchase of med-
32 ical malpractice liability coverage for individuals employed on the medical
33 staff at the student health center; *And provided further*, That expendi-
34 tures may be made from this fund for official hospitality.

35 Service clearing fund No limit
36 *Provided*, That the service clearing fund shall be used for the following
37 service activities: Central service duplicating and reproducing bureau; au-
38 tomobiles; furniture stores; postal clearing; telecommunication; computer
39 service; and such other internal service activities as are authorized by the
40 state board of regents under K.S.A. 76-755, and amendments thereto.

41 Faculty of distinction matching fund	No limit
42 Kansas career work study program fund	No limit
43 Scholarship funds fund.....	No limit

1	Sponsored research overhead fund	No limit
2	Economic opportunity act — federal fund	No limit
3	Education opportunity grant — federal fund	No limit
4	Matching education opportunity grant fund	No limit
5	Health professions student assistance program — loans	
6	fund.....	No limit
7	Nine month payroll clearing account fund.....	No limit
8	Pell grants fund.....	No limit
9	Housing system suspense fund	No limit
10	Housing system operations fund	No limit
11	Housing system renovation principal and interest fund	No limit
12	Housing system renovation and bond reserve fund.....	No limit
13	WSU housing system depreciation and replacement	
14	fund.....	No limit
15	Perkins loan fund	No limit
16	Kansas distinguished scholarship fund	No limit
17	Kansas comprehensive grant fund.....	No limit
18	WSU housing systems revenue fund.....	No limit
19	University federal fund.....	No limit
20	<i>Provided</i> , That expenditures may be made by the above agency from the	
21	university federal fund to purchase insurance for equipment purchased	
22	through research and training grants only if such grants include money	
23	for and authorize the purchase of such insurance.	
24	Leveraging educational assistance partnership — federal	
25	fund.....	No limit
26	Federal higher education fiscal stabilization fund —	
27	Wichita state university.....	No limit
28	(c) There is appropriated for the above agency from the state economic	
29	development initiatives fund for the fiscal year ending June 30, 2010, the	
30	following:	
31	Aviation research.....	\$4,994,337
32	<i>Provided</i> , That any unencumbered balance in the aviation research ac-	
33	count in excess of \$100 as of June 30, 2009, is hereby reappropriated for	
34	fiscal year 2010.	
35	Aviation infrastructure.....	\$2,500,000
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	Federal higher education fiscal stabilization fund —	No limit
42	Wichita state university.....	No limit

Sec. 80.

STATE BOARD OF REGENTS

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

Operating expenditures (including official hospitality)

~~\$3,429,234~~ **[\$3,345,276]**

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That, during the fiscal year ending June 30, 2010, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2010 by the state board of regents as authorized by this or other appropriation act of the 2009 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2010 for attendance at an in-state meeting by members of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during the fiscal year ending June 30, 2010, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2010 by the state board of regents as authorized by this or other appropriation act of the 2009 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2010 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

State scholarship program

\$1,133,199

1 *Provided*, That any unencumbered balance in the state scholarship pro-
 2 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
 3 priated for fiscal year 2010: *Provided further*, That expenditures may be
 4 made from the state scholarship program account for the state scholarship
 5 program under K.S.A. 72-6816, and amendments thereto, and for the
 6 Kansas distinguished scholarship program under K.S.A. 74-3278 through
 7 74-3283, and amendments thereto: *And provided further*, That of the
 8 total amount appropriated in the state scholarship program account the
 9 amount dedicated for the Kansas distinguished scholarship program shall
 10 not exceed \$25,000.

11 Comprehensive grant program \$15,689,578

12 *Provided*, That any unencumbered balance in the comprehensive grant
 13 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 14 propriated for fiscal year 2010.

15 Ethnic minority scholarship program \$315,213

16 *Provided*, That any unencumbered balance in the ethnic minority schol-
 17 arship program account in excess of \$100 as of June 30, 2009, is hereby
 18 reappropriated for fiscal year 2010.

19 Kansas work-study program \$528,172

20 *Provided*, That any unencumbered balance in the Kansas work-study pro-
 21 gram account in excess of \$100 as of June 30, 2009, is hereby reappro-
 22 priated for fiscal year 2010: *Provided further*, That the state board of
 23 regents is hereby authorized to transfer moneys from the Kansas work-
 24 study program account to the Kansas career work study program fund of
 25 any institution under its jurisdiction participating in the Kansas work-
 26 study program established by K.S.A. 74-3274 et seq., and amendments
 27 thereto: *And provided further*, That all moneys transferred from this ac-
 28 count to the Kansas career work study program fund of any such insti-
 29 tution shall be expended for and in accordance with the Kansas work-
 30 study program.

31 ROTC service scholarships \$186,401

32 *Provided*, That any unencumbered balance in the ROTC service schol-
 33 arships account in excess of \$100 as of June 30, 2009, is hereby reappro-
 34 priated for fiscal year 2010.

35 Military service scholarships \$500,000

36 *Provided*, That any unencumbered balance in the military service schol-
 37 arships account in excess of \$100 as of June 30, 2009, is hereby reappro-
 38 priated for fiscal year 2010.

39 Teachers scholarship program \$1,962,530

40 *Provided*, That any unencumbered balance in the teachers scholarship
 41 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 42 propriated for fiscal year 2010.

43 National guard educational assistance \$925,538

1 *Provided*, That any unencumbered balance in the national guard educa-
 2 tional assistance account in excess of \$100 as of June 30, 2009, is hereby
 3 reappropriated for fiscal year 2010.

4 Vocational scholarships \$121,275

5 *Provided*, That any unencumbered balance in the vocational scholarships
 6 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 7 for fiscal year 2010.

8 Nursing student scholarship program \$443,592

9 *Provided*, That any unencumbered balance in the nursing student schol-
 10 arship program account in excess of \$100 as of June 30, 2009, is hereby
 11 reappropriated for fiscal year 2010.

12 Optometry education program \$113,850

13 *Provided*, That any unencumbered balance in the optometry education
 14 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 15 propriated for fiscal year 2010.

16 Municipal university operating grant ~~\$11,455,262~~ [**\$11,199,070**]

17 Postsecondary aid for vocational

18 education ~~\$32,212,714~~ [**\$31,410,031**]

19 *Provided*, That no technical college shall receive less state aid in the fiscal
 20 year ending June 30, 2010, than it received in the previous fiscal year.

21 Adult basic education ~~\$1,529,636~~ [**\$1,491,540**]

22 Community college operating grant ~~\$100,648,230~~ [**\$98,140,255**]

23 Technology equipment at community colleges and Wash-

24 burn university ~~\$417,728~~ [**\$407,319**]

25 *Provided*, That the state board of regents is hereby authorized to make
 26 expenditures from the technology equipment at community colleges and
 27 Washburn university account for grants to community colleges and Wash-
 28 burn university pursuant to grant applications for the purchase of tech-
 29 nology equipment, in accordance with guidelines established by the state
 30 board of education.

31 Vocational education capital outlay aid ~~\$76,035~~ [**\$74,165**]

32 Payment to KPERS \$349,376

33 Tuition waivers \$90,000

34 Nurse educator grant program \$200,000

35 *Provided*, That any unencumbered balance in the nurse educator grant
 36 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 37 propriated for fiscal year 2010: *Provided further*, That the state board of

38 regents is hereby authorized to make grants to qualified individuals from
 39 the nurse educator grant program account: *And provided further*, That

40 such grants shall be awarded to Kansas residents who are registered
 41 nurses and enrolled in an accredited program leading to a master of sci-
 42 ence degree in nursing or a doctorate degree in nursing at a state edu-
 43 cational institution or another institution of higher education located in

1 Kansas: *And provided further*, That each grant to an individual enrolled
 2 at a state educational institution shall not exceed 70% of the cost of at-
 3 tendance for an individual enrolled at the state educational institution or,
 4 if the individual is enrolled at an institution other than a state educational
 5 institution, then the grant shall not exceed the lower of either 70% of the
 6 cost of attendance of the institution of higher education located in Kansas
 7 at which the individual is enrolled or the average cost of attendance at
 8 the state educational institutions: *And provided further*, That such grants
 9 shall be matched on the basis of \$2 from the nurse educator grant pro-
 10 gram account for \$1 from the state educational institution or the other
 11 institution of higher education located in Kansas: *And provided further*,
 12 That, as used in this proviso, "state educational institution" has the mean-
 13 ing ascribed thereto by K.S.A. 76-711, and amendments thereto.
 14 Nursing faculty and supplies grant program ... ~~\$1,876,151~~ **(\$1,829,873)**
 15 *Provided*, That any unencumbered balance in the nursing faculty and
 16 supplies grant program account in excess of \$100 as of June 30, 2009, is
 17 hereby reappropriated for fiscal year 2010: *Provided further*, That the
 18 state board of regents is hereby authorized to make grants to Kansas
 19 postsecondary education institutions from the nursing faculty and sup-
 20 plies grant program account for expansion of nursing faculty and consum-
 21 able laboratory supplies: *And provided further*, That such grants shall be
 22 either need-based or competitive and shall be matched on the basis of \$1
 23 from the nurse faculty and supplies grant program account for \$1 from
 24 the state educational institution receiving the grant: *And provided further*,
 25 That not less than \$100,000 in such grants shall be made to accredited
 26 private post secondary educational institutions in Kansas.
 27 Postsecondary technical education authority ... ~~\$757,779~~ **(\$739,160)**
 28 *Provided*, That expenditures shall be made from the postsecondary tech-
 29 nical education authority account to develop a new credit-hour funding
 30 formula for postsecondary technical training programs based on rates es-
 31 tablished by the postsecondary technical education authority: *Provided*
 32 *further*, That the formula should be tiered to recognize and support cost
 33 differentials in providing high-demand, high-tech training: *And provided*
 34 *further*, That the formula should target industries that are critical to the
 35 Kansas economy: *And provided further*, That the formula should be re-
 36 sponsive to program growth opportunities.
 37 Any unencumbered balance in each of the following accounts in excess
 38 of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010:
 39 Southwest Kansas access project. \$350,000
 40 Kansas academy of math and science
 41 *Provided*, That any unencumbered balance in the Kansas academy of
 42 math and science account in excess of \$100 as of June 30, 2009, is hereby
 43 reappropriated for fiscal year 2010.

1 (b) There is appropriated for the above agency from the following spe-
 2 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 3 moneys now or hereafter lawfully credited to and available in such fund
 4 or funds, except that expenditures shall not exceed the following:
 5 Osteopathic medical service scholarship repayment
 6 fund..... No limit
 7 Vocational education scholarship discontinued attendance
 8 fund..... No limit
 9 Leveraging educational assistance program fund —
 10 federal No limit
 11 Regents' scholarship gift fund No limit
 12 *Provided*, That expenditures may be made from the regents' scholarship
 13 gift fund for scholarships awarded to Kansas residents who are attending
 14 institutions of postsecondary education in Kansas which are authorized
 15 under the laws of this state to award academic degrees and who meet
 16 academic and other eligibility criteria established by the state board of
 17 regents by rules and regulations: *Provided, however*, That a financial
 18 needs test shall not be one of the eligibility criteria established by the
 19 state board of regents for such scholarships: *Provided further*, That no
 20 scholarship awarded from this fund shall exceed \$2,000 per academic
 21 year: *And provided further*, That any recipient of a scholarship awarded
 22 from this fund may also receive either a state scholarship under K.S.A.
 23 72-6810 through 72-6816, and amendments thereto, or a tuition grant
 24 under K.S.A. 72-6107 through 72-6111, and amendments thereto, or
 25 both: *And provided further*, That there shall be no reduction of any schol-
 26 arship awarded from this fund for the amount of any such state scholar-
 27 ship or tuition grant received.
 28 KAN-ED fund No limit
 29 *Provided*, That expenditures may be made from the KAN-ED fund for
 30 official hospitality for the purposes of the KAN-ED act.
 31 KAN-ED federal fund No limit
 32 Earned indirect costs fund — federal..... No limit
 33 Faculty of distinction program fund No limit
 34 Paul Douglas teacher scholarship fund — federal No limit
 35 GED credentials processing fees fund..... No limit
 36 Proprietary school fee fund..... No limit
 37 Tuition waiver gifts, grants and reimbursements fund..... No limit
 38 Adult basic education — federal fund No limit
 39 Truck driver training fund No limit
 40 No child left behind federal fund..... No limit
 41 Comprehensive grant program discontinued attendance
 42 fund..... No limit
 43 State scholarship discontinued attendance fund No limit

1	Kansas ethnic minority fellowship program fund.....	No limit
2	Private postsecondary educational institution degree	
3	authorization expense reimbursement fee fund.....	No limit
4	Substance abuse education fund — federal.....	No limit
5	Nursing service scholarship program fund.....	No limit
6	Clearing fund.....	No limit
7	Conversion of materials and equipment fund.....	No limit
8	Teacher scholarship program fund.....	No limit
9	Motorcycle safety fund.....	No limit
10	Financial aid services fee fund.....	No limit
11	<i>Provided</i> , That expenditures may be made from the financial aid services	
12	fee fund for operating expenditures directly or indirectly related to the	
13	operating costs associated with student financial assistance programs ad-	
14	ministered by the state board of regents: <i>Provided further</i> , That the ex-	
15	ecutive director of the state board of regents is hereby authorized to fix	
16	charge and collect fees for the processing of applications for student fi-	
17	nancial assistance under programs administered by the state board of	
18	regents: <i>And provided further</i> , That such fees shall be fixed in order to	
19	recover all or a part of the direct and indirect operating expenses incurred	
20	for administering such programs: <i>And provided further</i> , That all moneys	
21	received for such fees shall be deposited in the state treasury in accord-	
22	ance with the provisions of K.S.A. 75-4215, and amendments thereto, and	
23	shall be credited to the financial aid services fee fund.....	No limit
24	Inservice education workshop fee fund.....	No limit
25	Optometry education repayment fund.....	No limit
26	Teacher scholarship repayment fund.....	No limit
27	Advanced registered nurse practitioner service scholarship	
28	program fund.....	No limit
29	Nursing service scholarship repayment fund.....	No limit
30	Nurse educator service scholarship repayment fund.....	No limit
31	ROTC service scholarship program fund.....	No limit
32	ROTC service scholarship repayment fund.....	No limit
33	Carl D. Perkins vocational and technical education —	
34	federal fund.....	No limit
35	Carl D. Perkins vocational and technical education —	
36	federal fund — state operations.....	No limit
37	College access challenge grant program.....	No limit
38	Other federal grants fund.....	No limit
39	<i>Provided</i> , That the above agency is authorized to make expenditures from	
40	the other federal grants fund of any moneys credited to this fund from	
41	any individual grant if the grant: (1) Is less than or equal to \$750,000 in	
42	the aggregate, and (2) does not require the matching expenditure of any	
43	other moneys in the state treasury during fiscal year 2010 other than	

1	moneys appropriated by this or other appropriation act of the 2009 reg-	
2	ular session of the legislature: <i>Provided, however</i> , That, upon application	
3	to and authorization by the governor, the above agency may make ex-	
4	pensitures of moneys credited to this fund from any individual federal	
5	grant which is more than \$750,000 in the aggregate or which requires the	
6	matching expenditure of moneys in the state treasury during fiscal year	
7	2010, other than moneys appropriated by this or other appropriation act	
8	of the 2009 regular session of the legislature.	
9	Kansas national guard educational assistance program	
10	repayment fund.....	No limit
11	Carl D. Perkins technical preparation — federal fund.....	No limit
12	Grants fund.....	No limit
13	Workforce development loan fund.....	No limit
14	Regents clearing fund.....	No limit
15	Private and out-of-state postsecondary educational	
16	institution fee fund.....	No limit
17	Postsecondary educational infrastructure finance KDFa	
18	2008A revenue fund.....	No limit
19	Federal higher education fiscal stabilization fund.....	No limit
20	Federal higher education fiscal stabilization fund —	
21	community colleges.....	No limit
22	Federal higher education fiscal stabilization fund —	
23	municipal university.....	No limit
24	Federal higher education fiscal stabilization fund —	
25	postsecondary technical education.....	No limit
26	(c) During the fiscal year ending June 30, 2010, the chief executive	
27	officer of the state board of regents, with the approval of the director of	
28	the budget, may transfer any part of any item of appropriation in an	
29	account of the state general fund for the fiscal year ending June 30, 2010,	
30	to another item of appropriation in an account of the state general fund	
31	for the fiscal year ending June 30, 2010. The chief executive officer of	
32	the state board of regents shall certify each such transfer to the director	
33	of accounts and reports and shall transmit a copy of each such certification	
34	to the legislative research department. As used in this subsection, "ac-	
35	count" (1) means the operating expenditures (including official hospital-	
36	ity) account of the state board of regents, the university of Kansas, the	
37	university of Kansas medical center, Kansas state university, Kansas state	
38	university veterinary medical center, Kansas state university extension	
39	systems and agriculture research programs, Wichita state university, Em-	
40	poria state university, Pittsburg state university and Fort Hays state uni-	
41	versity; and (2) includes each account of the state general fund of the	
42	state board of regents.	
43	(d) During the fiscal year ending June 30, 2010, the chief executive	

1 officer of the state board of regents, subject to the applicable restrictions
2 and limitations or other provisions of federal grant agreements, is hereby
3 authorized to transfer moneys that are received under a federal grant and
4 that are credited to a federal fund of the state board of regents to a federal
5 fund of an institution under the supervision and management of the state
6 board of regents during the fiscal year ending June 30, 2010. The chief
7 executive officer of the state board of regents shall certify each such trans-
8 fer to the director of accounts and reports and shall transmit a copy of
9 each such certification to the director of the budget and to the director
10 of legislative research. As used in this subsection (d), "federal fund"
11 means (1) the federal flexible fiscal stabilization fund, the federal higher
12 education fiscal stabilization fund — community colleges, the federal
13 higher education fiscal stabilization fund — municipal university, or the
14 federal higher education fiscal stabilization fund — postsecondary tech-
15 nical education of the state board of regents, or (2) the federal flexible
16 fiscal stabilization fund — university of Kansas, the federal flexible fiscal
17 stabilization fund — university of Kansas medical center, the federal flex-
18 ible fiscal stabilization fund — Kansas state university, the federal flexible
19 fiscal stabilization fund — Kansas state university veterinary medical cen-
20 ter, the federal flexible fiscal stabilization fund — Kansas state university
21 extension systems and agriculture research programs, the federal flexible
22 fiscal stabilization fund — Wichita state university, the federal flexible
23 fiscal stabilization fund — Emporia state university, the federal flexible
24 fiscal stabilization fund — Pittsburg state university, and the federal flex-
25 ible fiscal stabilization fund — Fort Hays state university.

26 (e) (1) In addition to the other purposes for which expenditures may
27 be made by any state educational institution from the moneys appropri-
28 ated from the state general fund or from any special revenue fund for
29 fiscal year 2010 for such state educational institution as authorized by this
30 or other appropriation act of the 2009 regular session of the legislature,
31 expenditures may be made by such state educational institution from
32 moneys appropriated from the state general fund or from any special
33 revenue fund for fiscal year 2010 for the purposes of capital improvement
34 projects making energy and other conservation improvements: *Provided*,
35 That such capital improvement projects are hereby approved for such
36 state educational institution for the purposes of subsection (b) of K.S.A.
37 74-8905, and amendments thereto, and the authorization of issuance of
38 one or more series of bonds by the Kansas development finance authority
39 in accordance with that statute from time to time during fiscal year 2010.
40 *Provided, however*, That no such bonds shall be issued until the state
41 board of regents has first advised and consulted on any such project with
42 the joint committee on state building construction: *Provided further*, That
43 the amount of the bond proceeds that may be utilized for any such capital

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1 improvement project shall be subject to approval by the state finance
2 council acting on this matter which is hereby characterized as a matter
3 of legislative delegation and subject to the guidelines prescribed in sub-
4 section (c) of K.S.A. 75-3711c, and amendments thereto, except that such
5 approval also may be given while the legislature is in session: *And pro-*
6 *vided further*, That, in addition to such project costs, any such amount of
7 bond proceeds may include costs of issuance, capitalized interest and any
8 required reserves for the payment of principal and interest on such bonds:
9 *And provided further*, That all moneys received from the issuance of any
10 such bonds shall be deposited and accounted for as prescribed by appli-
11 cable bond covenants: *And provided further*, That payments relating to
12 principal and interest on such bonds shall be subject to and dependent
13 upon annual appropriations therefor to the state educational institution
14 for which the bonds are issued: *And provided further*, That each energy
15 conservation capital improvement project for which bonds are issued for
16 financing under this subsection shall be designed and completed in order
17 to have cost savings sufficient to be equal or greater than the cost of debt
18 service on such bonds: *And provided further*, That the state board of
19 regents shall prepare and submit a report to the committee on appropri-
20 ations of the house of representatives and the committee on ways and
21 means of the senate on the savings attributable to energy conservation
22 capital improvements for which bonds are issued for financing under this
23 subsection at the beginning of the 2010 regular session of the legislature.

24 (2) As used in this subsection, "state educational institution" includes
25 each state educational institution as defined in K.S.A. 76-711, and amend-
26 ments thereto.

27 (f) In addition to other expenditures authorized to be made from the
28 comprehensive grant program account of the state general fund for fiscal
29 year 2010 for the awards of Kansas comprehensive grants in accordance
30 with the provisions of K.S.A. 74-32,120 through 74-32,125, and amend-
31 ments thereto, and policies and rules and regulations adopted by the state
32 board of regents for the administration of the Kansas comprehensive
33 grant program, expenditures shall be made from the comprehensive grant
34 program account of the state general fund for fiscal year 2010 for awards
35 of Kansas comprehensive grants to eligible Kansas students who are en-
36 rolling or enrolled at an institution of higher education which is accredited
37 by the Association for Biblical Higher Education and which has its main
38 campus or principal place of operation located in Kansas, and otherwise
39 in accordance with and subject to the provisions of K.S.A. 74-32,120
40 through 74-32,125, and amendments thereto, and policies and rules and
41 regulations adopted by the state board of regents for the administration
42 of the Kansas comprehensive grant program.

43 (g) (1) The state board of regents is authorized to expend moneys ap-

1 appropriated by this section in the military service scholarships account of
 2 the state general fund for the payment of tuition and fees for persons
 3 described in paragraph (2) at Kansas educational institutions as defined
 4 by K.S.A. 75-4364, and amendments thereto: *Provided*, That the state
 5 board of regents is authorized to determine the terms and conditions
 6 relating to such educational assistance.

7 (2) The educational assistance provided by this subsection shall be for
 8 any person: (A) who graduated from high school in Kansas or who, as a
 9 resident of Kansas for at least two years, has received a general educa-
 10 tional development (G.E.D.) credential; and (B) who either (i) has served
 11 in military service in Iraq or Afghanistan at least 90 days after September
 12 11, 2001, or served less than such 90 days because of injuries received in
 13 Iraq or Afghanistan or (ii) has served in military service in international
 14 waters or on foreign soil in support of military operations in Iraq or Af-
 15 ghanistan for at least 90 days after September 11, 2001, or has service
 16 less than 90 days because of injuries received during such service; and
 17 (C) the person has received an honorable discharge from military service
 18 active duty orders that indicate the person has served after September
 19 11, 2001, in one or more of the following military operations: (i) Enduring
 20 Freedom; (ii) Nobel Eagle; or (iii) Iraqi Freedom.

21 (h) There is appropriated for the above agency from the state economic
 22 development initiatives fund for the fiscal year ending June 30, 2010, the
 23 following:

24 SEDIF — vocational education capital outlay aid..... \$2,565,000
 25 *Provided*, That expenditures from the SEDIF — vocational education
 26 capital outlay aid account for each grant of vocational education capital
 27 outlay aid shall be matched by the area vocational school, the area voca-
 28 tional-technical school or the technical college awarded such grant in an
 29 amount which is equal to 50% of the grant: *Provided further*, That any
 30 unencumbered balance in excess of \$100 as of June 30, 2009, in the
 31 SEDIF — vocational education capital outlay aid account is hereby reap-
 32 propriated for fiscal year 2010.

33 SEDIF — technology innovation and internship..... \$180,500
 34 program
 35 *Provided*, That any unencumbered balance in excess of \$100 as of June
 36 30, 2009, in the SEDIF — technical innovation and internship program
 37 account is hereby reappropriated for fiscal year 2010.

38 (i) On July 1, 2009, the \$713,000 appropriated for the above agency
 39 for the fiscal year ending June 30, 2010, by section 5(a) of chapter 160
 40 of the 2008 Session Laws of Kansas from the state general fund in the
 41 Kansas academy for math and science account, is hereby lapsed.

42 (j) On July 1, 2010, the \$754,000 appropriated for the above agency
 43 for the fiscal year ending June 30, 2011, by section 5(a) of chapter 160

of the 2008 Session Laws of Kansas from the state general fund in the
 Kansas academy for math and science account, is hereby lapsed.

(k) On July 1, 2011, the \$792,000 appropriated for the above agency
 for the fiscal year ending June 30, 2012, by section 5(a) of chapter 160
 of the 2008 Session Laws of Kansas from the state general fund in the
 Kansas academy for math and science account, is hereby lapsed.

(l) On July 1, 2012, the \$835,000 appropriated for the above agency
 for the fiscal year ending June 30, 2013, by section 5(a) of chapter 160
 of the 2008 Session Laws of Kansas from the state general fund in the
 Kansas academy for math and science account, is hereby lapsed.

(m) On July 1, 2013, the \$938,000 appropriated for the above agency
 for the fiscal year ending June 30, 2014, by section 5(a) of chapter 160
 of the 2008 Session Laws of Kansas from the state general fund in the
 Kansas academy for math and science account, is hereby lapsed.

(n) There is appropriated for the above agency from the Kansas edu-
 cational building fund for the fiscal year ending June 30, 2010, the fol-
 lowing:

EBF — state building insurance..... \$475,000
Provided, That, notwithstanding the provisions of K.S.A. 76-6b02, and
 amendments thereto, expenditures may be made by the above agency
 from the EBF — state building insurance account of the Kansas educa-
 tional building fund for state building insurance premiums.

(o) During the fiscal year ending June 30, 2010, notwithstanding any
 provisions of subsection (f) of K.S.A. 2008 Supp. 66-2010, and amend-
 ments thereto, as such subsection existed prior to June 30, 2009, to the
 contrary, the amount of \$10,000,000 shall be certified before July 1, 2010,
 by the chief executive officer of the state board of regents to the admin-
 istrator of the KUSF and the administrator of the KUSF shall pay such
 amount from the Kansas universal service fund of the state corporation
 commission to the KAN-ED fund of the state board of regents during
 the fiscal year 2010 in accordance with the provisions of subsections (f)(1)
 and (f)(2) of K.S.A. 2008 Supp. 66-2010, and amendments thereto, as
 such subsections existed prior to June 30, 2009.

(p) There is appropriated for the above agency from the following spe-
 cial 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:

Federal higher education fiscal stabilization fund.....	No limit
Federal higher education fiscal stabilization fund —	
community colleges.....	No limit
Federal higher education fiscal stabilization fund —	
municipal university.....	No limit

1 Federal higher education fiscal stabilization fund —
2 postsecondary technical education..... No limit
3 Sec. 81.
4 DEPARTMENT OF CORRECTIONS
5 (a) There is appropriated for the above agency from the state general
6 fund for the fiscal year ending June 30, 2010, the following:
7 Operating expenditures..... \$20,678,680
8 *Provided*, That any unencumbered balance in the operating expenditures
9 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
10 for fiscal year 2010: *Provided, however*, That expenditures from the oper-
11 ating expenditures account for official hospitality shall not exceed
12 \$2,000.
13 Community corrections..... \$16,711,194
14 *Provided*, That any unencumbered balance in the community corrections
15 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
16 for fiscal year 2010: *Provided, however*, That no expenditures may be
17 made by any county from any grant made to such county from the com-
18 munity corrections account for either half of state fiscal year 2010 which
19 supplant any amount of local public or private funding of existing pro-
20 grams as determined in accordance with rules and regulations adopted
21 by the secretary of corrections.
22 Day reporting centers and reentry programs..... \$6,161,826
23 *Provided*, That any unencumbered balance in the day reporting centers
24 and reentry programs account in excess of \$100 as of June 30, 2009, is
25 hereby reappropriated for fiscal year 2010.
26 Local jail payments..... \$1,343,987
27 *Provided*, That, notwithstanding the provisions of K.S.A. 19-1930, and
28 amendments thereto, payments by the department of corrections under
29 subsection (b) of K.S.A. 19-1930, and amendments thereto, for the cost
30 of maintenance of prisoners shall not exceed the per capita daily operating
31 cost, not including inmate programs, for the department of corrections.
32 Treatment and programs..... \$47,474,380
33 *Provided*, That any unencumbered balance in the treatment and pro-
34 grams account in excess of \$100 as of June 30, 2009, is hereby reappor-
35 priated for fiscal year 2010.
36 Topeka correctional facility — facilities operations..... \$12,597,201
37 *Provided*, That any unencumbered balance in the Topeka correctional
38 facility — facilities operations account in excess of \$100 as of June 30,
39 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
40 That expenditures from the Topeka correctional facility — facilities op-
41 erations account for official hospitality shall not exceed \$500.
42 Hutchinson correctional facility — facilities operations.... \$8,370,552
43 *Provided*, That any unencumbered balance in the Hutchinson correc-

1 tional facility — facilities operations account in excess of \$100 as of June
2 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided, how-*
3 *ever*, That expenditures from the Hutchinson correctional facility — fa-
4 cilities operations account for official hospitality shall not exceed \$500.
5 Lansing correctional facility — facilities operations..... \$37,338,480
6 *Provided*, That any unencumbered balance in the Lansing correctional
7 facility — facilities operations account in excess of \$100 as of June 30,
8 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
9 That expenditures from the Lansing correctional facility — facilities op-
10 erations account for official hospitality shall not exceed \$500.
11 Ellsworth correctional facility — facilities operations..... \$12,598,561
12 *Provided*, That any unencumbered balance in the Ellsworth correctional
13 facility — facilities operations account in excess of \$100 as of June 30,
14 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
15 That expenditures from the Ellsworth correctional facility — facilities
16 operations account for official hospitality shall not exceed \$500.
17 Winfield correctional facility — facilities operations..... \$2,385,842
18 *Provided*, That any unencumbered balance in the Winfield correctional
19 facility — facilities operations account in excess of \$100 as of June 30,
20 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
21 That expenditures from the Winfield correctional facility — facilities op-
22 erations account for official hospitality shall not exceed \$500.
23 Norton correctional facility — facilities operations..... \$2,935,807
24 *Provided*, That any unencumbered balance in the Norton correctional
25 facility — facilities operations account in excess of \$100 as of June 30,
26 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
27 That expenditures from the Norton correctional facility — facilities op-
28 erations account for official hospitality shall not exceed \$500.
29 El Dorado correctional facility — facilities operations..... \$23,923,596
30 *Provided*, That any unencumbered balance in the El Dorado correctional
31 facility — facilities operations account in excess of \$100 as of June 30,
32 2009, is hereby reappropriated for fiscal year 2010: *Provided, however*,
33 That expenditures from the El Dorado correctional facility — facilities
34 operations account for official hospitality shall not exceed \$500.
35 Larned correctional mental health facility — facilities
36 operations..... \$9,872,348
37 *Provided*, That any unencumbered balance in the Larned correctional
38 mental health facility — facilities operations account in excess of \$100 as
39 of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided,*
40 *however*, That expenditures from the Larned correctional mental health
41 facility — facilities operations account for official hospitality shall not
42 exceed \$500.
43 Facilities operations..... \$13,587,648

1 *Provided*, That any unencumbered balance in the facilities operations
2 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
3 for fiscal year 2010.

4 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
5 of the following accounts is hereby reappropriated for fiscal year 2010:
6 Community correctional conservation camps.

7 Any unencumbered balance in the DUI treatment services account in
8 excess of \$100 as of June 30, 2009, is hereby reappropriated for the fiscal
9 year 2010: *Provided further*, That expenditures may be made from the
10 DUI treatment services account for payments associated with providing
11 treatment services to offenders who were driving under the influence of
12 alcohol or drugs regardless of when the services were rendered.

13 (b) There is appropriated for the above agency from the following special
14 revenue fund or funds for the fiscal year ending June 30, 2010, all
15 moneys now or hereafter lawfully credited to and available in such fund
16 or funds, except that expenditures other than refunds authorized by law
17 shall not exceed the following:

18 Other federal grants fund No limit

19 *Provided*, That the above agency is authorized to make expenditures from
20 the other federal grants fund of any moneys credited to this fund from
21 any individual grant if the grant: (1) Is less than or equal to \$1,000,000
22 in the aggregate, and (2) does not require the matching expenditure of
23 any other moneys in the state treasury during fiscal year 2010 other than
24 moneys appropriated by this or other appropriation act of the 2009 reg-
25 ular session of the legislature: *Provided, however*, That, upon application
26 to and authorization by the governor, the above agency may make ex-
27 penditures of moneys credited to this fund from any individual federal
28 grant which is more than \$1,000,000 in the aggregate or which requires
29 the matching expenditure of moneys in the state treasury during the cur-
30 rent or any ensuing fiscal year.

31 Federal flexible fiscal stabilization fund No limit

32 Supervision fees fund No limit

33 Residential substance abuse treatment — federal fund No limit

34 Justice assistance — federal fund No limit

35 Department of corrections state asset forfeiture fund No limit

36 Chapter I — federal fund No limit

37 Victims of crime act — federal fund No limit

38 Correctional industries fund No limit

39 *Provided*, That expenditures may be made from the correctional indus-
40 tries fund for official hospitality. No limit

41 Alcohol and drug abuse treatment fund No limit

42 *Provided*, That expenditures may be made from the alcohol and drug
43 abuse fund for payments associated with providing treatment services to

1 offenders who were driving under the influence of alcohol or drugs re-
2 gardless of when the services were rendered.

3 State of Kansas — department of corrections inmate ben-
4 efit fund No limit

5 Department of corrections — alien incarceration grant
6 fund — federal No limit

7 Department of corrections — general fees fund No limit

8 *Provided*, That expenditures may be made from the department of cor-
9 rections — general fees fund for operating expenditures for training pro-
10 grams for correctional personnel, including official hospitality: *Provided*

11 *further*, That the secretary of corrections is hereby authorized to fix,
12 charge and collect fees for such programs: *And provided further*, That

13 such fees shall be fixed in order to recover all or part of the operating
14 expenses incurred for such training programs, including official hospital-
15 ity: *And provided further*, That all fees received for such programs shall

16 be deposited in the state treasury in accordance with the provisions of
17 K.S.A. 75-4215, and amendments thereto, and shall be credited to this

18 fund.

19 JEHT reentry program fund No limit

20 Topeka correctional facility — community development
21 block grant — federal fund No limit

22 Topeka correctional facility — bureau of prisons contract
23 — federal fund No limit

24 Topeka correctional facility — general fees fund No limit

25 Hutchinson correctional facility — general fees fund No limit

26 Federal flexible fiscal stabilization fund — Hutchinson
27 correctional facility No limit

28 Lansing correctional facility — general fees fund No limit

29 Ellsworth correctional facility — general fees fund No limit

30 Winfield correctional facility — general fees fund No limit

31 Federal flexible fiscal stabilization fund — Winfield
32 correctional facility No limit

33 Norton correctional facility — general fees fund No limit

34 Federal flexible fiscal stabilization fund — Norton
35 correctional facility No limit

36 El Dorado correctional facility — general fees fund No limit

37 Larned correctional mental health facility — general fees
38 fund No limit

39 Department of corrections victim assistance fund No limit

40 (c) During the fiscal year ending June 30, 2010, the secretary of cor-
41 rections, with the approval of the director of the budget, may transfer any
42 part of any item of appropriation for the fiscal year ending June 30, 2010,
43 from the state general fund for the department of corrections or any

1 correctional institution or facility under the general supervision and man-
 2 agement of the secretary of corrections to another item of appropriation
 3 for fiscal year 2010 from the state general fund for the department of
 4 corrections or any correctional institution or facility under the general
 5 supervision and management of the secretary of corrections. The secre-
 6 tary of corrections shall certify each such transfer to the director of ac-
 7 counts and reports and shall transmit a copy of each such certification to
 8 the director of legislative research.

9 (d) (1) During the fiscal year ending June 30, 2010, the secretary of
 10 corrections, subject to the applicable restrictions and limitations or other
 11 provisions of federal grant agreements, is hereby authorized to transfer
 12 moneys received under a federal grant that are credited to a federal fund
 13 of the department of corrections or any correctional institution or facility
 14 under the general supervision and management of the secretary of cor-
 15 rections to another federal fund for the fiscal year ending June 30, 2010,
 16 for the department of corrections or any correctional institution or facility
 17 under the general supervision and management of the secretary of cor-
 18 rections. The secretary of corrections shall certify each such transfer to
 19 the director of accounts and reports and shall transmit a copy of each
 20 such certification to the director of the budget and the director of leg-
 21 islative research.

22 (2) As used in this subsection (d), "federal fund" means the federal
 23 flexible fiscal stabilization fund, the federal flexible fiscal stabilization
 24 fund — Hutchinson correctional facility, the federal flexible fiscal stabilization
 25 fund — Winfield correctional facility, and the federal flexible fiscal sta-
 26 bilization fund — Norton correctional facility.

27 (e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
 28 thereto, or any other statute, the director of accounts and reports shall
 29 accept for payment from the secretary of corrections any duly authorized
 30 claim to be paid from the local jail payments account of the state general
 31 fund during fiscal year 2010 for costs pursuant to subsection (b) of K.S.A.
 32 19-1930, and amendments thereto, even though such claim is not sub-
 33 mitted or processed for payment within the fiscal year in which the service
 34 is rendered and whether or not the services were rendered prior to the
 35 effective date of this act.

36 (f) Notwithstanding the provisions of K.S.A. 75-3731, and amendments
 37 thereto, or any other statute, the director of accounts and reports shall
 38 accept for payment from the director of Kansas correctional industries fund
 39 any duly authorized claim to be paid from the correctional industries fund
 40 during fiscal year 2010 for operating or manufacturing costs even though
 41 such claim is not submitted or processed for payment within the fiscal
 42 year in which the service is rendered and whether or not the services
 43 were rendered prior to the effective date of this act. The director of

1 Kansas correctional industries shall provide to the director of the budget
 2 on or before September 15, 2009, a detailed accounting of all such pay-
 3 ments made from the correctional industries fund during fiscal year 2010.

4 (g) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1,
 5 2010, or as soon after each such date as moneys are available, the director
 6 of accounts and reports shall transfer \$534,476 from the correctional in-
 7 dustries fund to the department of corrections — general fees fund.

8 (h) On July 1, 2009, the day reporting centers and reentry programs
 9 account of the state general fund of the department of corrections is
 10 hereby redesignated as the reentry programs account of the state general
 11 fund of the department of corrections.

12 (i) On July 1, 2009, the director of accounts and reports shall transfer
 13 all moneys in the justice assistance — federal fund to the other federal
 14 grants fund. On July 1, 2009, all liabilities of the justice assistance —
 15 federal fund are hereby transferred to and imposed on the other federal
 16 grants fund and the justice assistance — federal fund is hereby abolished.

17 (j) On July 1, 2009, the director of accounts and reports shall transfer
 18 all moneys in the department of corrections victim assistance fund to the
 19 department of corrections — general fees fund. On July 1, 2009, all lia-
 20 bilities of the department of corrections victim assistance fund are hereby
 21 transferred to and imposed on the department of corrections — general
 22 fees fund and the department of corrections victim assistance fund is
 23 hereby abolished.

24 Sec. 82.

25 JUVENILE JUSTICE AUTHORITY

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

28 Operating expenditures	\$3,430,591
29 <i>Provided</i> , That any unencumbered balance in the operating expenditures	
30 account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
31 for fiscal year 2010: <i>Provided, however</i> , That expenditures from the op-	
32 erating expenditures account for official hospitality shall not exceed	
33 \$2,000.	
34 Management information systems	\$1,151,673
35 <i>Provided</i> , That any unencumbered balance in the management infor-	
36 mation systems account in excess of \$100 as of June 30, 2009, is hereby	
37 reappropriated for fiscal year 2010.	
38 Kansas juvenile correctional complex facility operations ...	\$15,969,602
39 <i>Provided</i> , That any unencumbered balance in the Kansas juvenile cor-	
40 rectional complex facility operations account in excess of \$100 as of June	
41 30, 2009, are hereby reappropriated to the Kansas juvenile correctional	
42 complex facility operations account for fiscal year 2010: <i>Provided further</i> ,	
43 That expenditures may be made from this account for educational services	

1 contracts which are hereby authorized to be negotiated and entered into
2 by the above agency with unified school districts or other public educa-
3 tional services providers: *And provided further*, That such educational
4 services contracts shall not be subject to the competitive bid requirements
5 of K.S.A. 75-3739, and amendments thereto.

6 Atchison youth residential center operations..... \$380,922
7 *Provided*, That any unencumbered balance in the Atchison juvenile cor-
8 rectional facility operations account in excess of \$100 as of June 30, 2009,
9 is hereby reappropriated to the Atchison youth residential center opera-
10 tions account for fiscal year 2010: *Provided further*, That expenditures
11 may be made from the Atchison youth residential center operations ac-
12 count for educational services contracts which are hereby authorized to
13 be negotiated and entered into by the above agency with unified school
14 districts or other public educational services providers: *And provided fur-*
15 *ther*, That such educational services contracts shall not be subject to the
16 competitive bid requirements of K.S.A. 75-3739, and amendments
17 thereto: *And provided further*, That, on July 1, 2009, all liabilities of the
18 Atchison juvenile correctional facility operations account are hereby
19 transferred to and imposed on the Atchison youth residential center op-
20 erations account.

21 Beloit juvenile correctional facility operations..... \$3,838,351
22 *Provided*, That any unencumbered balance in the Beloit juvenile correc-
23 tional facility operations account in excess of \$100 as of June 30, 2009, is
24 hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
25 penditures may be made from this account for educational services con-
26 tracts which are hereby authorized to be negotiated and entered into by
27 the above agency with unified school districts or other public educational
28 services providers: *And provided further*, That such educational services
29 contracts shall not be subject to the competitive bid requirements of
30 K.S.A. 75-3739, and amendments thereto.

31 Larned juvenile correctional facility operations..... \$5,879,689
32 *Provided*, That any unencumbered balance in the Larned juvenile cor-
33 rectional facility operations account in excess of \$100 as of June 30, 2009,
34 is hereby reappropriated for fiscal year 2010: *Provided further*, That ex-
35 penditures may be made from this account for educational services con-
36 tracts which are hereby authorized to be negotiated and entered into by
37 the above agency with unified school districts or other public educational
38 services providers: *And provided further*, That such educational services
39 contracts shall not be subject to the competitive bidding requirements of
40 K.S.A. 75-3739, and amendments thereto.

41 Purchase of services..... \$17,143,200
42 Intervention and graduated sanctions community grants .. \$16,512,786
43 Incentive funding..... \$687,300

1 *Provided*, That all expenditures from the incentive funding account shall
2 be made to provide matching funds for cash contributions by units of
3 local government to juvenile prevention, intervention and graduated sanc-
4 tions programs within their judicial district: *Provided further*, That, if the
5 above agency does not receive notification and verification of funds from
6 local governments being expended for this purpose during fiscal year
7 2010, then, the commissioner of juvenile justice shall certify to the direc-
8 tor of accounts and reports the amount of unencumbered moneys in the
9 incentive funding account to be lapsed on June 30, 2010: *And provided*
10 *further*, That the commissioner of juvenile justice shall transmit a copy
11 of such certification to the director of the budget and the director of
12 legislative research.

13 (b) There is appropriated for the above agency from the children's
14 initiatives fund for the fiscal year ending June 30, 2010, the following:

15 Prevention program grant..... \$5,579,530

16 *Provided*, That any unencumbered balance in the prevention program
17 grant account in excess of \$100 as of June 30, 2009, is hereby reappro-
18 priated for fiscal year 2010: *Provided further*, That money awarded as
19 grants from this account is not an entitlement to communities, but a grant
20 that must meet conditions prescribed by the above agency for appropriate
21 outcomes.

22 Intervention and graduated sanctions community grants .. \$3,420,470

23 *Provided*, That any unencumbered balance in the intervention and grad-
24 uated sanctions community grants account in excess of \$100 as of June
25 30, 2009, is hereby reappropriated for fiscal year 2010.

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

31 Title XIX fund..... No limit

32 Title IV-E fund..... No limit

33 Juvenile accountability incentive block grant — federal
34 fund..... No limit

35 Juvenile justice delinquency prevention — federal fund... No limit

36 Juvenile detention facilities fund..... \$4,400,000

37 Juvenile justice fee fund — central office..... No limit

38 Juvenile justice federal fund — Beloit juvenile correctional
39 facility..... No limit

40 Juvenile justice federal fund — Larned juvenile correc-
41 tional facility..... No limit

42 Juvenile justice federal fund — Kansas juvenile correc-
43 tional complex..... No limit

1 Juvenile justice federal fund.....	No limit
2 Kansas juvenile delinquency prevention trust fund.....	No limit
3 Byrne grant — federal fund.....	No limit
4 Atchison youth residential center fee fund.....	No limit
5 <i>Provided</i> , That, notwithstanding the provisions of K.S.A. 76-2101a, and	
6 amendments thereto, or any other statute, all moneys received for charges	
7 and other operations of the Atchison juvenile correctional facility or the	
8 Atchison youth residential center shall be remitted to the state treasurer	
9 in accordance with the provisions of K.S.A. 75-4215, and amendments	
10 thereto, and shall be credited to the Atchison youth residential center fee	
11 fund.	
12 Beloit juvenile correctional facility fee fund.....	No limit
13 Beloit juvenile correctional facility — elementary and sec-	
14 ondary education fund — federal.....	No limit
15 Title VI-B — Beloit juvenile correctional facility — federal	
16 fund.....	No limit
17 Larned juvenile correctional facility fee fund.....	No limit
18 Larned juvenile correctional facility — elementary and sec-	
19 ondary education fund — federal.....	No limit
20 Kansas juvenile correctional complex fee fund.....	No limit
21 Kansas juvenile correctional complex — elementary and	
22 secondary education fund — federal.....	No limit
23 Kansas juvenile correctional complex — gifts, grants, and	
24 donations fund.....	No limit
25 (d) During the fiscal year ending June 30, 2010, the commissioner of	
26 juvenile justice, with the approval of the director of the budget, may	
27 transfer any part of any item of appropriation for the fiscal year ending	
28 June 30, 2010, from the state general fund for the juvenile justice au-	
29 thority or any juvenile correctional facility or institution under the general	
30 supervision and management of the commissioner of juvenile justice to	
31 another item of appropriation for fiscal year 2010 from the state general	
32 fund for the juvenile justice authority or any juvenile correctional facility	
33 or institution under the general supervision and management of the com-	
34 missioner of juvenile justice. The commissioner of juvenile justice shall	
35 certify each such transfer to the director of accounts and reports and shall	
36 transmit a copy of each such certification to the director of legislative	
37 research.	
38 (e) During the fiscal year ending June 30, 2010, the commissioner of	
39 juvenile justice, with the approval of the director of the budget, may	
40 transfer any part of any item of appropriation for the fiscal year ending	
41 June 30, 2010, from the children's initiatives fund for the juvenile justice	
42 authority to another item of appropriation for fiscal year 2010 from the	
43 children's initiatives fund for the juvenile justice authority. The commis-	

1 sioner of juvenile justice shall certify each such transfer to the director of
2 accounts and reports and shall transmit a copy of each such certification
3 to the director of legislative research.

4 (f) In addition to the other purposes for which expenditures may be
5 made by the juvenile justice authority from the juvenile detention facili-
6 ties fund for fiscal year 2010, notwithstanding the provisions of K.S.A. 79-
7 4803, and amendments thereto, the juvenile justice authority is hereby
8 authorized and directed to make expenditures from the juvenile detention
9 facilities fund for fiscal year 2010 for purchase of services.

10 (g) On July 1, 2009, the director of accounts and reports shall transfer
11 all moneys in the Atchison juvenile correctional facility fee fund of the
12 Atchison juvenile correctional facility to the Atchison youth residential
13 center fee fund of the juvenile justice authority, which is hereby estab-
14 lished in the state treasury. On July 1, 2009, all liabilities of the Atchison
15 juvenile correctional facility fee fund of the Atchison juvenile correctional
16 facility are hereby transferred to and imposed on the Atchison youth
17 residential center fee fund of the juvenile justice authority.

18 (h) On the effective date of this act, of the \$20,188,218 appropriated
19 for the above agency for the fiscal year ending June 30, 2009, by section
20 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
21 general fund in the operating expenditures account, the sum of \$558,754
22 is hereby lapsed.

23 Sec. 83.

ADJUTANT GENERAL

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

27 Operating expenditures.....	\$4,893,433
28 <i>Provided</i> , That any unencumbered balance in the operating expenditures	
29 account in excess of \$100 as of June 30, 2009, is hereby reappropriated	
30 for fiscal year 2010: <i>Provided, however</i> , That expenditures from this ac-	
31 count for official hospitality shall not exceed \$1,250.	
32 Disaster relief.....	\$7,567,665
33 <i>Provided</i> , That any unencumbered balance in the disaster relief account	
34 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal	
35 year 2010.	
36 Incident management team.....	\$17,224
37 <i>Provided</i> , That any unencumbered balance in the incident management	
38 team account in excess of \$100 as of June 30, 2009, is hereby reappro-	
39 priated for fiscal year 2010.	
40 Civil air patrol — operating expenditures.....	\$31,488
41 Military activation payments.....	\$24,137
42 <i>Provided</i> , That all expenditures from the military activation payments	
43 account shall be for military activation payments authorized by and sub-	

ject to the provisions of K.S.A. 2008 Supp. 75-322S, and amendments thereto: *Provided further*, That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

Kansas military emergency relief \$48,375
Provided, That expenditures may be made from the Kansas military emergency relief account of the state general fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account of the state general fund shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

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

Conversion of materials and equipment fund — military division	No limit
Adjutant general expense fund	No limit
Emergency management — federal fund matching — equipment fund	No limit
Emergency management — federal fund matching — administration fund	No limit
Nuclear safety emergency management fee fund	No limit

Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2010 pursuant to agreements which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act.

Military fees fund — federal	No limit
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Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund — federal.

Emergency management — federal fund	No limit
Homeland security federal fund	No limit
Homeland security interest — federal fund	No limit
Armories and units general fees fund	No limit
Emergency management — disaster fund — federal fund	No limit
State emergency fund allocation — several disasters fund	No limit
State emergency fund allocation — weather related emergencies fund	No limit
State emergency fund — weather disasters	No limit
State emergency fund — assistance fund	No limit
Radioactive materials fund	No limit
Hazardous materials emergency preparedness federal fund	No limit
Civil air patrol — grants and contributions — federal fund	No limit
Emergency management performance grant (EMPG) — federal fund	No limit
NG — federal forfeiture fund	No limit
Inaugural expense fund	No limit
Indirect cost — federal fund	No limit
Kansas military emergency relief fund	No limit

Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest — free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency

1 relief fund shall be deposited in the state treasury in accordance with the
 2 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
 3 ited to the Kansas military emergency relief fund.
 4 National guard life insurance premium reimbursement
 5 fund..... No limit
 6 Emergency management assistance compact federal
 7 fund..... No limit
 8 National guard museum assistance fund \$0
 9 *Provided*, That all expenditures from the national guard museum assis-
 10 tance fund shall be made for an expansion of the 35th infantry division
 11 museum and education center facility.
 12 Great plains joint regional training center fee fund..... No limit
 13 *Provided*, That expenditures may be made from the great plains joint
 14 regional training center fee fund for use of the great plains joint regional
 15 training center by other state agencies, local government agencies, for-
 16 profit organizations and not-for-profit organizations: *Provided further*,
 17 That the adjutant general is hereby authorized to fix, charge and collect
 18 fees for recovery of costs associated with the use of the great plains joint
 19 regional training center by other state agencies, local government agen-
 20 cies, for-profit organizations and not-for-profit organizations: *And pre-*
 21 *vided further*, That such fees shall be fixed in order to recover all or part
 22 of the expenses incurred in providing for the use of the great plains joint
 23 regional training center by other state agencies, local government agen-
 24 cies, for-profit organizations and not-for-profit organizations: *And pre-*
 25 *vided further*, That all fees received for use of the great plains joint re-
 26 gional training center by other state agencies, local government agencies,
 27 for-profit organizations or not-for-profit organizations shall be deposited
 28 in the state treasury in accordance with the provisions of K.S.A. 75-4215
 29 and amendments thereto, and shall be credited to the great plains joint
 30 regional training center fee fund.
 31 (c) In addition to the other purposes for which expenditures may be
 32 made by the adjutant general from moneys appropriated from the state
 33 general fund or from any special revenue fund for fiscal year 2010 and
 34 from which expenditures may be made for salaries and wages, as autho-
 35 rized by this or other appropriation act of the 2009 regular session of the
 36 legislature, expenditures may be made by the adjutant general from such
 37 moneys appropriated from the state general fund or from any special
 38 revenue fund for fiscal year 2010, notwithstanding the provisions of K.S.A.
 39 48-205, and amendments thereto, or any other statute, in addition to
 40 expenditures for other positions within the adjutant general's department
 41 in the unclassified service as prescribed by law: *Provided*, That the ad-
 42 jutant general may appoint a deputy adjutant general, who shall have no
 43 military command authority, and who may be a civilian and shall have no

1 served at least five years as a commissioned officer with the Kansas na-
 2 tional guard, who will perform such duties as the adjutant general shall
 3 assign, and who will serve in the unclassified service under the Kansas
 4 civil service act: *Provided further*, That the position of such deputy ad-
 5 jutant general in the unclassified service under the Kansas civil service
 6 act shall be established by the adjutant general within the position limi-
 7 tation established for the adjutant general on the number of full-time and
 8 regular part-time positions equated to full-time, excluding seasonal and
 9 temporary positions, paid from appropriations for fiscal year 2010 made
 10 by this or other appropriation act of the 2009 regular session of the leg-
 11 isature.
 12 Sec. 84.

STATE FIRE MARSHAL

14 (a) There is appropriated for the above agency from the following spe-
 15 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 16 moneys now or hereafter lawfully credited to and available in such fund
 17 or funds, except that expenditures, other than refunds authorized by law,
 18 purchases of nationally recognized adopted codes for resale and federally
 19 reimbursed overtime, shall not exceed the following:
 20 Fire marshal fee fund \$3,646,804
 21 *Provided*, That expenditures from the fire marshal fee fund for official
 22 hospitality shall not exceed \$500.
 23 Other federal grants fund No limit
 24 *Provided*, That the above agency is authorized to make expenditures from
 25 the other federal grants fund of any moneys credited to this fund from
 26 any individual grant if the grant: (1) Is less than or equal to \$250,000 in
 27 the aggregate, and (2) does not require the matching expenditure of any
 28 other moneys in the state treasury during fiscal year 2010 other than
 29 moneys appropriated by this or other appropriation act of the 2009 reg-
 30 ular session of the legislature: *Provided, however*, That, upon application
 31 to and authorization by the governor, the above agency may make ex-
 32 penditures of moneys credited to this fund from any individual federal
 33 grant which is more than \$250,000 in the aggregate or which requires the
 34 matching expenditure of moneys in the state treasury during the current
 35 or any ensuing fiscal year.
 36 Gifts, grants and donations fund No limit
 37 Hazardous material program fund \$376,917
 38 Intragovernmental service fund No limit
 39 State fire marshal liquefied petroleum gas fee fund \$174,596
 40 Hazardous materials emergency fund \$238,000
 41 *Provided*, That expenditures may be made by the state fire marshal from
 42 the hazardous materials emergency fund for fiscal year 2010 for the pur-
 43 poses of responding to specific incidences of emergencies related to haz-

ardous materials without prior approval of the state finance council; *Provided, however*, That expenditures from the hazardous materials emergency fund during fiscal year 2010 for the purposes of responding to any specific incidence of an emergency related to hazardous materials without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, except that such approval also may be given while the legislature is in session.

(b) On July 1, 2009, and January 1, 2010, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$188,665.50 from the fire marshal fee fund to the hazardous material program fund of the state fire marshal.

(c) During the fiscal year ending June 30, 2010, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund to the hazardous materials emergency fund of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. *Provided*, That the aggregate amount of such transfers for the fiscal year ending June 30, 2010, shall not exceed \$50,000.

(d) During the fiscal year ending June 30, 2010, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund during fiscal year 2010, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2010 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2010 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the hazardous materials emergency fund to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2010 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(e) During the fiscal year ending June 30, 2010, the director of the

budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund and any other resources available to the fire marshal fee fund during the fiscal year 2010; and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2010 are insufficient to meet in full the estimated expenditures for fiscal year 2010 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2010; *Provided*, That the aggregate amount of such transfers during fiscal year 2010 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget transmits any certification under this subsection is transmitted to the director of accounts and reports during fiscal year 2010 or 2011, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 85.

KANSAS PAROLE BOARD

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

Parole from adult correctional institutions..... \$452,402

Provided, That any unencumbered balance in the parole from adult correctional institutions account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

Sec. 86.

KANSAS HIGHWAY PATROL

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

Operating expenditures..... \$34,044,235

Provided, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 2 for fiscal year 2010: *Provided, however*, That expenditures from such
 3 reappropriated balance shall be made only upon approval of the state
 4 finance council: *Provided further*, That expenditures from the operating
 5 expenditures account for official hospitality shall not exceed \$3,000.

6 (b) There is appropriated for the above agency from the following special
 7 revenue fund or funds for the fiscal year ending June 30, 2010, 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 General fees fund..... No limit

12 *Provided*, That all moneys received from the sale of used equipment,
 13 recovery of and reimbursements for expenditures and any other sources
 14 of revenue shall be deposited in the state treasury and credited to the
 15 general fees fund, except as otherwise provided by law.

16 Homeland security 2006 — federal fund..... No limit

17 Homeland security 2007 — federal fund..... No limit

18 Homeland security 2008 — federal fund..... No limit

19 Homeland security 2009 — federal fund..... No limit

20 For patrol of Kansas turnpike fund..... No limit

21 *Provided*, That expenditures shall be made from the for patrol of Kansas
 22 turnpike fund for necessary moving expenses in accordance with K.S.A.
 23 75-3225, and amendments thereto.

24 Highway patrol motor vehicle fund..... No limit

25 Highway patrol — federal fund..... No limit

26 Kansas highway patrol state forfeiture fund..... No limit

27 Gifts and donations fund..... No limit

28 *Provided*, That expenditures from the gifts and donations fund for official
 29 hospitality shall not exceed \$1,000.

30 Federal forfeiture fund..... No limit

31 Motor carrier safety assistance program state fund..... No limit

32 *Provided*, That expenditures shall be made from the motor carrier safety
 33 assistance program state fund for necessary moving expenses in accordance
 34 with K.S.A. 75-3225, and amendments thereto.

35 Motor carrier safety assistance program — federal fund..... No limit

36 *Provided*, That expenditures shall be made from the motor carrier safety
 37 assistance program — federal fund for necessary moving expenses in accordance
 38 with K.S.A. 75-3225, and amendments thereto.

39 COPS grant — federal fund..... No limit

40 Highway patrol training center clearing fund..... No limit

41 *Provided*, That expenditures may be made from the highway patrol training
 42 center clearing fund for use of the highway patrol training center by
 43 other state agencies, local government agencies and not-for-profit organizations:

1 izations: *Provided further*, That the superintendent of the Kansas highway
 2 patrol is hereby authorized to fix, charge and collect fees for recovery of
 3 costs associated with use of the highway patrol training center by other
 4 state agencies, local government agencies and not-for-profit organizations:
 5 *And provided further*, That such fees shall be fixed in order to
 6 recover all or part of the expenses incurred in providing for the use of
 7 the highway patrol training center by other state or local government
 8 agencies: *And provided further*, That all fees received for use of the highway
 9 patrol training center by other state agencies, local government agencies
 10 or not-for-profit organizations shall be deposited in the state treasury
 11 in accordance with the provisions of K.S.A. 75-4215, and amendments
 12 thereto, and shall be credited to the highway patrol training center clearing
 13 fund.

14 Aircraft fund — on budget..... No limit

15 Highway safety fund..... No limit

16 Capitol area security fund..... No limit

17 Vehicle identification number fee fund..... No limit

18 Motor vehicle fuel and storeroom sales fund..... No limit

19 *Provided*, That expenditures may be made from the motor vehicle fuel
 20 and storeroom sales fund to acquire and sell commodities and to provide
 21 services to local governments and other state agencies: *Provided further*,
 22 That the superintendent of the Kansas highway patrol is hereby authorized
 23 to fix, charge and collect fees for such commodities and services:

24 *And provided further*, That such fees shall be fixed in order to recover
 25 all or part of the expenses incurred in acquiring or providing and selling
 26 such commodities and services: *And provided further*, That all fees received
 27 for such commodities and services shall be deposited in the state
 28 treasury in accordance with the provisions of K.S.A. 75-4215, and amendments
 29 thereto, and shall be credited to the motor vehicle fuel and storeroom
 30 sales fund.

31 Kansas highway patrol operations fund..... \$18,985,357

32 *Provided*, That expenditures may be made from the Kansas highway patrol
 33 operations fund for the purchase of civilian clothing for members of
 34 the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105,
 35 and amendments thereto: *Provided further*, That the superintendent shall
 36 make expenditures from the Kansas highway patrol operations fund for
 37 necessary moving expenses in accordance with K.S.A. 75-3225, and
 38 amendments thereto.

39 Highway patrol training center fund..... No limit

40 Executive aircraft fund..... No limit

41 *Provided*, That expenditures may be made from the executive aircraft
 42 fund to provide aircraft services to other state agencies and to purchase
 43 liability and property damage insurance for state aircraft: *Provided further*,

ther, That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund.

1122 program clearing fund..... No limit

(c) On or before the 10th of each month during the fiscal year ending June 30, 2010, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(d) On July 1, 2009, and January 1, 2010, or as soon after each date as moneys are available the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$650,000 from the motor carrier license fees fund of the state corporation commission to the motor carrier safety assistance program state fund of the Kansas highway patrol.

(e) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, or as soon after each date as moneys are available, the director of accounts and reports shall transfer \$4,823,244.50 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2010 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2010 for support and maintenance of the Kansas highway patrol.

(f) On July 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$215,000 from the state highway fund of the department of transportation to the highway safety fund of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(g) On July 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$250,000 from the state highway fund of the department of transportation to the general fees fund of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(h) On July 1, 2009, and January 1, 2010, or as soon after each date as moneys are available, notwithstanding the provisions of K.S.A. 74-2136, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$200,000 from the highway patrol motor vehicle fund of the Kansas highway patrol to the aircraft fund — on budget of the Kansas highway patrol.

(I) On July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, or as soon after each date as moneys are available, the director of accounts and reports shall transfer \$8,511,058.75 from the state highway fund of the department of transportation to the state general fund. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2010 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2010 for the support and maintenance of the Kansas highway patrol.

Sec. 57.

ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

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

Operating expenditures \$14,286,269

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated to the operating expenditures account for fiscal year 2010: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$750.

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

Kansas bureau of investigation state forfeiture fund..... No limit

Kansas bureau of investigation federal forfeiture fund No limit

Kansas bureau of investigation federal grants fund No limit

Provided, That the above agency is authorized to make expenditures from the Kansas bureau of investigation federal grants fund of any moneys credited to this fund from any individual federal grant if the grant is less than or equal to \$500,000 in the aggregate and the grant does not require the matching expenditure of any moneys in the state treasury during fiscal year 2010 or any ensuing fiscal year, other than moneys appropriated by this or other appropriation act of the 2009 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys cred-

ited to this fund from any individual federal grant which is more than \$500,000 in the aggregate or which requires the matching expenditure of moneys in the state treasury during the current or any ensuing fiscal year not appropriated by this or other appropriation act of the 2009 regular session of the legislature.

High intensity drug trafficking area — federal fund..... No limit
Private detective fee fund..... No limit
DNA database fund..... No limit
Kansas bureau of investigation motor vehicle fund..... No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*, That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas bureau of investigation motor vehicle fund.

Forensic laboratory and materials fee fund..... No limit
Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the forensic laboratory of the Kansas bureau of investigation incurred for laboratory tests conducted for noncriminal justice entities, including governmental agencies and private organizations, which testing activity is hereby authorized: *Provided, however*, That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to subsection (a) of K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by subsection (c) of K.S.A. 28-176, and amendments thereto: *Provided further*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees for laboratory tests conducted for such noncriminal justice entities: *And provided further*, That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting laboratory tests for such noncriminal justice entities: *And provided further*, That all fees received for such laboratory tests, including all moneys received pursuant to subsection (a) of K.S.A. 28-176, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

KBI general fees fund..... No limit
Provided, That expenditures may be made from the KBI general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official hospitality; (2) purchasing

illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however*, That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; (4) sale and distribution of crime prevention materials: *Provided further*, That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the KBI general fees fund: *And provided further*, That all moneys which are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and which are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the KBI general fees fund: *And provided further*, That all moneys received as gifts, grants or donations for the preparation, publication or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the KBI general fees fund: *And provided further*, That expenditures from any moneys received from the division of alcoholic beverage control and credited to the KBI general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures.

Record check fee fund..... No limit
Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however*, That all moneys received for such fees shall be deposited in the state treasury in accord-

1 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
2 shall be credited to the record check fee fund: *Provided further*, That
3 expenditures may be made from the record check fee fund for operating
4 expenditures of the Kansas bureau of investigation.

5 Intergovernmental service fund..... No limit
6 Agency motor pool fund..... No limit
7 Sec. 88.

8 EMERGENCY MEDICAL SERVICES BOARD

9 (a) There is appropriated for the above agency from the following special
10 revenue fund or funds for the fiscal year ending June 30, 2010, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures other than refunds authorized by law
13 shall not exceed the following:

14 Rural health options grant fund..... No limit
15 Rural access to emergency devices grant — federal
16 fund..... No limit

17 Emergency medical services operating fund..... \$1,350,225

18 *Provided*, That the emergency medical services board is hereby authorized
19 to fix, charge and collect fees in order to recover costs incurred for
20 distributing educational videos, replacing lost educational materials and
21 mailing labels of those licensed by the board: *Provided further*, That such
22 fees may be fixed in order to recover all or part of such costs: *And provided*
23 *further*, That all moneys received from such fees shall be deposited
24 in the state treasury in accordance with the provisions of K.S.A. 75-4215,
25 and amendments thereto, and shall be credited to the emergency medical
26 services operating fund: *And provided further*, That, notwithstanding any
27 provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or
28 of any other statute to the contrary, all moneys received by the emergency
29 medical services board for fees authorized by law for licensure or the
30 issuance of permits, or for any other regulatory duties and functions prescribed
31 by law in the field of emergency medical services, shall be deposited
32 in the state treasury to the credit of the emergency medical services
33 operating fund of the emergency medical services board: *And provided*
34 *further*, That expenditures from the emergency medical services
35 operating fund for official hospitality shall not exceed \$2,000.

36 Education incentive grant payment fund..... No limit

37 *Provided*, That priority for these grants shall be given to rural areas.
38 EMS revolving fund..... No limit

39 *Provided*, That, if an organization agrees to receive money from the EMS
40 revolving fund, the organization shall enter into a grant agreement requiring
41 such organization to submit a written report to the emergency
42 medical services board detailing and accounting for all expenditures and
43 receipts related to the use of the moneys received from the EMS revolving

1 ing fund: *Provided further*, That the emergency medical services board
2 shall prepare a written report specifying and accounting for all moneys
3 allocated to and expended from the EMS revolving fund: *And provided*
4 *further*, That such report shall be submitted to the house of representatives
5 committee on appropriations and the senate committee on ways and
6 means on or before February 1, 2010.

7 (b) In addition to the other purposes for which expenditures may be
8 made by the emergency medical services board from the board of emergency
9 medical services operating fund for fiscal year 2010 by this or other
10 appropriation act of the 2009 regular session of the legislature, expenditures
11 may be made by the emergency medical services board from the
12 emergency medical services operating fund for fiscal year 2010 for the
13 purpose of implementing a grant program for emergency medical services
14 training and educational assistance for persons in underserved areas: *Provided*,
15 That when issuing such grants, first priority shall be given to ambulance
16 services submitting applications seeking grants to pay the cost of
17 recruiting volunteers and cost of the initial courses of training for attendants,
18 instructor-coordinators and training officers: *Provided further*,
19 That the second priority shall be given to ambulance services submitting
20 applications seeking grants to pay the cost of continuing education for
21 attendants, instructor-coordinators and training officers: *And provided*
22 *further*, That the third priority shall be given to ambulance services submitting
23 applications seeking grants to pay the cost of education for attendants,
24 instructor-coordinators and training officers who are obtaining a
25 post-secondary education degree.

26 (c) In addition to the other purposes for which expenditures may be
27 made by the emergency medical services board from the moneys appropriated
28 from the state general fund or from any special revenue fund for the
29 emergency medical services board for fiscal year 2010, as authorized
30 by this or any other appropriation act of the 2009 regular session of the
31 legislature, expenditures shall be made by the emergency medical services
32 board from moneys appropriated from the state general fund or from any
33 special revenue fund for the emergency medical services board for fiscal
34 year 2010 to require emergency medical services agencies in each of the
35 six EMS regions of the state to prepare and submit a report of the expenditures
36 made and moneys received in the EMS region are related to the operation
37 and administration of the Kansas emergency medical services examination
38 to the emergency medical services board: *Provided*, That the report for each
39 EMS region specify and account for all moneys appropriated from the state
40 treasury for the emergency medical services board and disbursed to such
41 EMS region for the operation of the most recently conducted Kansas emergency
42 medical services examination in such EMS region.

(d) On July 1, 2009, and January 1, 2010, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$128,935.50 from the emergency medical services operating fund to the educational incentive grant payment fund.

(e) During the fiscal year ending June 30, 2010, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2010, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2010 are insufficient to fund the budgeted expenditures and transfers from the emergency medical services operating fund for fiscal year 2010 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2010 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2010, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2010.

Sec. 89.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2010, the following: \$662,746

Operating expenditures

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

Substance abuse treatment programs \$7,745,439

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

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

General fees fund	No limit
Statistical analysis — federal fund	No limit
Drug abuse fund — federal	No limit

(c) On July 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,584 from the general fees fund of the Kansas sentencing commission to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the general fees fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the general fees 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 sentencing commission by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 90.

KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

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

Kansas commission on peace officers' standards and training fund	\$578,700
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Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for the fiscal year ending June 30, 2010, for official hospitality shall not exceed \$500.

Sec. 91.

KANSAS DEPARTMENT OF AGRICULTURE

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

Operating expenditures	\$10,714,669
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Provided, That any unencumbered balance in the operating expenditures

1 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
2 to the operating expenditures account for fiscal year 2010: *Provided fur-*
3 *ther*, That expenditures may be made from this account for expenses
4 incurred in holding the annual meeting: *And provided further*, That ex-
5 penditures from this account for official hospitality shall not exceed
6 \$5,000: *And provided further*, That the above agency may negotiate and
7 enter into contracts to carry out its functions at the annual meeting: *And*
8 *provided further*, That such contracts shall not be subject to the com-
9 petitive bid requirements of K.S.A. 75-3739, and amendments thereto.

10 (b) There is appropriated for the above agency from the following special
11 revenue fund or funds for the fiscal year ending June 30, 2010, all
12 moneys now or hereafter lawfully credited to and available in such fund
13 or funds, except that expenditures other than refunds authorized by law
14 shall not exceed the following:

15 Dairy fee fund	No limit
16 Meat and poultry inspection fee fund	No limit
17 Wheat quality survey fund	No limit
18 Entomology fee fund	No limit
19 Laboratory equipment fund	No limit
20 Water structures — state highway fund	\$102,032
21 Soil amendment fee fund	No limit
22 Agricultural liming materials fee fund	No limit
23 Weights and measures fee fund	No limit
24 Water appropriation certification fund	\$522,414
25 Water resources cost fund	No limit
26 <i>Provided</i> , That all moneys received by the secretary of agriculture from 27 any governmental or nongovernmental source to implement the provi- 28 sions of the Kansas water banking act, K.S.A. 2008 Supp. 82a-761 through 29 82a-773, and amendments thereto, which are hereby authorized to be 30 applied for and received, shall be deposited in the state treasury in ac- 31 cordance with the provisions of K.S.A. 75-4215, and amendments thereto, 32 and shall be credited to the water resources cost fund.	
33 Agriculture seed fee fund	No limit
34 Chemigation fee fund	No limit
35 Agriculture statistics fund	No limit
36 Petroleum inspection fee fund	No limit
37 Water transfer hearing fund	No limit
38 Grain commodity commission services fund	No limit
39 Kansas agricultural remediation board fund	No limit
40 Kansas agricultural remediation fund	No limit
41 Warehouse fee fund	No limit
42 U.S. geological survey cooperative gauge agreement grants 43 fund	No limit

1 *Provided*, That the secretary of agriculture is hereby authorized to enter
2 into a cooperative gauge agreement with the United States geological
3 survey: *Provided further*, That all moneys collected for the construction
4 or operation of river water intake gauges shall be deposited in the state
5 treasury in accordance with the provisions of K.S.A. 75-4215, and amend-
6 ments thereto, and shall be credited to the U.S. geological survey coop-
7 erative gauge agreement grants fund: *And provided further*, That ex-
8 penditures may be made from this fund to pay the costs incurred in the
9 construction or operation of river water intake gauges.

10 Computer services fund	No limit
11 Agricultural chemical fee fund	No limit
12 Feeding stuffs fee fund	No limit
13 Fertilizer fee fund	No limit
14 Plant pest emergency response fund	No limit
15 Pesticide use fee fund	No limit
16 Geographic information system fee fund	No limit
17 Egg fee fund	No limit
18 Fertilizer/pesticide compliance admin fund	No limit
19 Water structures fund	\$130,514
20 Meat and poultry inspection fund — federal	No limit
21 EPA pesticide performance partnership grant — federal 22 fund	No limit
23 FEMA dam safety — federal fund	No limit
24 FEMA stream mapping — federal fund	No limit
25 Pest detection and survey — federal fund	No limit
26 USDA NASS postage fund	No limit
27 FDA tissue residue fund — federal	No limit
28 Conversion of materials and equipment fund	No limit
29 Speciality crop block grant — federal fund	No limit
30 Publications fee fund	No limit
31 <i>Provided</i> , That expenditures may be made from the publications fee fund 32 for operating expenditures related to preparation and publication of in- 33 formational or educational materials related to the programs or functions 34 of the Kansas department of agriculture: <i>Provided further</i> , That, not- 35 withstanding the provisions of K.S.A. 75-1005, and amendments thereto, 36 to the contrary, the secretary of agriculture is hereby authorized to enter 37 into a contract with a commercial publisher for the printing, distribution 38 and sale of such materials: <i>And provided further</i> , That the secretary of 39 agriculture is hereby authorized to collect fees from such commercial 40 publisher pursuant to contract with the publisher for the sale of such 41 materials: <i>And provided further</i> , That the secretary of agriculture is 42 hereby authorized to receive and accept grants, gifts, donations or funds 43 from any non- federal source for the printing, publication and distribution	

1 of such materials: *And provided further*, That all moneys received from
2 such fees or for such grants, gifts, donations or other funds received for
3 such purpose, shall be deposited in the state treasury in accordance with
4 the provisions of K.S.A. 75-4215, and amendments thereto, and shall be
5 credited to the publications fee fund.

6 Agriculture preparedness — homeland security fund..... No limit
7 Other federal grants fund..... No limit

8 *Provided*, That, the above agency is authorized to make expenditures from
9 the other federal grants fund of any moneys credited to this fund from
10 any individual grant if the grant: (1) Is less than or equal to \$500,000 in
11 the aggregate, and (2) does not require the matching expenditure of any
12 moneys in the state treasury during fiscal year 2010 other than moneys
13 appropriated by this or other appropriation act of the 2009 regular session
14 of the legislature: *Provided, however*, That, upon application to and au-
15 thorization by the governor, the above agency may make expenditures of
16 moneys credited to this fund from any individual federal grant which is
17 more than \$500,000 in the aggregate or which requires the matching
18 expenditure of moneys in the state treasury during fiscal year 2010, other
19 than moneys appropriated by this or other appropriation act of the 2009
20 regular session of the legislature: *Provided further*, That no grant for the
21 farmers' assistance, counseling and training program shall be deposited
22 to the credit of this fund.

23 Civil litigation fee fund..... No limit

24 *Provided*, That the above agency is authorized to make expenditures from
25 the civil litigation fee fund for costs or other expenses associated with
26 investigation and litigation regarding fraudulent meat sales: *Provided fur-*
27 *ther*, That a portion of the moneys received by the state from fines and
28 other moneys collected as a result of the settlement of fraudulent meat
29 sales cases, as determined by the secretary of agriculture and the attorney
30 general, shall be deposited in the state treasury in accordance with the
31 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
32 ited to the civil litigation fee fund by the attorney general.

33 Food safety fund..... No limit

34 *Provided*, That expenditures may be made from the food safety fund for
35 operating expenditures for the food inspection program and other activ-
36 ities for the regulation of food service establishments, food vending ma-
37 chines, food vending machine companies and food vending machine deal-
38 ers under the food service and lodging act: *Provided further*, That,
39 notwithstanding the provisions of K.S.A. 36-512, and amendments
40 thereto, to the contrary, all moneys received from fees charged and col-
41 lected by the secretary of agriculture under the food inspection program
42 and other activities for the regulation of food service establishments, food
43 vending machines, food vending machine companies and food vending

1 machine dealers under the food service and lodging act shall be remitted
2 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
3 and amendments thereto, deposited in the state treasury and shall be
4 credited to the food safety fund: *And provided further*, That the secretary
5 of agriculture is hereby authorized to make expenditures from the food
6 safety fund for contracts or other agreements with local governments to
7 inspect food service, food processing, grocery or other facilities for which
8 the department of agriculture has inspection authority.

9 Gifts and donations fund..... No limit

10 *Provided*, That the secretary of agriculture is hereby authorized to receive
11 gifts and donations of resources and money for services for the benefit
12 and support of agriculture and purposes thereto: *Provided further*, That
13 such gifts and donations of money shall be deposited in the state treasury
14 in accordance with the provisions of K.S.A. 75-4215, and amendments
15 thereto, and shall be credited to the gifts and donations fund.

16 General fees fund..... No limit

17 *Provided*, That expenditures may be made from the general fees fund for
18 operating expenditures for the regulatory programs of the Kansas de-
19 partment of agriculture and for official hospitality: *Provided further*, That
20 the secretary of agriculture is hereby authorized to fix, charge and collect
21 fees in order to recover all or part of the costs incurred for such regulatory
22 program activities and for official hospitality: *And provided further*, That
23 such fees shall be fixed in order to recover all or part of the operating
24 expenses incurred for the regulatory program activity or official hospitality
25 for which such fees are imposed: *And provided further*, That all amounts
26 received for such fees shall be deposited in the state treasury in accord-
27 ance with the provisions of K.S.A. 75-4215, and amendments thereto, and
28 shall be credited to the general fees fund.

29 Food service inspection reimbursement fund..... No limit

30 Food inspection fee fund..... No limit

31 *Provided*, That expenditures may be made from the food inspection fee
32 fund for operating expenditures for the food inspection program and
33 other activities for the regulation of food service establishments under
34 the food service and lodging act: *Provided further*, That, notwithstanding
35 the provisions of K.S.A. 36-512, and amendments thereto, to the contrary,
36 all moneys received from fees charged and collected by the secretary of
37 agriculture under the food inspection program and other activities for the
38 regulation of food service establishments under the food service and lodg-
39 ing act shall be deposited in the state treasury in accordance with the
40 provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-
41 ited to the food inspection fee fund: *And provided further*, That, on Oc-
42 tober 1, 2009, and on the first day of each month thereafter, the director
43 of accounts and reports shall transfer from the food inspection fee fund

1 to the food service inspection reimbursement fund an amount equal to
 2 80% of all fees credited to the food inspection fee fund where food service
 3 inspection services are provided by a local agency under contract with the
 4 secretary to inspect food service establishments located in a municipality.
 5 (c) There is appropriated for the above agency from the state water
 6 plan fund for the fiscal year ending June 30, 2010, for the water plan
 7 project or projects specified, the following:

8 Basin management	\$755,321
9 Water use	\$49,700
10 Interstate water issues	\$343,370

11 (d) During the fiscal year ending June 30, 2010, the secretary of agri-
 12 culture, with the approval of the director of the budget, may transfer any
 13 part of any item of appropriation for fiscal year 2010 from the state water
 14 plan fund for the Kansas department of agriculture to another item of
 15 appropriation for fiscal year 2010 from the state water plan fund for the
 16 Kansas department of agriculture: *Provided*, That the secretary of agri-
 17 culture shall certify each such transfer to the director of accounts and
 18 reports and shall transmit a copy of each such certification to (1) the
 19 director of legislative research, (2) the chairperson of the house of rep-
 20 resentatives agriculture and natural resources budget committee, and (3)
 21 the appropriate chairperson of the subcommittee on agriculture of the
 22 senate committee on ways and means.

23 (e) On July 1, 2009, the director of accounts and reports shall transfer
 24 \$101,788 from the state highway fund of the department of transportation
 25 to the water structures — state highway fund of the Kansas department
 26 of agriculture.

27 Sec. 92.

28 KANSAS ANIMAL HEALTH DEPARTMENT

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

31 Operating expenditures	\$927,357
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32 *Provided*, That any unencumbered balance in the operating expenditures
 33 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 34 for fiscal year 2010: *Provided, however*, That expenditures from such
 35 reappropriated balance shall be made only upon approval by the state
 36 finance council.

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

42 Animal disease control fund	No limit
43 <i>Provided</i> , That expenditures from the animal disease control fund for	

1 official hospitality shall not exceed \$450.

2 Animal dealers fee fund No limit
 3 *Provided*, That expenditures from the animal dealers fee fund for official
 4 hospitality shall not exceed \$300: *Provided further*, That expenditures
 5 shall be made from the animal dealers fund by the livestock commissioner
 6 for operating expenditures for an educational course regarding animals
 7 and their care and treatment as authorized by K.S.A. 47-1707, and
 8 amendments thereto, to be provided through the internet or printed
 9 booklets.

10 Veterinary inspection fee fund No limit
 11 Livestock market brand inspection fee fund No limit
 12 Livestock brand fee fund No limit

13 *Provided*, That expenditures from the livestock brand fee fund for official
 14 hospitality shall not exceed \$250.

15 Livestock brand emergency revolving fund No limit
 16 County option brand fee fund No limit
 17 Livestock and pseudorabies indemnity fund No limit
 18 Legal services fund No limit

19 *Provided*, That all moneys received by the animal health department from
 20 other state agencies pursuant to one or more interagency agreements for
 21 the provision of legal services, which agreements are hereby authorized
 22 and directed to be entered into, shall be credited to the legal services
 23 fund.

24 Disease control fund — federal No limit
 25 Animal donation fund No limit
 26 Animal health protection fund No limit

27 (c) On July 1, 2009, or as soon thereafter as moneys are available,
 28 notwithstanding the provisions of K.S.A. 47-673, and amendments
 29 thereto, or any other statute, the director of accounts and reports shall
 30 transfer \$17,275 from the livestock and pseudorabies indemnity fund to
 31 the state general fund: *Provided*, That the transfer of such amount shall
 32 be in addition to any other transfer from the livestock and pseudorabies
 33 indemnity fund to the state general fund as prescribed by law: *Provided*
 34 *further*, That the amount transferred from the livestock and pseudorabies
 35 indemnity fund to the state general fund pursuant to this subsection is to
 36 reimburse the state general fund for accounting, auditing, budgeting, le-
 37 gal, payroll, personnel and purchasing services and any other govern-
 38 mental services which are performed on behalf of the animal health de-
 39 partment by other state agencies which receive appropriations from the
 40 state general fund to provide such services.

41 (d) On July 1, 2009, or as soon thereafter as moneys are available,
 42 notwithstanding the provisions of any other statute, the director of ac-
 43 counts and reports shall transfer \$31,244 from the legal services fund to

1 the state general fund: *Provided*, That the transfer of such amount shall
 2 be in addition to any other transfer from the legal services fund to the
 3 state general fund as prescribed by law: *Provided further*, That the
 4 amount transferred from the legal services fund to the state general fund
 5 pursuant to this subsection is to reimburse the state general fund for
 6 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
 7 services and any other governmental services which are performed on
 8 behalf of the animal health department by other state agencies which
 9 receive appropriations from the state general fund to provide such serv-
 10 ices.

11 (e) On July 1, 2009, or as soon thereafter as moneys are available,
 12 notwithstanding the provisions of any other statute, the director of ac-
 13 counts and reports shall transfer \$15,420 from the conversion of materials
 14 and equipment fund to the state general fund: *Provided*, That the transfer
 15 of such amount shall be in addition to any other transfer from the con-
 16 version of materials and equipment fund to the state general fund as
 17 prescribed by law: *Provided further*, That the amount transferred from
 18 the conversion of materials and equipment fund to the state general fund
 19 pursuant to this subsection is to reimburse the state general fund for
 20 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
 21 services and any other governmental services which are performed on
 22 behalf of the animal health department by other state agencies which
 23 receive appropriations from the state general fund to provide such serv-
 24 ices.

25 (f) On July 1, 2009, or as soon thereafter as moneys are available, not-
 26 withstanding the provisions of any other statute, the director of accounts
 27 and reports shall transfer \$23,864 from the Greensburg account of the
 28 disease control — federal fund to the state general fund: *Provided*, That
 29 the transfer of such amount shall be in addition to any other transfer from
 30 the Greensburg account of the disease control — federal fund to the state
 31 general fund as prescribed by law: *Provided further*, That the amount
 32 transferred from the Greensburg account of the disease control — federal
 33 fund to the state general fund pursuant to this subsection is to reimburse
 34 the state general fund for accounting, auditing, budgeting, legal, payroll,
 35 personnel and purchasing services and any other governmental services
 36 which are performed on behalf of the animal health department by other
 37 state agencies which receive appropriations from the state general fund
 38 to provide such services.

39 Sec. 93.

STATE FAIR BOARD

41 (a) There is appropriated for the above agency from the following spec-
 42 ial revenue fund or funds for the fiscal year ending June 30, 2010, all
 43 moneys now or hereafter lawfully credited to and available in such fund

1 or funds, except that expenditures, other than refunds authorized by law
 2 and remittances of sales tax to the department of revenue, shall not exceed
 3 the following:

4 State fair fee fund	No limit
5 <i>Provided</i> , That expenditures from the state fair fee fund for official hos-	
6 pitality shall not exceed \$15,000.	
7 State fair federal transfer fund	No limit
8 State fair special cash fund	No limit
9 State fair debt service special revenue fund.....	No limit

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

12 State fair debt service	\$341,861
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13 Sec. 94.

STATE CONSERVATION COMMISSION

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

17 Operating expenditures	\$796,425
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18 *Provided*, That any unencumbered balance in the operating expenditures
 19 account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 20 for fiscal year 2010: *Provided further*, That expenditures from this account
 21 for official hospitality shall not exceed \$1,500.

22 (b) There is appropriated for the above agency from the following spec-
 23 ial revenue fund or funds for the fiscal year ending June 30, 2010, all
 24 moneys now or hereafter lawfully credited to and available in such fund
 25 or funds, except that expenditures other than refunds authorized by law
 26 shall not exceed the following:

27 Agency motor pool fund.....	No limit
28 Land reclamation fee fund.....	No limit
29 Watershed protect approach/WTR RSRCE MGT fund....	No limit
30 Conversion of materials and equipment fund	No limit
31 Buffer participation incentive fund.....	No limit
32 NRCS contribution agreement 2002 farm bill — federal	
33 fund.....	No limit
34 Water resources management buffer — federal fund.....	No limit
35 Environmental improvement incentives fund.....	No limit

36 (c) There is appropriated for the above agency from the state water
 37 plan fund for the fiscal year ending June 30, 2010, for the following water
 38 plan project or projects specified, the following:

39 Water resources cost share	\$2,943,551
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40 *Provided*, That any unencumbered balance in the water resources cost
 41 share account in excess of \$100 as of June 30, 2009, is hereby reappro-
 42 priated to the water resources cost share account for fiscal year 2010:
 43 *Provided further*, That the initial allocation for grants to conservation

1 districts for fiscal year 2010 shall be made on a priority basis, as deter-
 2 mined by the state conservation commission and the provisions of the
 3 state water plan: *And provided further*, That expenditures from this ac-
 4 count for contractual technical expertise shall not exceed the amount
 5 equal to 6% of the approved budget amount for fiscal year 2010 for the
 6 water resources cost share account.
 7 Nonpoint source pollution assistance..... \$3,126,379
 8 *Provided*, That any unencumbered balance in the nonpoint source pol-
 9 lution assistance account in excess of \$100 as of June 30, 2009, is hereby
 10 reappropriated for fiscal year 2010.
 11 Conservation district aid..... \$2,255,919
 12 *Provided*, That any unencumbered balance in the conservation district
 13 aid account in excess of \$100 as of June 30, 2009, is hereby reappropriated
 14 for fiscal year 2010.
 15 Watershed dam construction..... \$949,500
 16 *Provided*, That any unencumbered balance in the watershed dam con-
 17 struction account in excess of \$100 as of June 30, 2009, is hereby reap-
 18 propriated for fiscal year 2010: *Provided further*, That expenditures from
 19 the watershed dam construction account are hereby authorized for en-
 20 gineering contracts for watershed planning as determined by the state
 21 conservation commission: *Provided, however*, That expenditures from
 22 this account for such engineering contracts for watershed planning shall
 23 not exceed \$50,000.
 24 Lake restoration..... \$898,619
 25 *Provided*, That any unencumbered balance in the lake restoration account
 26 in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal
 27 year 2010.
 28 Kansas water quality buffer initiatives..... \$270,000
 29 *Provided*, That any unencumbered balance in the Kansas water quality
 30 buffer initiatives account in excess of \$100 as of June 30, 2009, is hereby
 31 reappropriated for fiscal year 2010: *Provided further*, That all expendi-
 32 tures from the Kansas water quality buffer initiatives account shall be for
 33 grants or incentives to install water quality best management practices
 34 under the governor's water quality initiative: *And provided further*, That
 35 such expenditures may be made from this account from the approved
 36 budget amount for fiscal year 2010 in accordance with contracts, which
 37 are hereby authorized to be entered into by the executive director of the
 38 state conservation commission on behalf of the commission, for such
 39 grants or incentives: *Provided, however*, That expenditures from this ac-
 40 count for contractual educational and technical assistance for fiscal year
 41 2010 shall not exceed \$40,000.
 42 Riparian and wetland program..... \$236,600
 43 *Provided*, That any unencumbered balance in the riparian and wetland

1 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 2 propriated for fiscal year 2010.

3 Water transition assistance program..... \$826,334
 4 *Provided*, That any unencumbered balance in the water transition assis-
 5 tance program account in excess of \$100 as of June 30, 2009, is hereby
 6 reappropriated for fiscal year 2010.

7 (d) During the fiscal year ending June 30, 2010, the executive director
 8 of the state conservation commission, with the approval of the director
 9 of the budget, may transfer any part of any item of appropriation for fiscal
 10 year 2010 from the state water plan fund for the state conservation com-
 11 mission to another item of appropriation for fiscal year 2010 from the
 12 state water plan fund for the state conservation commission: *Provided*,
 13 That the executive director of the state conservation commission shall
 14 certify each such transfer to the director of accounts and reports and shall
 15 transmit a copy of each such certification to (1) the director of legislative
 16 research, (2) the chairperson of the house of representatives agriculture
 17 and natural resources budget committee, and (3) the appropriate chair-
 18 person of the subcommittee on agriculture of the senate committee on
 19 ways and means.

20 (e) On July 1, 2009, or as soon thereafter as moneys are available, the
 21 director of accounts and reports shall transfer \$150,000 from the wildlife
 22 fee fund of the department of wildlife and parks to the buffer participation
 23 incentive fund of the state conservation commission.

24 (f) On and after the effective date of this act, during fiscal year 2009
 25 and fiscal year 2010, all expenditures made by the state conservation com-
 26 mission from the moneys appropriated in the conservation reserve en-
 27 hancement program account from the state water plan fund for fiscal year
 28 2009 or fiscal year 2010 as authorized by chapter 187 of the 2008 Session
 29 Laws of Kansas, or by this or other appropriation act of the 2009 regular
 30 session of the legislature, shall be made by the state conservation com-
 31 mission in accordance with the following: *Provided*, That all expenditures
 32 under the conservation reserve enhancement program, referred to as
 33 CREP in this subsection, are subject to the following criteria:

34 (1) The total number of acres enrolled in Kansas in CREP for the three
 35 fiscal years 2008, 2009 and 2010 shall not exceed 40,000 acres;

36 (2) the number of acres eligible for enrollment in CREP in Kansas shall
 37 be limited to one-half of the number of acres represented by contracts
 38 in the federal conservation reserve program that have expired in the prior
 39 year in counties within the CREP area, except that if federal law permits
 40 the land enrolled in the CREP program to be used for agricultural pur-
 41 poses such as planting of agricultural commodities, including, but not
 42 limited to: Grains, cellulosic or biomass materials, alfalfa, grasses, legumes
 43 or other cover crops, then the number of acres eligible for enrollment

1 shall be limited to the number of acres represented by contracts in the
2 federal conservation reserve program that have expired in the prior year
3 in counties within the CREP area;

4 (3) lands enrolled in the conservation reserve program as of January 1,
5 2008, shall not be eligible for enrollment in CREP;

6 (4) no more than 25% of the acreage in CREP may be in any one
7 county;

8 (5) no water right that is owned by a governmental entity, except a
9 groundwater management district, shall be purchased or retired by the
10 state or federal government pursuant to CREP; and

11 (6) only water rights in good standing are eligible for inclusion under
12 CREP: *And provided further*, That to be a water right in good standing,
13 the following criteria must be met: (A) At least 50% of the maximum
14 annual quantity authorized to be diverted under the water right has been
15 used in any three years from 2001 through 2005; (B) in the years 2001
16 through 2005 the water rights used for the acreage in CREP shall not
17 have exceeded the maximum annual quantity authorized to be diverted
18 and shall not have been the subject of enforcement sanctions by the di-
19 vision of water resources in the last four years; and (C) the water right
20 holder has submitted the required annual water use report required by
21 K.S.A. 82a-732, and amendments thereto, for each of the most recent 10
22 years; *And provided further*, That the state conservation commission shall
23 submit a CREP report to the senate committee on natural resources and
24 the house committee on agriculture and natural resources at the begin-
25 ning of the 2010 regular session of the legislature which shall contain a
26 description of program activities and shall include: (I) The total water
27 rights, measured in acre feet, retired in CREP during fiscal year 2009
28 and fiscal year 2010 to date, (ii) the acreage enrolled in CREP during
29 fiscal year 2009 and in fiscal year 2010 to date, (iii) the dollar amounts
30 received and expended for CREP during fiscal year 2009 and in fiscal
31 year 2010 to date, (iv) the economic impact of the CREP program, (v)
32 the change in groundwater levels in the CREP area during fiscal year
33 2009 and fiscal year 2010 to date, (vi) the annual amount of water usage
34 in the CREP area during fiscal year 2009 and fiscal year 2010 to date,
35 (vii) an assessment of meeting each of the program objectives identified
36 in the agreement with the farm service agency, and (viii) such other in-
37 formation as the state conservation commission shall specify.

38 Sec. 95.

KANSAS WATER OFFICE

40 (a) There is appropriated for the above agency from the state general
41 fund for the fiscal year ending June 30, 2010, the following:
42 Water resources operating expenditures \$2,029,886
43 *Provided*, That any unencumbered balance in the water resources oper-

1 ating expenditures account in excess of \$100 as of June 30, 2009, is hereby
2 reappropriated for fiscal year 2010: *Provided, however*, That expenditures
3 from this account for official hospitality shall not exceed \$250.

4 Any unencumbered balance in the reservoir storage beneficial use fund
5 account of the state general fund in excess of \$100 as of June 30, 2009,
6 is hereby reappropriated for fiscal year 2010.

7 (b) There is appropriated for the above agency from the following spe-
8 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
9 moneys now or hereafter lawfully credited to and available in such fund
10 or funds, except that expenditures shall not exceed the following:

11 Conversion of materials and equipment fund No limit

12 Local water project match fund No limit

13 *Provided*, That all moneys received from local government entities and
14 instrumentalities to be used to match funds for water projects shall be
15 deposited in the state treasury in accordance with the provisions of K.S.A.
16 75-4215, and amendments thereto, and shall be credited to the local water
17 project match fund: *Provided further*, That all moneys credited to this
18 fund shall be used to match state funds or federal funds, or both for water
19 projects.

20 Water supply storage assurance fund No limit

21 *Provided*, That no additional water supply storage space shall be pur-
22 chased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year
23 2010, unless a contract is entered into under the state water plan storage
24 act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water
25 to users which is not held under contract in such reservoirs.

26 State conservation storage water supply fund \$0

27 Water marketing fund No limit

28 Federal grants and receipts fund No limit

29 General fees fund No limit

30 *Provided*, That expenditures may be made from the general fees fund for
31 operating expenditures for the Kansas water office, including training and
32 informational programs and official hospitality: *Provided further*, That the
33 director of the Kansas water office is hereby authorized to fix, charge and
34 collect fees for such programs: *And provided further*, That fees for such
35 programs shall be fixed in order to recover all or part of the operating
36 expenses incurred for such programs, including official hospitality: *And*
37 *provided further*, That all fees received for such programs and all fees
38 received for providing access to or for furnishing copies of public records
39 shall be deposited in the state treasury in accordance with the provisions
40 of K.S.A. 75-4215, and amendments thereto, and shall be credited to the
41 general fees fund.

42 Water conservation projects fund \$0

43 Western water conservation projects fund \$0

- 1 Motor pool vehicle replacement fund..... No limit
 2 Reservoir storage beneficial use fund..... No limit
 3 *Provided*, That expenditures may be made by the above agency from the
 4 reservoir storage beneficial use fund to call water into service for bene-
 5 ficial uses or to complete studies or take actions necessary to ensure res-
 6 ervoir storage sustainability, subject to the availability of moneys credited
 7 to the reservoir storage beneficial use fund.
 8 (c) There is appropriated for the above agency from the state water
 9 plan fund for the fiscal year ending June 30, 2010, for the state water
 10 plan project or projects specified, the following:
 11 Assessment and evaluation..... \$675,000
 12 *Provided*, That any unencumbered balance in the assessment and eval-
 13 uation account in excess of \$100 as of June 30, 2009, is hereby reap-
 14 propriated for fiscal year 2010.
 15 GIS data base development..... \$225,000
 16 *Provided*, That any unencumbered balance in the GIS data base devel-
 17 opment account in excess of \$100 as of June 30, 2009, is hereby reap-
 18 propriated for fiscal year 2010.
 19 MOU — storage operations and maintenance..... \$274,500
 20 *Provided*, That any unencumbered balance in the MOU — storage op-
 21 erations and maintenance account in excess of \$100 as of June 30, 2009,
 22 is hereby reappropriated for fiscal year 2010.
 23 Technical assistance to water users..... \$562,427
 24 *Provided*, That any unencumbered balance in the technical assistance to
 25 water users account in excess of \$100 as of June 30, 2009, is hereby
 26 reappropriated for fiscal year 2010.
 27 Water resource education..... \$70,116
 28 *Provided*, That any unencumbered balance in the water resource edu-
 29 cation account in excess of \$100 as of June 30, 2009, is hereby reap-
 30 propriated for fiscal year 2010.
 31 Wichita aquifer storage and recovery project..... \$630,000
 32 *Provided*, That any unencumbered balance in the Wichita aquifer recov-
 33 ery project account in excess of \$100 as of June 30, 2009, is hereby reap-
 34 propriated to the Wichita aquifer storage and recovery project account
 35 for fiscal year 2010.
 36 Weather modification program..... \$198,000
 37 *Provided*, That any unencumbered balance in the weather modification
 38 program account in excess of \$100 as of June 30, 2009, is hereby reap-
 39 propriated for fiscal year 2010.
 40 Weather stations..... \$72,000
 41 *Provided*, That any unencumbered balance in the weather stations ac-
 42 count in excess of \$100 as of June 30, 2009, is hereby reappropriated for
 43 fiscal year 2010.

1 Neosho river basin issues..... \$270,000
 2 *Provided*, That any unencumbered balance in the Neosho river basin
 3 issues account in excess of \$100 as of June 30, 2009, is hereby reap-
 4 propriated for fiscal year 2010.

5 (d) During the fiscal year ending June 30, 2010, the director of the
 6 Kansas water office, with approval of the director of the budget, may
 7 transfer any part of any item of appropriation for fiscal year 2010 from
 8 the state water plan fund for the Kansas water office to another item of
 9 appropriation for fiscal year 2010 from the state water plan fund for the
 10 Kansas water office: *Provided, however*, That the director of the Kansas
 11 water office shall certify each such transfer to the director of accounts
 12 and reports and shall transmit a copy of each such certification to (1) the
 13 director of legislative research, (2) the chairperson of the house of rep-
 14 resentatives agriculture and natural resources budget committee, and (3)
 15 the appropriate chairperson of the subcommittee on agriculture of the
 16 senate committee on ways and means.

17 (e) During the fiscal year ending June 30, 2010, if it appears that the
 18 resources are insufficient to meet in full the estimated expenditures as
 19 they become due to meet the financial obligations imposed by law on the
 20 water marketing fund of the Kansas water office as a result of a cash flow
 21 shortfall, the pooled money investment board is authorized and directed
 22 to loan to the director of the Kansas water office a sufficient amount or
 23 amounts of moneys to maintain the cash flow of the water marketing fund
 24 upon approval of each such loan by the state finance council acting on
 25 this matter which is hereby characterized as a matter of legislative dele-
 26 gation and subject to the guidelines prescribed in subsection (c) of K.S.A.
 27 75-3711c, and amendments thereto. No such loan shall be made unless
 28 the terms have been approved by the director of the budget. A copy of
 29 the terms of each such loan shall be submitted to the director of legislative
 30 research. The pooled money investment board is authorized and directed
 31 to use any moneys in the operating accounts, investment accounts or other
 32 investments of the state of Kansas to provide the funds for each such loan.
 33 Each such loan shall be repaid without interest within one year from the
 34 date of the loan.

35 (f) During the fiscal year ending June 30, 2010, if it appears that the
 36 resources are insufficient to meet in full the estimated expenditures as
 37 they become due to meet the financial obligations imposed by law on the
 38 water marketing fund of the Kansas water office as a result of increases
 39 in water rates, fees or charges imposed by the federal government, the
 40 pooled money investment board is authorized and directed to loan to the
 41 director of the Kansas water office a sufficient amount or amounts of
 42 moneys to reimburse the water marketing fund for increases in water
 43 rates, fees or charges imposed by the federal government and to allow

the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(g) During the fiscal year ending June 30, 2010, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2010, from the water marketing fund to the state general fund, in accordance with the provisions of the state water plan storage act, and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs.

Sec. 96.

DEPARTMENT OF WILDLIFE AND PARKS

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

Operating expenditures	\$3,713,496
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: <i>Provided, however</i> , That expenditures from this account for official hospitality shall not exceed \$1,000.	
State parks operating expenditures	\$2,051,169
<i>Provided</i> , That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.	

Reimbursement for annual licenses issued to national guard members	\$36,972
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Provided, That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2010 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses: *Provided, however*, That no other hunting or fishing licenses or permits shall be eligible to be paid from this account: *Provided further*, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

Reimbursement for annual park permits issued to national guard members	\$17,664
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Provided, That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2010 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided, however*, That not more than one annual park vehicle permit per family shall be eligible to be paid from this account: *Provided further*, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

Reimbursement for annual licenses issued to Kansas disabled veterans	\$74,450
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Provided, That all moneys in the reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2010 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of

the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas commission on veterans affairs as being service connected and such service connected disability is equal to or greater than 30%: *Provided further*, That no other hunting or fishing licenses or permits shall be eligible to be paid from this account: *And provided further*, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010.

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

Wildlife fee fund \$21,133,611

Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2010 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2010: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from this fund for official hospitality shall not exceed \$1,000.

Parks fee fund \$5,711,626

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2010 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2010: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Boating fee fund \$926,368

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2010 for the purposes of compensating federal aid program expenditures if necessary in order to comply with requirements established by the United States fish and wildlife service for the utilization

of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2010: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from this fund for official hospitality shall not exceed \$1,000.

Central aircraft fund No limit

Provided, That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies, and for the purchase of state aircraft insurance: *Provided further*, That the secretary of wildlife and parks is hereby authorized to fix, charge and collect fees for the provision of aircraft services to other state agencies: *And provided further*, That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*, That all fees received for such services shall be credited to the central aircraft fund.

Department access roads fund \$997,553

Wildlife and parks nonrestricted fund No limit

Prairie spirit rails-to-trails fee fund No limit

Nongame wildlife improvement fund No limit

Nongame wildlife improvement fund — federal No limit

Wildlife conservation fund No limit

Federally licensed wildlife areas fund No limit

State agricultural production fund No limit

Land and water conservation fund — state No limit

Land and water conservation fund — local No limit

Development and promotions fund No limit

Department of wildlife and parks private gifts and donations fund No limit

Fish and wildlife restitution fund No limit

Parks restitution fund No limit

Nonfederal grants fund No limit

Other federal grants fund No limit

Provided, That the above agency is authorized to make expenditures from the other federal grants fund of any moneys credited to this fund from any individual grant if the grant: (1) Is less than or equal to \$750,000 in the aggregate, and (2) does not require the matching expenditure of any other moneys in the state treasury during fiscal year 2010 other than moneys appropriated by this or other appropriation act of the 2009 regular session of the legislature: *Provided, however*, That, upon application to and authorization by the governor, the above agency may make expenditures of moneys credited to this fund from any individual federal

1 grant which is more than \$750,000 in the aggregate or which requires the
2 matching expenditure of moneys in the state treasury during the current
3 or any ensuing fiscal year: *Provided further*, That, subject to the provisions
4 of the other provisos prescribing guidelines for authority to make ex-
5 penditures from the other federal grants fund, expenditures may be made
6 from the other federal grants fund for capital improvements.

7 Suspense fund	No limit
8 Employee maintenance deduction clearing fund	No limit
9 Cabin revenue fund	No limit
10 Boating fund — federal	No limit
11 Wildlife fund — federal	No limit
12 Wildlife conservation fund — federal	No limit
13 Feed the hungry fund	No limit

14 (c) There is appropriated for the above agency from the state water
15 plan fund for the fiscal year ending June 30, 2010, the following:

16 Stream monitoring	\$28,800
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17 Sec. 97.

DEPARTMENT OF TRANSPORTATION

19 (a) There is appropriated for the above agency from the following special
20 revenue fund or funds for the fiscal year ending June 30, 2010, all
21 moneys now or hereafter lawfully credited to and available in such fund
22 or funds, except that expenditures shall not exceed the following:

23 State highway fund	No limit
24 <i>Provided</i> , That no expenditures may be made from the state highway fund 25 other than for the purposes specifically authorized by this or other ap- 26 propriation act.	
27 Special city and county highway fund	No limit
28 County equalization and adjustment fund	\$2,500,000
29 Highway special permits fund	No limit
30 Highway bond debt service fund	No limit
31 Rail service improvement fund	No limit
32 Transportation revolving fund	No limit
33 Rail service assistance program loan guarantee fund	No limit
34 Railroad rehabilitation loan guarantee fund	No limit

35 *Provided*, That expenditures from the railroad rehabilitation loan guar-
36 antee fund shall not exceed the amount which the secretary of transpor-
37 tation is obligated to pay during the fiscal year ending June 30, 2010, in
38 satisfaction of liabilities arising from the unconditional guarantee of pay-
39 ment which was entered into by the secretary of transportation in con-
40 nection with the mid-states port authority federally taxable revenue re-
41 funding bonds, series 1994, dated May 1, 1994, authorized by K.S.A.
42 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A.
43 75-5031, and amendments thereto.

1 Interagency motor vehicle fuel sales fund No limit || 2 *Provided*, That expenditures may be made from the interagency motor | |
3 vehicle fuel sales fund to provide and sell motor vehicle fuel to the Kansas	
4 highway patrol: *Provided further*, That the secretary of transportation is	
5 hereby authorized to fix, charge and collect fees for motor vehicle fuel	
6 sold to the Kansas highway patrol: *And provided further*, That such fees	
7 shall be fixed in order to recover all or part of the expenses incurred in	
8 providing motor vehicle fuel to the Kansas highway patrol: *And provided*	
9 *further*, That all fees received for such sales of motor vehicle fuel shall	
10 be credited to the interagency motor vehicle fuel sales fund.	

11 Coordinated public transportation assistance fund	No limit
12 Public use general aviation airport development fund	No limit
13 Highway bond proceeds fund	No limit
14 Communication system revolving fund	No limit
15 Traffic records enhancement fund	No limit
16 Other federal grants fund	No limit

17 *Provided*, That no moneys received by the department of transportation
18 that are highway trust funds or moneys that are received by the depart-
19 ment of transportation under federal grants received on an ongoing basis
20 shall be credited to the other federal grants fund: *Provided, however*,
21 That the secretary of transportation may transfer moneys between the
22 other federal grants fund and the state highway fund.

23 (b) Expenditures may be made by the above agency for the fiscal year
24 ending June 30, 2010, from the state highway fund for the following
25 specified purposes: *Provided*, That expenditures from the state highway
26 fund for fiscal year 2010 other than refunds authorized by law for the
27 following specified purposes shall not exceed the limitations prescribed
28 therefor as follows:

29 Agency operations	\$278,102,428
30 <i>Provided</i> , That expenditures from the agency operations account of the	
31 state highway fund for official hospitality by the secretary of transporta-	
32 tion shall not exceed \$5,000: <i>Provided further</i> , That expenditures may be	
33 made from this account for engineering services furnished to counties for	
34 road and bridge projects under K.S.A. 68-402e, and amendments thereto.	
35 Conference fees	No limit

36 *Provided*, That the secretary of transportation is hereby authorized to fix,
37 charge and collect conference, training and workshop attendance and
38 registration fees for conferences, training seminars and workshops spon-
39 sored or cosponsored by the department: *Provided further*, That such
40 fees shall be deposited in the state treasury and credited to the conference
41 fees account of the state highway fund: *And provided further*, That ex-
42 penditures may be made from this account to defray all or part of the
43 costs of the conferences, training seminars and workshops.

1 Substantial maintenance.....	No limit
2 Claims.....	No limit
3 Payments for city connecting links.....	\$3,360,000
4 Federal local aid programs.....	No limit
5 Bond services fees.....	No limit
6 Construction, remodeling and special maintenance projects for buildings.....	\$0

7 *Provided*, That expenditures may be made from the construction, remodeling and special maintenance projects for buildings account of the state highway fund of amounts in unexpended balances as of June 30, 2009, in capital improvement project accounts of projects approved for prior fiscal years: *Provided further*, That expenditures from this account of amounts in such unexpended balances shall be in addition to any expenditure limitation imposed on this account for fiscal year 2010.

15 Other capital improvements..... No limit
16 *Provided*, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

20 (c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund for fiscal year 2010, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2010 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

26 Buildings — rehabilitation and repair.....	\$3,356,381
27 Buildings — reroofing.....	\$212,402
28 Buildings — equipment storage sheds.....	\$239,775
29 Buildings — other construction, renovation and repair	\$1,833,875

30 (2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund for fiscal year 2010, expenditures may be made by the above agency from the state highway fund for fiscal year 2010 from the unencumbered balance as of June 30, 2009, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2010 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2009, subject to the provisions of section (d): *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2010.

43 (d) During the fiscal year ending June 30, 2010, the secretary of trans-

1 portation, with the approval of the director of the budget, may transfer
2 any part of any item of appropriation in a capital improvement project
3 account for a building or buildings for fiscal year 2010 from the state
4 highway fund for the department of transportation to another item of
5 appropriation in a capital improvement project account for a building or
6 buildings for fiscal year 2010 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

11 (e) On April 1, 2010, the director of accounts and reports shall transfer
12 from the motor pool service fund of the department of administration to
13 the state highway fund of the department of transportation an amount
14 determined to be equal to the sum of the annual vehicle registration fees
15 for each vehicle owned or leased by the state or any state agencies in
16 accordance with K.S.A. 75-4611, and amendments thereto.

17 (f) During the fiscal year ending June 30, 2010, upon notification from
18 the secretary of transportation that an amount is due and payable from
19 the railroad rehabilitation loan guarantee fund, the director of accounts
20 and reports shall transfer from the state highway fund to the railroad
21 rehabilitation loan guarantee fund the amount certified by the secretary
22 as due and payable.

23 (g) Any payment for services during the fiscal year ending June 30,
24 2010, from the state highway fund to other state agencies shall be in
25 addition to any expenditure limitation imposed on the state highway fund
26 for the fiscal year ending June 30, 2010.

27 (h) For the fiscal year ending June 30, 2010, the department of transportation shall prepare and submit along with the documents required under K.S.A. 75-3717, and amendments thereto, additional documents that present the revenues, transfers, and expenditures that are considered to be in support of the comprehensive transportation program authorized by K.S.A. 68-2314a et seq., and amendments thereto: *Provided*, That documents shall include both reportable as well as nonreportable and off-budget items that reflect the revenues, transfers and expenditures associated with the comprehensive transportation program.

36 (i) *Kansas savings incentive program*. (1) In addition to other expenditures authorized by law, expenditures may be made from the agency operations account of the state highway fund appropriated by this act for the fiscal year ending June 30, 2010, by the department of transportation for the following purposes: (A) Salary bonus payments and the cost of non-monetary awards in accordance with the provisions of K.S.A. 2008 Supp. 75-37,105, and amendments thereto, (B) purchase or other acquisition of technology equipment which was included in the budget esti-

1 mates for fiscal year 2010 submitted by the state agency pursuant to
 2 K.S.A. 75-3717, and amendments thereto, and (C) professional devel-
 3 opment training including official hospitality: *Provided*, That all such ex-
 4 penditures from such fund for fiscal year 2010 shall be in addition to any
 5 expenditure limitation imposed on the agency operations account of the
 6 state highway fund for fiscal year 2010: *Provided, however*, That the total
 7 amount of such expenditures from the agency operations account of the
 8 state highway fund for fiscal year 2010 shall not exceed the amount equal
 9 to 50% of the unexpended portion of the amount authorized to be ex-
 10 pended from the agency operations account of the state highway fund for
 11 fiscal year 2010 for agency operations, as determined by the director of
 12 accounts and reports: *Provided further*, That the total cost of all such
 13 non-monetary awards to any individual employee during fiscal year 2010
 14 under this subsection shall not exceed \$3,500: *And provided further*, That
 15 the provisions of this subsection (i)(1) shall apply only to: (A) That portion
 16 of the moneys in the agency operations account of the state highway fund
 17 from which expenditures may be made for agency operations, and (B)
 18 shall not include that portion of moneys which may be expended for other
 19 operating expenses in the regular maintenance subprogram.

20 (2) Any unencumbered balance in excess of \$100 as of June 30, 2009,
 21 in any account of any special revenue fund of the department of trans-
 22 portation, which was appropriated by subsection (i) of section 133 of
 23 chapter 131 of the 2008 Session Laws of Kansas and which is not other-
 24 wise specifically appropriated or limited by this or other appropriation act
 25 of the 2009 regular session of the legislature, is hereby appropriated for
 26 the fiscal year ending June 30, 2010, for the purposes authorized in sub-
 27 section (i)(1) of this section. All expenditures from any such account of
 28 any such special revenue fund shall be in addition to any expenditure
 29 limitation imposed on such special revenue fund for the fiscal year ending
 30 June 30, 2010.

31 (3) No salary bonus payment paid pursuant to this subsection (i) during
 32 fiscal year 2010 shall be compensation, within the meaning of K.S.A. 74-
 33 4901 et seq., and amendments thereto, for any purpose under the Kansas
 34 public employees retirement system and shall not be subject to deduc-
 35 tions for employee contributions thereunder. Each salary bonus payment
 36 paid under this section shall be a bonus, as defined by 29 C.F.R. 778, and
 37 shall be in addition to the regular earnings which that employee may be
 38 entitled or for which the employee may become eligible.

39 Sec. 98. *Position limitations.* (a) The number of full-time and regular
 40 part-time positions equated to full-time, excluding seasonal and tempo-
 41 rary positions, paid from appropriations for the fiscal year ending June
 42 30, 2010, made in this or other appropriation act of the 2009 regular
 43 session of the legislature for the following agencies shall not exceed the

1 following, except upon approval of the state finance council or pursuant
 2 to subsection (b):

3 Attorney General.....	108.00
4 Secretary of State.....	55.00
5 State Treasurer.....	55.50
6 Insurance Department.....	138.36
7 <i>Provided</i> , That any attorney positions established in the insurance de- 8 partment for the purpose of defense of the workers compensation fund 9 shall be in addition to any limitation imposed on the full-time and regular 10 part-time equivalent number of positions, excluding seasonal and tem- 11 porary positions, paid from appropriations made for fiscal year 2010 for 12 the department of insurance.	
13 Department of Commerce.....	314.75
14 Health Care Stabilization Fund Board of Governors.....	17.00
15 Judicial Council.....	7.00
16 Kansas Human Rights Commission.....	34.00
17 State Corporation Commission.....	214.00
18 Citizens' Utility Ratepayer Board.....	6.00
19 Department of Administration.....	746.95
20 Office of Administrative Hearings.....	13.50
21 State Court of Tax Appeals.....	26.00
22 Department of Revenue.....	1,096.00
23 Kansas Health Policy Authority.....	272.70
24 Kansas Lottery.....	99.00
25 Kansas Racing and Gaming Commission — state racing 26 operations and expanded lottery act regulation 27 division.....	49.53
28 Kansas Racing and Gaming Commission — state gaming 29 agency.....	24.00
30 Department of Labor.....	552.00
31 Kansas Commission on Veterans Affairs.....	513.00
32 Department of Health and Environment — Division of 33 Health.....	369.15
34 Department of Health and Environment — Division of 35 Environment.....	473.85
36 Department on Aging.....	214.00
37 Department of Social and Rehabilitation Services.....	3,669.13
38 Kansas Neurological Institute.....	570.20
39 Larned State Hospital.....	976.20
40 Osawatomie State Hospital.....	441.40
41 Parsons State Hospital and Training Center.....	497.20
42 Rainbow Mental Health Facility.....	122.20
43 Kansas, Inc.....	4.50

1	Kansas Guardianship Program.....	12.00
2	State Library.....	26.00
3	Kansas Arts Commission.....	8.00
4	Kansas State School for the Blind.....	93.50
5	Kansas State School for the Deaf.....	173.50
6	State Historical Society.....	134.00
7	State Board of Regents.....	63.50
8	Department of Corrections.....	3,047.70
9	Juvenile Justice Authority.....	558.50
10	Adjutant General.....	219.00
11	State Fire Marshal.....	53.00
12	Kansas Parole Board.....	3.00
13	Attorney General — Kansas Bureau of Investigation.....	221.00
14	Emergency Medical Services Board.....	14.00
15	Kansas Sentencing Commission.....	10.00
16	Kansas Commission on Peace Officers' Standards and	
17	Training.....	7.00
18	Kansas Department of Agriculture.....	344.50
19	Kansas Animal Health Department.....	33.00
20	State Fair Board.....	24.00
21	State Conservation Commission.....	14.00
22	State Conservation Commission.....	23.50
23	Kansas Water Office.....	416.50
24	Department of Wildlife and Parks.....	3,113.50
25	Department of Transportation.....	
26	(b) During the fiscal year ending June 30, 2010, the secretary of social	
27	and rehabilitation services may increase the position limitation for the	
28	department of social and rehabilitation services or for any institution or	
29	facility under the general supervision and management of the secretary	
30	of social and rehabilitation services by making a corresponding decrease	
31	in the position limitation for either the department of social and rehabil-	
32	itation services or any institution or facility under the general supervision	
33	and management of the secretary of social and rehabilitation services.	
34	The secretary of social and rehabilitation services shall certify each such	
35	increase and corresponding decrease to the director of personnel services	
36	of the department of administration and shall transmit a copy of each	
37	such certification to the legislative research department and the division	
38	of the budget.	
39	(c) During the fiscal year ending June 30, 2010, the attorney general	
40	may authorize full-time non-FTE unclassified permanent positions and	
41	regular part-time non-FTE unclassified permanent positions, for the Kan-	
42	sas bureau of investigation that are paid from appropriations for the at-	
43	torney general — Kansas bureau of investigation for fiscal year 2010 made	
	in this or other appropriation act of the 2009 regular session of the leg-	

1 islatore, which shall be in addition to the number of full-time and regular
2 part-time positions equated to full-time, excluding seasonal and tempo-
3 rary positions, authorized for fiscal year 2010 for the attorney general —
4 Kansas bureau of investigation. The attorney general shall certify each
5 such authorization for non-FTE unclassified permanent positions for the
6 Kansas bureau of investigation to the director of personnel services of the
7 department of administration and shall transmit a copy of each such cer-
8 tification to the legislative research department and the division of the
9 budget.

10 Sec. 99. *Kansas savings incentive program.* (a) In addition to other
11 expenditures authorized by law, expenditures may be made from any
12 account of the state general fund reappropriated by this act for the fiscal
13 year ending June 30, 2010, for any state agency named in this act for the
14 following purposes: (1) Salary bonus payments and the cost of non-mon-
15 etary awards in accordance with the provisions of K.S.A. 2008 Supp. 75-
16 37,105, and amendments thereto, (2) purchase or other acquisition of
17 technology equipment which was included in the budget estimates for
18 fiscal year 2010 submitted by the state agency pursuant to K.S.A. 75-
19 3717, and amendments thereto, and (3) professional development train-
20 ing including official hospitality: *Provided, however,* That the total of all
21 such expenditures from such account of the state general fund for fiscal
22 year 2010 shall not exceed the amount equal to 50% of the amount of
23 the unencumbered balance as of June 30, 2009, in such account of the
24 state general fund that is reappropriated for fiscal year 2010 and that is
25 in excess of the amount authorized to be expended for fiscal year 2010
26 from such reappropriated balance, as determined by the director of ac-
27 counts and reports: *Provided further,* That the total cost of all such non-
28 monetary awards to any individual employee during fiscal year 2010 that
29 are paid under this subsection plus any amount paid for such awards
30 under subsection (b) shall not exceed \$3,500: *And provided further,* That
31 the provisions of this subsection shall apply only to that portion of any
32 such account from which expenditures may be made for state operations:
33 *And provided further,* That all such expenditures from the reappropriated
34 balance in any such account for the fiscal year 2010 shall be in addition
35 to any expenditure limitation imposed on expenditures from the reap-
36 propriated balance in any such account for fiscal year 2010.

37 (b) In addition to other expenditures authorized by law, expenditures
38 may be made from any special revenue fund appropriated by this act for
39 the fiscal year ending June 30, 2010, for a state agency named in this act
40 for the following purposes: (1) Salary bonus payments and the cost of
41 non-monetary awards in accordance with the provisions of K.S.A. 2008
42 Supp. 75-37,105, and amendments thereto, (2) purchase or other acqui-
43 sition of technology equipment which was included in the budget esti-

1 mates for fiscal year 2010 submitted by the state agency pursuant to
 2 K.S.A. 75-3717, and amendments thereto, and (3) professional develop-
 3 ment training including official hospitality: *Provided*, That all such ex-
 4 penditures from such fund for fiscal year 2010 shall be in addition to any
 5 expenditure limitation imposed on such fund or any account thereof for
 6 fiscal year 2010: *Provided, however*, That the total amount of such ex-
 7 penditures from such fund for fiscal year 2010 shall not exceed the
 8 amount equal to 50% of the unexpended portion of the amount author-
 9 ized to be expended from such fund for fiscal year 2009 for state opera-
 10 tions, as determined by the director of accounts and reports, or, in the
 11 case of no limit appropriations, as determined by the director of the
 12 budget: *Provided further*, That the total cost of all such non-monetary
 13 awards to any individual employee during fiscal year 2010 that are paid
 14 under this subsection plus any amount paid for such awards under sub-
 15 section (a) shall not exceed \$3,500: *And provided further*, That the pro-
 16 visions of this subsection shall apply only to: (1) That portion of the mon-
 17 eys in each account of a special revenue fund from which portion
 18 expenditures may be made for state operations, and (2) that portion of
 19 the moneys in a special revenue fund, that does not have any such ac-
 20 counts specified in this or other appropriation act, from which portion
 21 expenditures may be made for state operations.

22 (c) (1) Any unencumbered balance in excess of \$100 as of June 30,
 23 2009, in any account of the state general fund of any state agency named
 24 in this act, which was reappropriated by subsection (c)(1) of section 135
 25 of chapter 131 of the 2008 Session Laws of Kansas and which is not
 26 otherwise specifically appropriated or limited by this or other appropri-
 27 ation act of the 2009 regular session of the legislature, is hereby reappropri-
 28 ated for the fiscal year ending June 30, 2010, and may be expended
 29 for the purposes authorized in subsection (a).

30 (2) Any unencumbered balance in excess of \$100 as of June 30, 2009,
 31 in any account of any special revenue fund of any state agency named in
 32 this act, which was appropriated by subsection (c)(2) of section 135 of
 33 chapter 131 of the 2008 Session Laws of Kansas and which is not other-
 34 wise specifically appropriated or limited by this or other appropriation act
 35 of the 2009 regular session of the legislature, is hereby appropriated for
 36 the fiscal year ending June 30, 2010, and may be expended for the pur-
 37 poses authorized or specified in subsection (b). All expenditures from any
 38 such account of any such special revenue fund shall be in addition to any
 39 expenditure limitation imposed on such special revenue fund for fiscal
 40 year 2010.

41 (d) No salary bonus payment paid pursuant to this section during fiscal
 42 year 2010 shall be compensation, within the meaning of K.S.A. 74-4001
 43 et seq., and amendments thereto, for any purpose under the Kansas pub-

1 lic employees retirement system and shall not be subject to deductions
 2 for employee contributions thereunder. Each salary bonus payment paid
 3 under this section shall be a bonus, as defined by 29 C.F.R. 778, and shall
 4 be in addition to the regular earnings which that employee may be enti-
 5 tled or for which the employee may become eligible.

6 (e) The provisions of this section shall not apply to any state agency
 7 named in section 29 of this act or to the department of transportation.

8 Sec. 100. (a) In addition to the other purposes for which expenditures
 9 may be made by any state agency named in this or other appropriation
 10 act of the 2009 regular session of the legislature from the moneys appro-
 11 priated from the state general fund or from any special revenue fund for
 12 fiscal year 2010 as authorized by this or other appropriation act of the
 13 2009 regular session of the legislature, expenditures are hereby author-
 14 ized and directed to be made by each such state agency from moneys
 15 appropriated from the state general fund or from any special revenue
 16 fund for fiscal year 2010 to provide a military pay differential for officers
 17 or employees of the state agency who are called or have been called to
 18 active military duty on or after September 11, 2001: *Provided, however*,
 19 That all such expenditures shall be made in accordance with and subject
 20 to the procedures, guidelines, limitations and restrictions, including the
 21 eligibility conditions, prescribed in executive directive no. 05-356.

22 (b) As used in this section, "state agency" means any state agency in
 23 the executive branch, legislative branch or judicial branch of state gov-
 24 ernment.

25 Sec. 101. (a) (1) In addition to the other purposes for which expendi-
 26 tures may be made by any state agency named in this or other appropri-
 27 ation act of the 2009 regular session of the legislature from the moneys
 28 appropriated from the state general fund or from any special revenue
 29 fund for fiscal year 2010 as authorized by this or other appropriation act
 30 of the 2009 regular session of the legislature, expenditures are hereby
 31 authorized and directed to be made by each such state agency from mon-
 32 eys appropriated from the state general fund or from any special revenue
 33 fund for fiscal year 2010 to provide each employee, who is eligible for a
 34 longevity bonus payment pursuant to K.S.A. 75-5541, and amendments
 35 thereto, an additional amount of longevity bonus payment during fiscal
 36 year 2010 equal to the amount required to provide, along with the amount
 37 of the longevity bonus payment otherwise payable pursuant to K.S.A. 75-
 38 5541, and amendments thereto, an aggregate amount of longevity bonus
 39 that would be payable if the amount of the longevity bonus payment
 40 pursuant to K.S.A. 75-5541, and amendments thereto, were determined
 41 by multiplying the number of full years of state service, not to exceed 25
 42 years, rendered by such employee by \$50: *Provided*, That all expenditures
 43 under this subsection (a) for such purposes shall be made in the same

1 manner and at the same time that the longevity bonus payment deter-
2 mined under K.S.A. 75-5541, and amendments thereto, is payable during
3 fiscal year 2010 to such employee: *Provided further*, That each such ad-
4 ditional amount of longevity bonus payment to any such employee shall
5 be deemed to have the same characteristics, be subject to the same with-
6 holding, deduction or contribution requirements, and is intended to be a
7 bonus as defined in 29 C.F.R. §778.208, to the same extent and effect as
8 longevity bonus payments that are payable pursuant to K.S.A. 75-5541,
9 and amendments thereto.

10 (2) As used in this subsection (a), "state agency" means any state agency
11 in the executive branch, legislative branch or judicial branch of state gov-
12 ernment and "employee" means any officer or employee of a state agency.

13 (b) On July 1, 2009, of the \$8,534,972 appropriated for the state finance
14 council for the fiscal year ending June 30, 2010, by section 3(a) of chapter
15 159 of the 2008 Session Laws of Kansas, from the state general fund in
16 the classified salary market adjustments (including fringe benefits) ac-
17 count, the sum of \$6,401,229 is hereby lapsed.

18 (c) On July 1, 2009, of the amount in each account of the state general
19 fund of each state agency that is appropriated for the fiscal year ending
20 June 30, 2010, by this or other appropriation act of the 2009 regular
21 session of the legislature and that is budgeted for fiscal year 2010 for
22 payment of longevity bonus payments pursuant to K.S.A. 75-5541 and
23 amendments thereto, and including the additional amount of longevity
24 bonus payment as provided in subsection (a), the amount equal the
25 amount budgeted for fiscal year 2010 in each such account of the state
26 general fund for such longevity bonus payments, as certified by the di-
27 rector of the budget to the director of accounts and reports, is hereby
28 lapsed: *Provided*, That, at the same time that each certification is made
29 by the director of the budget to the director of accounts and reports under
30 this subsection, the director of the budget shall deliver a copy of such
31 certification to the director of legislative research.

32 Sec. 102.

33 DEPARTMENT OF ADMINISTRATION

34 (a) There is appropriated for the above agency from the state general
35 fund for the fiscal year ending June 30, 2010, for the capital improvement
36 project or projects specified, the following: \$185,488
37 Rehabilitation and repair for state facilities.....
38 *Provided*, That any unencumbered balance in the rehabilitation and re-
39 pair for state facilities account in excess of \$100 as of June 30, 2009, is
40 hereby reappropriated for fiscal year 2010. \$3,780
41 Energy conservation improvements — debt service..... \$92,830
42 Judicial center rehabilitation and repair
43 *Provided*, That any unencumbered balance in the judicial center reha-

1 bilitation and repair account in excess of \$100 as of June 30, 2009, is
2 hereby reappropriated for fiscal year 2010.

3 Replace Docking chillers	\$483,885
4 Kansas department of transportation — CTP — debt	
5 service.....	\$8,848,975
6 Statehouse improvements — debt service	\$7,265,264
7 Capitol complex repair and rehabilitation.....	\$2,784,900
8 Judicial center improvements — debt service.....	\$28,260
9 Debt service — revenue bonds issued for state agencies..	\$39,030,000
10 <i>Provided</i> , That, in accordance with K.S.A. 2008 Supp. 74-8905, and	
11 amendments thereto, the secretary of administration is hereby authorized	
12 to request that the Kansas development finance authority issue bonds	
13 during the fiscal year ending June 30, 2010, in order to refund bonds, the	
14 debt service payments for which are detailed in this section: <i>Provided</i> ,	
15 <i>however</i> , That all moneys in the debt service — revenue bonds issued	
16 for state agencies account shall be for bonded debt service for state agen-	
17 cies in accordance with this proviso: <i>Provided further</i> , That no moneys	
18 appropriated in the debt service — revenue bonds issued for state agen-	
19 cies account for fiscal year 2010 shall be accounted for in the state ac-	
20 counting system or upon the books of the state treasurer as budgeted,	
21 authorized or otherwise available for expenditure or encumbrance by the	
22 above agency from the state general fund for fiscal year 2010 and no	
23 expenditures shall be made from the debt service — revenue bonds is-	
24 sued for state agencies account except upon a specific certification by the	
25 director of the budget to the director of accounts and reports and to the	
26 state treasurer that the amount specified in such certification is required	
27 to be expended from such account for debt service as specified in such	
28 certification: <i>And provided further</i> , That, until such a certification by the	
29 director of the budget, the moneys in the debt service — revenue bonds	
30 issued for state agencies account shall be accounted for in the state ac-	
31 counting system and upon the books of the state treasurer as part of the	
32 unencumbered balance in the state general fund for all purposes under	
33 state law: <i>And provided further</i> , That, upon such a certification by the	
34 director of the budget, the moneys in the debt service — revenue bonds	
35 issued for state agencies account may be expended during fiscal year 2010	
36 only for payment of bonded debt service for the following state agencies,	
37 subject to the aggregate limitations specified therefor:	
38 Department of administration	\$24,050,000
39 Kansas public employees retirement system	\$2,575,000
40 State board of regents	\$6,380,000
41 Pittsburg state university	\$165,000
42 University of Kansas	\$720,000
43 Wichita state university	\$1,340,000

1 Department of corrections.....	\$835,000
2 Kansas bureau of investigation — attorney general.....	\$300,000
3 Adjutant general.....	\$1,455,000
4 State fair board.....	\$1,210,000

5 *Provided*, That, at the same time as the director of the budget transmits
6 each certification to the director of accounts and reports and the state
7 treasurer pursuant to this subsection, the director of the budget shall
8 transmit a copy of such certification to the director of legislative research.

9 (b) There is appropriated for the above agency from the following special
10 revenue fund or funds for the fiscal year ending June 30, 2010, all
11 moneys now or hereafter lawfully credited to and available in such fund
12 or funds, except that expenditures shall not exceed the following:

13 Veterans memorial fund.....	No limit
14 State facilities gift fund.....	No limit
15 Master lease program fund.....	No limit
16 State buildings depreciation fund.....	\$0
17 Executive mansion gifts fund.....	No limit
18 Topeka state hospital cemetery memorial gift fund.....	No limit
19 Landon state office building repair expense fund.....	No limit
20 MacVicar avenue assessment expense fund.....	\$0
21 Capitol area plaza authority planning fund.....	No limit

22 *Provided*, That, the secretary of administration may accept gifts, dona-
23 tions and grants of money, including payments from local units of city
24 and county government, for the development of a new master plan for
25 the capitol plaza and the state zoning area described in K.S.A. 75-3619,
26 and amendments thereto: *Provided further*, That all such gifts, donations
27 and grants shall be deposited in the state treasury in accordance with the
28 provisions of K.S.A. 75-4215, and amendments thereto, to the credit of
29 the capitol plaza area authority planning fund.

30 (c) In addition to the other purposes for which expenditures may be
31 made by the above agency from the building and ground fund for fiscal
32 year 2010, expenditures may be made by the above agency from the
33 following capital improvement account or accounts of the building and
34 ground fund for fiscal year 2010 for the following capital improvement
35 project or projects, subject to the expenditure limitations prescribed
36 therefor:

37 Motor pool shop — debt service.....	No limit
38 Paint and grounds shop — debt service.....	No limit
39 Parking improvements and repair.....	No limit

40 (d) In addition to the other purposes for which expenditures may be
41 made by the above agency from the building and ground fund for fiscal
42 year 2010, expenditures may be made by the above agency from the
43 building and ground fund for fiscal year 2010 from any unencumbered

1 balance as of June 30, 2009, in each of the following capital improvement
2 accounts of the building and ground fund: Parking improvements and
3 repair: *Provided*, That the expenditures for fiscal year 2010 from the
4 unencumbered balance of any such account shall not exceed the amount
5 of the unencumbered balance in such account on June 30, 2009: *Provided*
6 *further*, That all expenditures from the building and ground fund for the
7 fiscal year 2010 from the unencumbered balance in any such account
8 shall be in addition to any expenditure limitation imposed on the building
9 and ground fund for the fiscal year 2010.

10 (e) In addition to the other purposes for which expenditures may be
11 made by the above agency from the state buildings depreciation fund for
12 fiscal year 2010, expenditures may be made by the above agency from
13 the following capital improvement account or accounts of the state build-
14 ings depreciation fund for fiscal year 2010 for the following capital im-
15 provement project or projects, subject to the expenditure limitations pre-
16 scribed therefor:

17 State of Kansas facilities projects — debt service.....	No limit
18 Rehabilitation and repair.....	\$400,000

19 *Provided*, That all expenditures from each such capital improvement ac-
20 count shall be in addition to any expenditure limitation imposed on the
21 state buildings depreciation fund for fiscal year 2010.

22 (f) In addition to the other purposes for which expenditures may be
23 made by the above agency from the state buildings depreciation fund for
24 fiscal year 2010, expenditures may be made by the above agency from
25 the state buildings depreciation fund for fiscal year 2010 from the unen-
26 cumbered balance as of June 30, 2009, in each capital improvement ac-
27 count of the state buildings depreciation fund for one or more projects
28 approved for prior fiscal years: *Provided*, That expenditures from the
29 unencumbered balance in any such account shall not exceed the amount
30 of the unencumbered balance in such account on June 30, 2009: *Provided*
31 *further*, That all expenditures from any such account shall be in addition
32 to any expenditure limitation imposed on the state buildings depreciation
33 fund for fiscal year 2010.

34 (g) In addition to the other purposes for which expenditures may be
35 made by the above agency from the state buildings operating fund for
36 fiscal year 2010, expenditures may be made by the above agency from
37 the following capital improvement account or accounts of the state build-
38 ings operating fund for fiscal year 2010 for the following capital improve-
39 ment project or projects, subject to the expenditure limitations prescribed
40 therefor:

41 Memorial hall — debt service.....	No limit
42 Docking cooling towers replacement — debt service.....	No limit

1 Eisenhower building purchase and renovation — debt
2 service..... No limit

3 (h) In addition to the other purposes for which expenditures may be
4 made from the intragovernmental printing service fund for fiscal year
5 2010, expenditures may be made by the above agency from the following
6 capital improvement account or accounts of the intragovernmental print-
7 ing service fund for fiscal year 2010 for the following capital improvement
8 project or projects, subject to the expenditure limitations prescribed
9 therefor:

10 Printing plant — debt service..... No limit

11 (i) In addition to the other purposes for which expenditures may be
12 made from the intragovernmental printing service depreciation reserve
13 fund for fiscal year 2010, expenditures may be made by the above agency
14 from the following capital improvement account or accounts of the intra-
15 governmental printing service depreciation reserve fund for fiscal year
16 2010 for the following capital improvement project or projects, subject
17 to the expenditure limitations prescribed therefor:

18 Rehabilitation and repair..... \$75,000

19 (j) On the effective date of this act, the expenditure limitation estab-
20 lished for the fiscal year ending June 30, 2009, by section 137(a) of chapter
21 131 of the 2008 Session Laws of Kansas on the MacVicar avenue assess-
22 ment expense fund is hereby decreased from no limit to \$0.

23 Sec. 103.

24 DEPARTMENT OF COMMERCE

25 (a) In addition to the other purposes for which expenditures may be
26 made by the above agency from the reimbursement and recovery fund
27 for fiscal year 2010, expenditures may be made by the above agency from
28 the following capital improvement account or accounts of the reimburse-
29 ment and recovery fund during the fiscal year 2010, for the following
30 capital improvement project or projects, subject to the expenditure lim-
31 itations prescribed therefor:

32 Debt service — 1430 Topeka facilities..... \$135,065

33 (b) In addition to the other purposes for which expenditures may be
34 made by the above agency from the Wagner Peyser — federal fund for
35 fiscal year 2010, expenditures may be made by the above agency from
36 the following capital improvement account or accounts of the Wagner
37 Peyser — federal fund during the fiscal year 2010, for the following capital
38 improvement project or projects, subject to the expenditure limitations
39 prescribed therefor:

40 Rehabilitation and repair..... \$80,000

41 Sec. 104.

42 INSURANCE DEPARTMENT

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

1 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
2 moneys now or hereafter lawfully credited to and available in such fund
3 or funds, except that expenditures shall not exceed the following:
4 Insurance department rehabilitation and repair fund..... No limit

5 Sec. 105.

6 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

7 (a) There is appropriated for the above agency from the state institu-
8 tions building fund for the fiscal year ending June 30, 2010, for the capital
9 improvement project or projects specified, the following:

10 Rehabilitation and repair projects..... \$3,636,655

11 *Provided*, That the secretary of social and rehabilitation services is hereby
12 authorized to transfer moneys during fiscal year 2010 from the rehabili-
13 tation and repair projects account to a rehabilitation and repair account
14 for any institution, as defined by K.S.A. 76-12a01 or 76-12a18, and
15 amendments thereto, for projects approved by the secretary of social and
16 rehabilitation services: *Provided further*, That expenditures also may be
17 made from this account during fiscal year 2010 for the purposes of re-
18 habilitation and repair for facilities of the department of social and re-
19 habilitation services other than any institution, as defined by K.S.A. 76-
20 12a01 or 76-12a18, and amendments thereto.

21 Debt service — new state security hospital..... \$3,907,225

22 Debt service — state hospitals rehabilitation and repair... \$2,587,050

23 (b) In addition to the purposes for which expenditures may be made
24 by the above agency from the other state fees fund for fiscal year 2010,
25 expenditures may be made by the above agency from the other state fees
26 fund for fiscal year 2010 for the following capital improvement project or
27 projects, subject to the expenditure limitations prescribed therefor:

28 Area office rehabilitation and repair..... \$200,000

29 *Provided*, That expenditures from the area office rehabilitation and repair
30 account shall be in addition to any expenditure limitation imposed on the
31 other state fees fund for fiscal year 2010.

32 Sec. 106.

33 DEPARTMENT OF LABOR

34 (a) In addition to the other purposes for which expenditures may be
35 made by the above agency from the employment security administration
36 fund for fiscal year 2010, expenditures may be made by the above agency
37 from the employment security administration fund for fiscal year 2010
38 from moneys made available to the state under section 903(d) of the
39 federal social security act, as amended: *Provided*, That expenditures from
40 this fund during fiscal year 2010 of moneys made available to the state
41 under section 903(d) of the federal social security act, as amended, may
42 be made for the following capital improvement projects: (1) For rehabil-
43 itation and repair of existing buildings used by the department of labor

1 for employment security purposes; (2) for paving, landscaping and ac-
 2 quiring fixed equipment as may be required for the use and operation of
 3 such buildings; or (3) for any combination of these purposes: *Provided*
 4 *further*, That expenditures from this fund for fiscal year 2010 of moneys
 5 made available to the state under section 903(d) of the federal social
 6 security act, as amended, for such capital improvement purposes shall not
 7 exceed \$40,000 plus the amounts of unencumbered balances as of June
 8 30, 2009, for capital improvement projects approved for fiscal years prior
 9 to fiscal year 2010: *And provided further*, That all expenditures from this
 10 fund for any such capital improvement purposes or projects shall be in
 11 addition to any expenditure limitation imposed on the employment se-
 12 curity administration fund for fiscal year 2010.

13 (b) There is appropriated for the above agency from the following spe-
 14 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 15 moneys now or hereafter lawfully credited to and available in such fund
 16 or funds, except that expenditures shall not exceed the following:
 17 Employment security administration property sale fund... No limit
 18 *Provided*, That the secretary of labor is hereby authorized to make ex-
 19 penditures from the employment security administration property sale
 20 fund for the unemployment insurance program: *Provided, however*, That
 21 no expenditures shall be made from this fund for the proposed purchase
 22 or other acquisition of additional real estate to provide space for the un-
 23 employment insurance program of the department of labor until such
 24 proposed purchase or other acquisition, including the preliminary plans
 25 and program statement for any capital improvement project that is pro-
 26 posed to be initiated and completed by or for the department of labor
 27 have been reviewed by the joint committee on state building construction.

28 (c) In addition to the other purposes for which expenditures may be
 29 made by the department of labor from moneys appropriated from any
 30 special revenue fund for fiscal year 2010 as authorized by this or other
 31 appropriation act of the 2009 regular session of the legislature, expendi-
 32 tures may be made by the department of labor for fiscal year 2010 from
 33 the moneys appropriated from any special revenue fund for the expenses
 34 of the sale, exchange or other disposition conveying title for any portion
 35 or all of the real estate of the department of labor: *Provided*, That such
 36 expenditures may be made and such sale, exchange or other disposition
 37 of conveying title for any portion or all of the real estate of the department
 38 of labor may be executed or otherwise effectuated only upon specific
 39 authorization by the state finance council acting on this matter, which is
 40 hereby characterized as a matter of legislative delegation and subject to
 41 the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and
 42 amendments thereto, and acting after receiving the recommendations of
 43 the joint committee on state building construction: *Provided, however*,

1 That no such sale, exchange or other disposition conveying title for any
 2 portion of the real estate of the department of labor shall be executed
 3 until the proposed sale, exchange or other disposition conveying title for
 4 such real estate has been reviewed by the joint committee on state build-
 5 ing construction: *Provided further*, That the net proceeds from the sale
 6 of any of the real estate of the department of labor shall be deposited in
 7 the state treasury to the credit of the employment security administration
 8 property sale fund of the department of labor: *Provided, however*, That
 9 expenditures from such fund shall not exceed the limitation established
 10 for fiscal year 2010 by this or other appropriation act of the 2009 regular
 11 session of the legislature except upon approval of the state finance coun-
 12 cil.

13 (d) In addition to the other purposes for which expenditures may be
 14 made by the above agency from the special employment security fund
 15 for fiscal year 2010, expenditures may be made by the above agency from
 16 the special employment security fund for fiscal year 2010 for the following
 17 capital improvement projects: Payment of debt service on revenue bonds
 18 issued to finance remodeling of the 401 S. Topeka building: *Provided*,
 19 That expenditures from the special employment security fund for fiscal
 20 year 2010 for such capital improvement purposes shall not exceed
 21 \$278,158: *Provided further*, That all expenditures from this fund for any
 22 such capital improvement purpose shall be in addition to any expenditure
 23 limitation imposed on the special employment security fund for fiscal year
 24 2010.

25 Sec. 107.

26 KANSAS COMMISSION ON VETERANS AFFAIRS

27 (a) There is appropriated for the above agency from the state institu-
 28 tions building fund for the fiscal year ending June 30, 2010, for the capital
 29 improvement project or projects specified, the following:

30 Soldiers' home rehabilitation and repair projects.....	\$280,000
31 Veterans' home rehabilitation and repair projects.....	\$85,000

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

37 Veterans' cemeteries federal construction grant fund.....	No limit
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38 Sec. 108.

39 KANSAS STATE SCHOOL FOR THE BLIND

40 (a) There is appropriated for the above agency from the state institu-
 41 tions building fund for the fiscal year ending June 30, 2010, for the capital
 42 improvement project or projects specified, the following:

43 Rehabilitation and repair projects	\$152,936
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1 Replace roof for Vogel building \$206,584
 2 Sec. 109.

KANSAS STATE SCHOOL FOR THE DEAF

3 (a) There is appropriated for the above agency from the state institu-
 4 tions building fund for the fiscal year ending June 30, 2010, for the capital
 5 improvement project or projects specified, the following:
 6 Rehabilitation and repair projects \$200,000
 7 Foundation repair \$100,000

8 Sec. 110.

STATE HISTORICAL SOCIETY

9 (a) There is appropriated for the above agency from the state general
 10 fund for the fiscal year ending June 30, 2010, the following:
 11 Rehabilitation and repair projects \$214,595
 12 *Provided*, That any unencumbered balance in the rehabilitation and re-
 13 pair projects account in excess of \$100 as of June 30, 2009, is hereby
 14 reappropriated for fiscal year 2010.

15 (b) There is hereby appropriated for the above agency from the follow-
 16 ing special revenue fund or funds for the fiscal year ending June 30, 2010,
 17 all moneys now or hereafter lawfully credited to and available in such
 18 fund or funds, except that expenditures shall not exceed the following:
 19 Other federal grants fund No limit
 20 Private gifts, grants and bequests No limit

21 (c) In addition to other purposes for which expenditures may be made
 22 by the above agency from the state historical society facilities fund for
 23 fiscal year 2010, expenditures may be made by the above agency from
 24 the following capital improvement account or accounts of the state his-
 25 torical society facilities fund for fiscal year 2010 for the following capital
 26 improvement project or projects, subject to the expenditure limitations
 27 prescribed therefor:
 28 Rehabilitation and repair projects \$25,000

29 *Provided*, That all expenditures from each such capital improvement ac-
 30 count shall be in addition to any expenditure limitation imposed on the
 31 state historical society facilities fund for fiscal year 2010.

32 (d) In addition to other purposes for which expenditures may be made
 33 by the above agency from the historic properties fee fund for fiscal year
 34 2010, expenditures may be made by the above agency from the following
 35 capital improvement account or accounts of the historic properties fee
 36 fund for fiscal year 2010 for the following capital improvement project or
 37 projects, subject to the expenditure limitations prescribed therefor:
 38 Rehabilitation and repair projects \$25,000
 39 *Provided*, That all expenditures from each such capital improvement ac-
 40 count shall be in addition to any expenditure limitation imposed on the
 41 historic properties fee fund for fiscal year 2010.

1 Sec. 111.

EMPORIA STATE UNIVERSITY

2 (a) There is appropriated for the above agency from the following spe-
 3 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 4 moneys now or hereafter lawfully credited to and available in such fund
 5 or funds, except that expenditures shall not exceed the following:

6 Student union refurbishing fund No limit
 7 Twin towers project revenue fund No limit
 8 Twin towers bond and interest sinking fund No limit
 9 Twin towers maintenance and equipment reserve fund... No limit
 10 Deferred maintenance support fund No limit
 11 Infrastructure maintenance fund No limit

12 (b) During the fiscal year ending June 30, 2010, the above agency may
 13 make expenditures from the rehabilitation and repair projects — EBF
 14 account of the Kansas educational building fund of the above agency of
 15 moneys transferred to such account by the state board of regents pursuant
 16 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
 17 to any provision of this or other appropriation act of the 2009 regular
 18 session of the legislature; *Provided*, That this subsection shall not apply
 19 to the unencumbered balance in any account of the Kansas educational
 20 building fund of the above agency that was first appropriated for any fiscal
 21 year commencing prior to July 1, 2008.

22 (c) In addition to the other purposes for which expenditures may be
 23 made by Emporia state university from the moneys appropriated from
 24 the state general fund or from any special revenue fund for fiscal year
 25 2010 or fiscal year 2011 as authorized by this or other appropriation act
 26 of the 2009 regular session of the legislature or by any appropriation act
 27 of the 2010 regular session of the legislature, expenditures shall be made
 28 by Emporia state university from moneys appropriated from the state
 29 general fund or from any special revenue fund or funds for fiscal year
 30 2010 or fiscal year 2011, to provide for the issuance of bonds by the
 31 Kansas development finance authority in accordance with K.S.A. 74-8905,
 32 and amendments thereto, for a capital improvement project to redevelop,
 33 renovate and equip the memorial student union; *Provided*, That such
 34 capital improvement project is hereby approved for Emporia state uni-
 35 versity for the purposes of subsection (b) of K.S.A. 74-8905, and amend-
 36 ments thereto, and the authorization of the issuance of bonds by the
 37 Kansas development finance authority in accordance with that statute;
 38 *Provided further*, That Emporia state university may make expenditures
 39 from the moneys received from the issuance of any such bonds for such
 40 capital improvement project; *Provided, however*, That expenditures from
 41 the moneys received from the issuance of any such bonds for such capital
 42 improvement project shall not exceed \$25,030,000, plus all amounts re-

1 quired for costs of bond issuance, costs of interest on the bonds issued
2 for such capital improvement project during the construction of such
3 project and any required reserves for the payment of principal and inter-
4 est on the bonds: *And provided further*, That all moneys received from
5 the issuance of any such bonds shall be deposited and accounted for as
6 prescribed by applicable bond covenants: *And provided further*, That
7 debt service for any such bonds for such capital improvement project
8 shall be financed by appropriations from any appropriate special revenue
9 fund or funds of Emporia state university.

10 Sec. 112.

11 **FORT HAYS STATE UNIVERSITY**

12 (a) There is appropriated for the above agency from the following spe-
13 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
14 moneys now or hereafter lawfully credited to and available in such fund
15 or funds, except that expenditures shall not exceed the following:

16 Lewis field renovation — bond and interest sinking	No limit
17 fund.....	No limit
18 Lewis field renovation — revenue fund.....	No limit
19 Memorial union renovation debt service fund.....	No limit
20 Deferred maintenance support fund.....	No limit
21 Infrastructure maintenance fund.....	No limit
22 Soccer facility fund.....	No limit
23 Wind power generation facility fund.....	No limit

24 (b) During the fiscal year ending June 30, 2010, the above agency may
25 make expenditures from the rehabilitation and repair projects — EBF
26 account of the Kansas educational building fund of the above agency of
27 moneys transferred to such account by the state board of regents pursuant
28 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
29 to any provision of this or other appropriation act of the 2009 regular
30 session of the legislature: *Provided*, That this subsection shall not apply
31 to the unencumbered balance in any account of the Kansas educational
32 building fund of the above agency that was first appropriated for any fiscal
33 year commencing prior to July 1, 2008.

34 (c) In addition to the other purposes for which expenditures may be
35 made by Fort Hays state university from the moneys appropriated from
36 the state general fund or from any special revenue fund or funds for Fort
37 Hays state university for fiscal year 2010, as authorized by this or other
38 appropriation act of the 2009 regular session of the legislature, expendi-
39 tures may be made by Fort Hays state university from moneys appropri-
40 ated from the state general fund or from any special revenue fund or
41 funds for Fort Hays state university for fiscal year 2010 to raze wing "A"
42 of Wiest hall.

43 (d) In addition to the other purposes for which expenditures may be

1 made by Fort Hays state university from the moneys appropriated from
2 the state general fund or from any special revenue fund or funds for Fort
3 Hays state university for fiscal year 2010, as authorized by this or other
4 appropriation act of the 2009 regular session of the legislature, expendi-
5 tures may be made by Fort Hays state university from moneys appropri-
6 ated from the state general fund or from any special revenue fund or
7 funds for Fort Hays state university for fiscal year 2010 to raze residential
8 property at 610 Park Street, Hays, Kansas.

9 (e) In addition to the other purposes for which expenditures may be
10 made by Fort Hays state university from the moneys appropriated from
11 the state general fund or from any special revenue fund or funds for Fort
12 Hays state university for fiscal year 2010, as authorized by this or other
13 appropriation act of the 2009 regular session of the legislature, expendi-
14 tures may be made by Fort Hays state university from moneys appropri-
15 ated from the state general fund or from any special revenue fund or
16 funds for Fort Hays state university for fiscal year 2010 to raze residential
17 property at 507 W. 6th Street, Hays, Kansas.

18 Sec. 113.

19 **KANSAS STATE UNIVERSITY**

20 (a) There is appropriated for the above agency from the state general
21 fund for the fiscal year ending June 30, 2010, for the capital improvement
22 project or projects specified as follows:

23 Lease payment — Salina aeronautical center (including	
24 aeronautical laboratory center).....	\$189,446

25 (b) There is appropriated for the above agency from the following spe-
26 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
27 moneys now or hereafter lawfully credited to and available in such fund
28 or funds, except that expenditures shall not exceed the following:

29 Engineering complex phase II private gift fund.....	No limit
30 Ackert hall addition — gifts and grants fund.....	No limit
31 Salina runway improvements fund.....	No limit
32 Student life center — Salina construction debt service	
33 fund.....	No limit

34 Deferred maintenance support fund.....	No limit
35 Infrastructure maintenance fund.....	No limit
36 Sheep and goat facility fund.....	No limit

37 (c) In addition to the other purposes for which expenditures may be
38 made by Kansas state university from the moneys appropriated from the
39 state general fund or from any special revenue fund or funds for fiscal
40 year 2010 as authorized by this or other appropriation act of the 2009
41 regular session of the legislature, expenditures may be made by Kansas
42 state university from moneys appropriated from the state general fund or
43 from any special revenue fund or funds for fiscal year 2010 to raze por-

1 tions of building no. 025 (Seaton hall).

2 (d) In addition to the other purposes for which expenditures may be
3 made by Kansas state university from the moneys appropriated from the
4 state general fund or from any special revenue fund for fiscal year 2010
5 or fiscal year 2011 as authorized by this or other appropriation act of the
6 2009 regular session of the legislature or by any appropriation act of the
7 2010 regular session of the legislature, expenditures shall be made by
8 Kansas state university from moneys appropriated from the state general
9 fund or from any special revenue fund or funds for fiscal year 2010 or
10 fiscal year 2011, to provide for the issuance of bonds by the Kansas de-
11 velopment finance authority in accordance with K.S.A. 74-8905, and
12 amendments thereto, for a capital improvement project to redevelop,
13 renovate and equip the Jardine apartments: *Provided*, That such capital
14 improvement project is hereby approved for Kansas state university for
15 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
16 thereto, and the authorization of the issuance of bonds by the Kansas
17 development finance authority in accordance with that statute: *Provided*
18 *further*, That Kansas state university may make expenditures from the
19 moneys received from the issuance of any such bonds for such capital
20 improvement project: *Provided, however*, That expenditures from the
21 moneys received from the issuance of any such bonds for such capital
22 improvement project shall not exceed \$102,000,000, plus all amounts re-
23 quired for costs of bond issuance, costs of interest on the bonds issued
24 for such capital improvement project during the construction of such
25 project and any required reserves for the payment of principal and inter-
26 est on the bonds: *And provided further*, That all moneys received from
27 the issuance of any such bonds shall be deposited and accounted for as
28 prescribed by applicable bond covenants: *And provided further*, That
29 debt service for any such bonds for such capital improvement project
30 shall be financed by appropriations from the housing system operations
31 fund or any other appropriate special revenue fund or funds of Kansas
32 state university.

33 (e) In addition to the other purposes for which expenditures may be
34 made by Kansas state university for the moneys appropriated from the
35 state general fund or from any special revenue fund for fiscal year 2010
36 or fiscal year 2011 as authorized by this or other appropriation act of the
37 2009 regular session of the legislature or by any appropriation act of the
38 2009 regular session of the legislature, expenditures shall be made by
39 Kansas state university from moneys appropriated from the state general
40 fund or from any special revenue fund for fiscal year 2010 or for fiscal
41 year 2011 to provide for the issuance of bonds by the Kansas development
42 finance authority in accordance with K.S.A. 74-8905, and amendments
43 thereto, for a capital improvement project to expand and renovate the

1 Bramlage coliseum and Bill Snyder family stadium: *Provided*, That such
2 capital improvement project is hereby approved for Kansas state univer-
3 sity for the purposes of subsection (b) of K.S.A. 74-8905, and amendments
4 thereto, and the authorization of the issuance of bonds by the Kansas
5 development finance authority in accordance with that statute: *Provided*
6 *further*, That Kansas state university may make expenditures from the
7 moneys received from the issuance of any such bonds for such capital
8 improvement project: *Provided, however*, That expenditures from the
9 moneys received from the issuance of any such bonds for such capital
10 improvement project shall not exceed \$45,000,000, plus all amounts re-
11 quired for costs of bond issuance, costs of interest on the bonds issued
12 for such capital improvement project during the construction of such
13 project and any required reserves for payment of principal and interest
14 on the bonds: *And provided further*, That all moneys received from the
15 issuance of any such bonds shall be deposited and accounted for as pre-
16 scribed by applicable bond covenants: *And provided further*, That debt
17 service for any such bonds for such capital improvement projects shall be
18 financed by appropriations from any special revenue fund or funds or any
19 other appropriate fund.

20 (f) In addition to the other purposes for which expenditures may be
21 made by Kansas state university for the moneys appropriated from the
22 state general fund or from any special revenue fund for fiscal year 2010
23 or fiscal year 2011 as authorized by this or other appropriation act of the
24 2009 regular session of the legislature or by any appropriation act of the
25 2009 regular session of the legislature, expenditures shall be made by
26 Kansas state university from moneys appropriated from the state general
27 fund or from any special revenue fund for fiscal year 2010 or for fiscal
28 year 2011 to provide for the issuance of bonds by the Kansas development
29 finance authority in accordance with K.S.A. 74-8905, and amendments
30 thereto, for a capital improvement project to expand and renovate the
31 Peters student recreation center: *Provided*, That such capital improve-
32 ment project is hereby approved for Kansas state university for the pur-
33 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and
34 the authorization of the issuance of bonds by the Kansas development
35 finance authority in accordance with that statute: *Provided further*, That
36 Kansas state university may make expenditures from the moneys received
37 from the issuance of any such bonds for such capital improvement project:
38 *Provided, however*, That expenditures from the moneys received from
39 the issuance of any such bonds for such capital improvement project shall
40 not exceed \$24,000,000, plus all amounts required for costs of bond is-
41 suance, costs of interest on the bonds issued for such capital improvement
42 project during the construction of such project and any required reserves
43 for payment of principal and interest on the bonds: *And provided further*,

1 That all moneys received from the issuance of any such bonds shall be
2 deposited and accounted for as prescribed by applicable bond covenants:
3 *And provided further*, That debt service for any such bonds for such
4 capital improvement projects shall be financed by appropriations from
5 the restricted fees fund or any other appropriate special revenue fund or
6 funds.

7 (g) During the fiscal year ending June 30, 2010, the above agency may
8 make expenditures from the rehabilitation and repair projects — EBF
9 account of the Kansas educational building fund of the above agency of
10 moneys transferred to such account by the state board of regents pursuant
11 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
12 to any provision of this or other appropriation act of the 2009 regular
13 session of the legislature: *Provided*, That this subsection shall not apply
14 to the unencumbered balance in any account of the Kansas educational
15 building fund of the above agency that was first appropriated for any fiscal
16 year commencing prior to July 1, 2008.

17 (h) During the fiscal year ending June 30, 2010, the director of accounts
18 and reports shall transfer an amount or amounts specified by the presi-
19 dent of Kansas state university from the deferred maintenance support
20 fund of Kansas state university veterinary medical center or the deferred
21 maintenance support fund of Kansas state university extension systems
22 and agriculture research programs to the deferred maintenance support
23 fund of Kansas state university. The president of Kansas state university
24 shall certify each such transfer to the director of accounts and reports.

25 (i) In addition to the other purposes for which expenditures may be
26 made by Kansas state university from the moneys appropriated from the
27 state general fund or from any special revenue fund for fiscal year 2010
28 or fiscal year 2011 as authorized by this or other appropriation act of the
29 2009 regular session of the legislature or by any appropriation act of the
30 2010 regular session of the legislature, expenditures shall be made by
31 Kansas state university from moneys appropriated from the state general
32 fund or from any special revenue fund for fiscal year 2010 or for fiscal
33 year 2011 to provide for the issuance of bonds by the Kansas development
34 finance authority in accordance with K.S.A. 74-8905, and amendments
35 thereto, for a capital improvement project to construct a child care facility
36 at Kansas state university: *Provided*, That such capital improvement pro-
37 ject is hereby approved for Kansas state university for the purposes of
38 subsection (b) of K.S.A. 74-8905, and amendments thereto, and the au-
39 thorization of the issuance of bonds by the Kansas development finance
40 authority in accordance with that statute: *Provided further*, That Kansas
41 state university may make expenditures from the moneys received from
42 the issuance of any such bonds for such capital improvement project:
43 *Provided, however*, That expenditures from the moneys received from

1 the issuance of any such bonds for such capital improvement project shall
2 not exceed \$6,000,000, plus all amounts required for costs of bond issu-
3 ance, costs of interest on the bonds issued for such capital improvement
4 project during the construction of such project and any required reserves
5 for payment of principal and interest on the bonds: *And provided further*,
6 That all moneys received from the issuance of any such bonds shall be
7 deposited and accounted for as prescribed by applicable bond covenants:
8 *And provided further*, That debt service for any such bonds for such
9 capital improvement projects shall be financed by appropriations from
10 the restricted fees fund or any other appropriate special revenue fund or
11 funds of Kansas state university.

12 Sec. 114.

13 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND 14 AGRICULTURE RESEARCH PROGRAMS

15 (a) In addition to the other purposes for which expenditures may be
16 made by the above agency from the restricted fees fund for the fiscal year
17 ending June 30, 2010, expenditures may be made by the above agency
18 from the appropriate account or accounts of the restricted fees fund dur-
19 ing fiscal year 2010 for the following capital improvement project or pro-
20 jects:

21 Validation/fresh meats processing laboratory.....	No limit
22 Equine education and research center.....	No limit
23 Grain science center.....	No limit
24 Construct east Kansas horticulture research center.....	No limit

25 (b) In addition to the other purposes for which expenditures may be
26 made by the above agency from the sponsored research overhead fund
27 for fiscal year 2010, expenditures may be made by the above agency from
28 the sponsored research overhead fund for the fiscal year 2010 for the
29 following capital improvement project or projects, subject to the expend-
30 iture limitations prescribed therefor:

31 Southeast agriculture research center buildings	No limit
--	----------

32 (c) There is appropriated for the above agency from the following spe-
33 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
34 moneys now or hereafter lawfully credited to and available in such fund
35 or funds, except that expenditures shall not exceed the following:

36 Greenhouse laboratory construction fund.....	No limit
37 Horticulture research/education center construction	
38 fund.....	No limit
39 Deferred maintenance support fund	No limit
40 Infrastructure maintenance fund	No limit

41 (d) In addition to the other purposes for which expenditures may be
42 made by Kansas state university extension systems and agriculture re-
43 search programs from the moneys appropriated from the state general

1 fund or from any special revenue fund for fiscal year 2010 or fiscal year
2 2011 as authorized by this or other appropriation act of the 2009 regular
3 session of the legislature or by any appropriation act of the 2010 regular
4 session of the legislature, expenditures shall be made by Kansas state
5 university extension systems and agriculture research programs from
6 moneys appropriated from the state general fund or from any special
7 revenue fund for fiscal year 2010 or fiscal year 2011 to provide for the
8 issuance of bonds by the Kansas development finance authority in ac-
9 cordance with K.S.A. 74-8905, and amendments thereto, for a capital
10 improvement project for greenhouse laboratory construction: *Provided*,
11 That such capital improvement project is hereby approved for Kansas
12 state university extension systems and agriculture research programs for
13 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
14 thereto, and the authorization of the issuance of bonds by the Kansas
15 development finance authority in accordance with that statute: *Provided*
16 *further*, That Kansas state university extension systems and agriculture
17 research programs may make expenditures from the moneys received
18 from the issuance of any such bonds for such capital improvement project:
19 *Provided, however*, That expenditures from the moneys received from
20 the issuance of any such bonds for such capital improvement project shall
21 not exceed \$1,700,000, plus all amounts required for costs of bond issu-
22 ance, costs of interest on the bonds issued for such capital improvement
23 project during the construction of such project and any required reserves
24 for the payment of principal and interest on the bonds: *And provided*
25 *further*, That all moneys received from the issuance of any such bonds
26 shall be deposited and accounted for as prescribed by applicable bond
27 covenants: *And provided further*, That debt service for any such bonds
28 for such capital improvement projects shall be financed by appropriations
29 from the Kansas educational building fund or any other appropriate spe-
30 cial revenue fund or funds.

31 (e) In addition to the other purposes for which expenditures may be
32 made by Kansas state university extension systems and agriculture re-
33 search programs from the moneys appropriated from the state general
34 fund or from any special revenue fund for fiscal year 2010 or fiscal year
35 2011 as authorized by this or other appropriation act of the 2009 regular
36 session of the legislature or by any appropriation act of the 2010 regular
37 session of the legislature, expenditures shall be made by Kansas state
38 university extension systems and agriculture research programs from
39 moneys appropriated from the state general fund or from any special
40 revenue fund for fiscal year 2010 or fiscal year 2011 to provide for the
41 issuance of bonds by the Kansas development finance authority in ac-
42 cordance with K.S.A. 74-8905, and amendments thereto, for a capital
43 improvement project for horticulture research/education center construc-

1 tion: *Provided*, That such capital improvement project is hereby approved
2 for Kansas state university extension systems and agriculture research
3 programs for the purposes of subsection (b) of K.S.A. 74-8905, and
4 amendments thereto, and the authorization of the issuance of bonds by
5 the Kansas development finance authority in accordance with that statute:
6 *Provided further*, That Kansas state university extension systems and ag-
7 riculture research programs may make expenditures from the moneys
8 received from the issuance of any such bonds for such capital improve-
9 ment project: *Provided, however*, That expenditures from the moneys
10 received from the issuance of any such bonds for such capital improve-
11 ment project shall not exceed \$1,500,000, plus all amounts required for
12 costs of bond issuance, costs of interest on the bonds issued for such
13 capital improvement project during the construction of such project and
14 any required reserves for the payment of principal and interest on the
15 bonds: *And provided further*, That all moneys received from the issuance
16 of any such bonds shall be deposited and accounted for as prescribed by
17 applicable bond covenants: *And provided further*, That debt service for
18 any such bonds for such capital improvement projects shall be financed
19 by appropriations from the Kansas educational building fund or any other
20 appropriate special revenue fund or funds.

21 Sec. 115.

22 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

23 (a) There is appropriated for the above agency from the following special
24 revenue fund or funds for the fiscal year ending June 30, 2010, all
25 moneys now or hereafter lawfully credited to and available in such fund
26 or funds, except that expenditures shall not exceed the following:

27 Deferred maintenance support fund No limit
28 Infrastructure maintenance fund No limit

29 (b) During the fiscal year ending June 30, 2010, the above agency may
30 make expenditures from the rehabilitation and repair projects — EBF
31 account of the Kansas educational building fund of the above agency of
32 moneys transferred to such account by the state board of regents pursuant
33 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
34 to any provision of this or other appropriation act of the 2009 regular
35 session of the legislature: *Provided*, That this subsection shall not apply
36 to the unencumbered balance in any account of the Kansas educational
37 building fund of the above agency that was first appropriated for any fiscal
38 year commencing prior to July 1, 2008.

39 Sec. 116.

40 PITTSBURG STATE UNIVERSITY

41 (a) There is appropriated for the above agency from the state general
42 fund for the fiscal year ending June 30, 2010, the following:
43 Armory/classroom/recreation center debt service \$160,599

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Horace Mann renovation revenue fund	No limit
Overman renovation revenue fund	No limit
Deferred maintenance support fund	No limit
Infrastructure maintenance fund	No limit
Student health center — private gifts fund	No limit

(c) During the fiscal year ending June 30, 2010, the above agency may make expenditures from the rehabilitation and repair projects — EBF account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents pursuant to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or to any provision of this or other appropriation act of the 2009 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2008.

(d) In addition to the other purposes for which expenditures may be made by Pittsburg state university from the moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 by this or other appropriation act of the 2009 regular session of the legislature, expenditures shall be made by Pittsburg state university from moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for parking improvements: *Provided*, That such capital improvement project is hereby approved for Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Pittsburg state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$4,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond

covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds.

(e) In addition to the other purposes for which expenditures may be made by Pittsburg state university from the moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 by this or other appropriation act of the 2009 regular session of the legislature, expenditures shall be made by Pittsburg state university from moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for student housing improvements and construction: *Provided*, That such capital improvement project is hereby approved for Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That Pittsburg state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$22,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations from any appropriate special revenue fund or funds.

(f) In addition to the other purposes for which expenditures may be made by Pittsburg state university from the moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 by this or other appropriation act of the 2009 regular session of the legislature, expenditures shall be made by Pittsburg state university from moneys appropriated from any special revenue fund for Pittsburg state university for fiscal year 2010 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for student health center construction: *Provided*, That such capital improvement project is hereby approved for Pittsburg state university for the purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto, and the au-

1 thorization of the issuance of bonds by the Kansas development finance
 2 authority in accordance with that statute: *Provided further*, That Pittsburg
 3 state university may make expenditures from the moneys received from
 4 the issuance of any such bonds for such capital improvement project:
 5 *Provided, however*, That expenditures from the moneys received from
 6 the issuance of any such bonds for such capital improvement project shall
 7 not exceed \$3,750,000, plus all amounts required for costs of bond issu-
 8 ance, costs of interest on the bonds issued for such capital improvement
 9 project during the construction of such project and any required reserves
 10 for the payment of principal and interest on the bonds: *And provided*
 11 *further*, That all moneys received from the issuance of any such bonds
 12 shall be deposited and accounted for as prescribed by applicable bond
 13 covenants: *And provided further*, That debt service for any such bonds
 14 for such capital improvement project shall be financed by appropriations
 15 from any appropriate special revenue fund or funds: *And provided fur-*
 16 *ther*, That no bonds shall be approved by the Kansas development finance
 17 authority until the conditions of K.S.A. 76-742, and amendments thereto,
 18 have been met.

19 (g) In addition to the other purposes for which expenditures may be
 20 made by Pittsburg state university from the moneys appropriated from
 21 the state general fund or from any special revenue fund or funds for fiscal
 22 year 2010 as authorized by this or other appropriation act of the 2009
 23 regular session of the legislature, expenditures may be made by Pittsburg
 24 state university from moneys appropriated from the state general fund or
 25 from any special revenue fund or funds for fiscal year 2010 to raze the
 26 student health center.

27 Sec. 117.

28 UNIVERSITY OF KANSAS

29 (a) There is appropriated for the above agency from the state general
 30 fund for the fiscal year ending June 30, 2010, for the capital improvement
 31 project or projects specified as follows:

32 School of pharmacy debt service..... \$914,468

33 (b) In addition to the other purposes for which expenditures may be
 34 made by the university of Kansas for the moneys appropriated from the
 35 state general fund or any special revenue fund or funds for fiscal year
 36 2010 or fiscal year 2011 as authorized by this or other appropriation act
 37 of the 2010 regular session of the legislature, expenditures shall be made
 38 by the university of Kansas from moneys appropriated from the state
 39 general fund or any special revenue fund or funds for fiscal year 2010 or
 40 for fiscal year 2011 to provide for the issuance of bonds by the Kansas
 41 development finance authority in accordance with K.S.A. 74-8905, and
 42 amendments thereto, for a capital improvement project to construct and
 43 remodel the school of pharmacy: *Provided*, That such capital improve-

1 ment project is hereby approved for the university of Kansas for the pur-
 2 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and
 3 the authorization of the issuance of bonds by the Kansas development
 4 finance authority in accordance with that statute: *Provided further*, That
 5 the university of Kansas may make expenditures from the moneys re-
 6 ceived from the issuance of any such bonds for such capital improvement
 7 project: *Provided, however*, That expenditures from the moneys received
 8 from the issuance of any such bonds for such capital improvement project
 9 shall not exceed \$30,000,000, plus all amounts required for costs of bond
 10 issuance, costs of interest on the bonds issued for such capital improve-
 11 ment project during the construction of such project and any required
 12 reserves for payment of principal and interest on the bonds: *And provided*
 13 *further*, That all moneys received from the issuance of any such bonds
 14 shall be deposited and accounted for as prescribed by applicable bond
 15 covenants: *And provided further*, That debt service for any such bonds
 16 for such capital improvement projects shall be financed by appropriations
 17 from the state general fund or any special revenue fund or funds, except
 18 that any debt service for fiscal year 2010 and fiscal year 2011 shall be paid
 19 from capitalized interest.

20 (c) There is appropriated for the above agency from the following spe-
 21 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 22 moneys now or hereafter lawfully credited to and available in such fund
 23 or funds, except that expenditures shall not exceed the following:

24 Student union renovation revenue fund..... No limit

25 Student health facility maintenance, repair, and equipment
 26 fee fund..... No limit

27 Regents center revenue fund — KDFA D bonds, 1990... No limit

28 Parking facilities surplus fund — KDFA G bonds, 1993... No limit

29 *Provided*, That the university of Kansas may make expenditures from the
 30 parking facilities surplus fund — KDFA G bonds, 1993 for capital im-
 31 provements to parking lots in addition to the expenditure of other moneys
 32 appropriated therefor.

33 Deferred maintenance support fund..... No limit

34 Infrastructure maintenance fund..... No limit

35 Multicultural resource center — construction fund..... No limit

36 *Provided*, That all gifts received for the capital improvement project to
 37 construct and equip a multicultural resource center shall be deposited in
 38 the state treasury to the credit of the multicultural resource center —
 39 construction fund: *Provided further*, That the above agency may transfer
 40 moneys during fiscal year 2010 from the appropriate accounts of the re-
 41 stricted fees fund to the multicultural resource center — construction
 42 fund for such capital improvement project.

- 1 Athletic facilities enhancements special revenue fund
- 2 KDFA A university proceeds..... No limit
- 3 Child care facility operations account fund..... No limit
- 4 Child care facility student fee account fund..... No limit
- 5 Student recreation & fitness center revenue fund..... No limit
- 6 Child care facility addition fund..... No limit
- 7 *Provided*, That the university of Kansas may transfer moneys during fiscal
- 8 year 2010 from the restricted fees fund or the general fees fund to the
- 9 child care facility addition fund for the capital improvement project to
- 10 construct an addition to the child care facility: *Provided further*, That
- 11 upon completion of the construction project, the university of Kansas may
- 12 transfer unused moneys from the child care facility addition fund to the
- 13 general fees fund or the restricted fees fund.
- 14 Wescoe hall infill construction fund..... No limit
- 15 *Provided*, That the university of Kansas may transfer moneys during fiscal
- 16 year 2010 from the general fees fund to the Wescoe hall infill construction
- 17 fund for the capital improvement project to infill Wescoe hall: *Provided*
- 18 *further*, That upon completion of the construction project, the university
- 19 of Kansas may transfer unused moneys from the Wescoe hall infill con-
- 20 struction fund to the general fees fund.
- 21 West campus architecture classroom/shop fund..... No limit
- 22 *Provided*, That the university of Kansas may transfer moneys during fiscal
- 23 year 2010 from the restricted fees fund and general fees fund to the West
- 24 campus architecture classroom/shop fund for the renovation project for
- 25 the West campus architecture classroom/shop: *Provided further*, That
- 26 upon completion of the renovation project, the university of Kansas may
- 27 transfer unused moneys received from the restricted fees fund in the
- 28 West campus architecture classroom/shop fund to the restricted fees
- 29 fund: *And provided further*, That upon completion of the renovation pro-
- 30 ject, the university of Kansas may transfer unused moneys received from
- 31 the general fees fund in the West campus architecture classroom/shop
- 32 fund to the general fees fund.
- 33 Smissman hall renovation fund..... No limit
- 34 *Provided*, That the university of Kansas may transfer moneys during fiscal
- 35 year 2010 from the restricted fees fund and general fees fund to the
- 36 Smissman hall renovation fund for the renovation project for Smissman
- 37 hall: *Provided further*, That upon completion of the renovation project,
- 38 the university of Kansas may transfer unused moneys received from the
- 39 restricted fees fund in the Smissman hall renovation fund to the restricted
- 40 fees fund: *And provided further*, That upon completion of the renovation
- 41 project, the university of Kansas may transfer unused moneys received
- 42 from the general fees fund in the Smissman hall renovation fund to the
- 43 general fees fund.

1 (d) In addition to the other purposes for which expenditures may be
2 made by the university of Kansas from the moneys appropriated from the
3 state general fund or from any special revenue fund or funds for fiscal
4 year 2010 as authorized by this or other appropriation act of the 2009
5 regular session of the legislature, expenditures may be made by the uni-
6 versity of Kansas from moneys appropriated from the state general fund
7 or from any special revenue fund or funds for fiscal year 2010 to raze
8 portions of building no. 341 (at sunflower research farm in Johnson
9 county).

10 (e) In addition to the other purposes for which expenditures may be
11 made by the university of Kansas for the moneys appropriated from the
12 state general fund or from any special revenue fund for fiscal year 2010
13 or fiscal year 2011 as authorized by this or other appropriation act of the
14 2009 regular session of the legislature or by any appropriation act of the
15 2010 regular session of the legislature, expenditures shall be made by the
16 university of Kansas from moneys appropriated from the state general
17 fund or from any special revenue fund for fiscal year 2010 or for fiscal
18 year 2011 to provide for the issuance of bonds by the Kansas development
19 finance authority in accordance with K.S.A. 74-8905, and amendments
20 thereto, for a capital improvement project to construct and remodel jay-
21 hawk towers — phase I: *Provided*, That such capital improvement project
22 is hereby approved for the university of Kansas for the purposes of sub-
23 section (b) of K.S.A. 74-8905, and amendments thereto, and the author-
24 ization of the issuance of bonds by the Kansas development finance au-
25 thority in accordance with that statute: *Provided further*, That the
26 university of Kansas may make expenditures from the moneys received
27 from the issuance of any such bonds for such capital improvement project:
28 *Provided, however*, That expenditures from the moneys received from
29 the issuance of any such bonds for such capital improvement project shall
30 not exceed \$6,000,000, plus all amounts required for costs of bond issu-
31 ance, costs of interest on the bonds issued for such capital improvement
32 project during the construction of such project and any required reserves
33 for payment of principal and interest on the bonds: *And provided further*,
34 That all moneys received from the issuance of any such bonds shall be
35 deposited and accounted for as prescribed by applicable bond covenants:
36 *And provided further*, That debt service for any such bonds for such
37 capital improvement projects shall be financed by appropriations from
38 the state general fund and any appropriate special revenue fund or funds.

39 (f) In addition to the other purposes for which expenditures may be
40 made by the university of Kansas for the moneys appropriated from any
41 special revenue fund for fiscal year 2010 or fiscal year 2011 as authorized
42 by this or other appropriation act of the 2009 regular session of the leg-
43 islation or by any appropriation act of the 2010 regular session of the

1 legislature, expenditures shall be made by the university of Kansas from
2 moneys appropriated from the state general fund or from any special
3 revenue fund for fiscal year 2010 or for fiscal year 2011 to provide for
4 the issuance of bonds by the Kansas development finance authority in
5 accordance with K.S.A. 74-8905, and amendments thereto, for a capital
6 improvement project to construct and remodel jayhawk towers — phase
7 2. *Provided*, That such capital improvement project is hereby approved
8 for the university of Kansas for the purposes of subsection (b) of K.S.A.
9 74-8905, and amendments thereto, and the authorization of the issuance
10 of bonds by the Kansas development finance authority in accordance with
11 that statute: *Provided further*, That the university of Kansas may make
12 expenditures from the moneys received from the issuance of any such
13 bonds for such capital improvement project: *Provided, however*, That
14 expenditures from the moneys received from the issuance of any such
15 bonds for such capital improvement project shall not exceed \$6,950,000,
16 plus all amounts required for costs of bond issuance, costs of interest on
17 the bonds issued for such capital improvement project during the con-
18 struction of such project and any required reserves for payment of prin-
19 cipal and interest on the bonds: *And provided further*, That all moneys
20 received from the issuance of any such bonds shall be deposited and
21 accounted for as prescribed by applicable bond covenants: *And provided*
22 *further*, That debt service for any such bonds for such capital improve-
23 ment projects shall be financed by appropriations from any appropriate
24 special revenue fund or funds.

25 (g) During the fiscal year ending June 30, 2010, the above agency may
26 make expenditures from the rehabilitation and repair projects — EBF
27 account of the Kansas educational building fund of the above agency of
28 moneys transferred to such account by the state board of regents pursuant
29 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
30 to any provision of this or other appropriation act of the 2009 regular
31 session of the legislature: *Provided*, That this subsection shall not apply
32 to the unencumbered balance in any account of the Kansas educational
33 building fund of the above agency that was first appropriated for any fiscal
34 year commencing prior to July 1, 2008.

35 (h) In addition to the other purposes for which expenditures may be
36 made by the university of Kansas from the moneys appropriated from
37 any special revenue fund for the university of Kansas for fiscal year 2010
38 by this or other appropriation act of the 2009 regular session of the leg-
39 islature, expenditures shall be made by the university of Kansas from
40 moneys appropriated from any special revenue fund for the university of
41 Kansas for fiscal year 2010 to provide for the issuance of bonds by the
42 Kansas development finance authority in accordance with K.S.A. 74-8905,
43 and amendments thereto, for a capital improvement project for the ren-

1 ovation of Gertrude Sellards Pearson hall: *Provided*, That such capital
2 improvement project is hereby approved for the university of Kansas for
3 the purposes of subsection (b) of K.S.A. 74-8905, and amendments
4 thereto, and the authorization of the issuance of bonds by the Kansas
5 development finance authority in accordance with that statute: *Provided*
6 *further*, That the university of Kansas may make expenditures from the
7 moneys received from the issuance of any such bonds for such capital
8 improvement project: *Provided, however*, That expenditures from the
9 moneys received from the issuance of any such bonds for such capital
10 improvement project shall not exceed \$13,075,000, plus all amounts re-
11 quired for costs of bond issuance, costs of interest on the bonds issued
12 for such capital improvement project during the construction of such
13 project and any required reserves for the payment of principal and inter-
14 est on the bonds: *And provided further*, That all moneys received from
15 the issuance of any such bonds shall be deposited and accounted for as
16 prescribed by applicable bond covenants: *And provided further*, That
17 debt service for any such bonds for such capital improvement project
18 shall be financed by appropriations from any appropriate special revenue
19 fund or funds.

20 (i) In addition to the other purposes for which expenditures may be
21 made by the university of Kansas from the moneys appropriated from the
22 state general fund or from any special revenue fund or funds for fiscal
23 year 2010, as authorized by this or other appropriation act of the 2009
24 regular session of the legislature, expenditures may be made by the uni-
25 versity of Kansas from moneys appropriated from the state general fund
26 or from any special revenue fund or funds for fiscal year 2010 to raze
27 portions of building no. 47 (the old multicultural resource center).

28 (j) In addition to the other purposes for which expenditures may be
29 made by the university of Kansas from the moneys appropriated from the
30 state general fund or from any special revenue fund or funds for fiscal
31 year 2010 as authorized by this or other appropriation act of the 2009
32 regular session of the legislature, expenditures may be made by the uni-
33 versity of Kansas from moneys appropriated from the state general fund
34 or from any special revenue fund or funds for fiscal year 2010: (1) To
35 raze the garage at the sunflower research farm in Johnson county; and
36 (2) to raze building no. 342.

37 (k) In addition to the other purposes for which expenditures may be
38 made by the university of Kansas from the moneys appropriated from any
39 special revenue fund for fiscal year 2010 or fiscal year 2011 as authorized
40 by this or other appropriation act of the 2009 regular session of the leg-
41 islature or by any appropriation act of the 2010 regular session of the
42 legislature, expenditures shall be made by the university of Kansas from
43 moneys appropriated from the state general fund or from any special

1 revenue fund for fiscal year 2010 or for fiscal year 2011 to provide for
 2 the issuance of bonds by the Kansas development finance authority in
 3 accordance with K.S.A. 74-8905, and amendments thereto, for a capital
 4 improvement project to construct building number four, Edwards cam-
 5 pus: *Provided*, That such capital improvement project is hereby approved
 6 for the university of Kansas for the purposes of subsection (b) of K.S.A.
 7 74-8905, and amendments thereto, and the authorization of the issuance
 8 of bonds by the Kansas development finance authority in accordance with
 9 that statute: *Provided further*, That the university of Kansas may make
 10 expenditures from the moneys received from the issuance of any such
 11 bonds for such capital improvement project: *Provided, however*, That
 12 expenditures from the moneys received from the issuance of any such
 13 bonds for such capital improvement project shall not exceed \$24,950,000,
 14 plus all amounts required for costs of bond issuance, costs of interest on
 15 the bonds issued for such capital improvement project during the con-
 16 struction of such project, credit enhancement costs and any required re-
 17 serves for payment of principal and interest on the bonds: *And provided*
 18 *further*, That all moneys received from the issuance of any such bonds
 19 shall be deposited and accounted for as prescribed by applicable bond
 20 covenants: *And provided further*, That debt service for any such bonds
 21 for such capital improvement projects shall be financed by appropriations
 22 from any appropriate special revenue fund or funds, including, but not
 23 limited to, money deposited in such fund or funds from amounts derived
 24 pursuant to K.S.A. 19-5001 et seq., and amendments thereto.

25 (l) On July 1, 2009, the expenditure limitation established for the fiscal
 26 year ending June 30, 2010, by section 36(e) of chapter 184 of the 2008
 27 Session Laws of Kansas on the school of pharmacy expansion project fund
 28 is hereby decreased from \$15,000,000 to \$0.

29 (m) On July 1, 2010, the expenditure limitation established for the fiscal
 30 year ending June 30, 2011, by section 36(f) of chapter 184 of the 2008
 31 Session Laws of Kansas on the school of pharmacy expansion project fund
 32 is hereby decreased from \$15,000,000 to \$0.

33 (n) The director of accounts and reports shall not make the transfer of
 34 \$15,000,000 from the expanded lottery act revenues fund to the school
 35 of pharmacy expansion project fund of the university of Kansas which was
 36 directed to be made on July 1, 2009, by section 36(d)(1) of chapter 184
 37 of the 2008 Session Laws of Kansas and, on July 1, 2009, the provisions
 38 of section 36(d)(1) are hereby declared to be null and void and shall have
 39 no force and effect.

40 (o) The director of accounts and reports shall not make the transfer of
 41 \$15,000,000 from the expanded lottery act revenues fund to the school
 42 of pharmacy expansion project fund of the university of Kansas which was
 43 directed to be made on July 1, 2010, by section 36(d)(2) of chapter 184

1 of the 2008 Session Laws of Kansas and, on July 1, 2010, the provisions
 2 of section 36(d)(2) are hereby declared to be null and void and shall have
 3 no force and effect.

4 Sec. 118.

5 UNIVERSITY OF KANSAS MEDICAL CENTER

6 (a) There is appropriated from the above agency from the following spe-
 7 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 8 moneys now or hereafter lawfully credited to and available in such fund
 9 or funds, except that expenditures shall not exceed the following:

10 Parking fund — K.C. campus.....	No limit
11 Construct and equip center for health in aging bond	
12 revenue fund.....	No limit
13 Construct and equip center for health in aging bond	
14 reserve fund.....	No limit
15 Deferred maintenance support fund	No limit
16 Infrastructure maintenance fund	No limit
17 Construct parking facility #3 fund.....	No limit
18 Construct parking facility #4 fund.....	No limit

19 *Provided*, That the university of Kansas medical center may transfer mon-
 20 eys during fiscal year 2010 from appropriate accounts of the parking fees
 21 fund to the construct parking facility #4 fund for such capital improve-
 22 ment project.

23 Lied biomedical research building renovation — gift and
 24 grant fund

No limit

25 (b) During the fiscal year ending June 30, 2010, the director of accounts
 26 and reports shall transfer amounts certified by the chancellor of the uni-
 27 versity of Kansas from the sponsored research overhead fund to the con-
 28 struct and equip center for health in aging bond revenue fund.

29 (c) In addition to the other purposes for which expenditures may be
 30 made by the university of Kansas medical center from the moneys ap-
 31 propriated from the state general fund or from any special revenue fund
 32 for fiscal year 2010 or fiscal year 2011 as authorized by this or other
 33 appropriation act of the 2009 regular session of the legislature or by any
 34 appropriation act of the 2010 regular session of the legislature, expendi-
 35 tures shall be made by the university of Kansas medical center from mon-
 36 eys appropriated from the state general fund or from any special revenue
 37 fund for fiscal year 2010 or fiscal year 2011 to provide for the issuance
 38 of bonds by the Kansas development finance authority in accordance with
 39 K.S.A. 74-8905, and amendments thereto, for a capital improvement pro-
 40 ject to construct parking facility #4: *Provided*, That such capital improve-
 41 ment project is hereby approved for the university of Kansas medical
 42 center for the purposes of subsection (b) of K.S.A. 74-8905, and amend-
 43 ments thereto, and the authorization of the issuance of bonds by the

1 Kansas development finance authority in accordance with that statute;
 2 *Provided further*, That the university of Kansas medical center may make
 3 expenditures from the moneys received from the issuance of any such
 4 bonds for such capital improvement project: *Provided, however*, That
 5 expenditures from the moneys received from the issuance of any such
 6 bonds for such capital improvement project shall not exceed \$9,100,000,
 7 plus all amounts required for costs of bond issuance, costs of interest on
 8 the bonds issued for such capital improvement project during the con-
 9 struction of such project and any required reserves for the payment of
 10 principal and interest on the bonds: *And provided further*, That all mon-
 11 eys received from the issuance of any such bonds shall be deposited and
 12 accounted for as prescribed by applicable bond covenants: *And provided*
 13 *further*, That debt service for any such bonds for such capital improve-
 14 ment projects shall be financed by appropriations from the parking fees
 15 fund or any other appropriate special revenue fund or funds.

16 (d) During the fiscal year ending June 30, 2010, the above agency may
 17 make expenditures from the rehabilitation and repair projects — EBF
 18 account of the Kansas educational building fund of the above agency of
 19 moneys transferred to such account by the state board of regents pursuant
 20 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
 21 to any provision of this or other appropriation act of the 2009 regular
 22 session of the legislature: *Provided*, That this subsection shall not apply
 23 to the unencumbered balance in any account of the Kansas educational
 24 building fund of the above agency that was first appropriated for any fiscal
 25 year commencing prior to July 1, 2008.

26 (e) In addition to the other purposes for which expenditures may be
 27 made by the university of Kansas medical center for the moneys appro-
 28 priated from any special revenue fund for fiscal year 2010 or fiscal year
 29 2011 as authorized by this or other appropriation act of the 2009 regular
 30 session of the legislature or by any appropriation act of the 2010 regular
 31 session of the legislature, expenditures shall be made by the university of
 32 Kansas medical center from moneys appropriated from the state general
 33 fund or from any special revenue fund for fiscal year 2010 or for fiscal
 34 year 2011 to provide for the issuance of bonds by the Kansas development
 35 finance authority in accordance with K.S.A. 74-8905, and amendments
 36 thereto, for a capital improvement project to remodel the KU clinical
 37 research center: *Provided*, That such capital improvement project is
 38 hereby approved for the university of Kansas medical center for the pur-
 39 poses of subsection (b) of K.S.A. 74-8905, and amendments thereto, and
 40 the authorization of the issuance of bonds by the Kansas development
 41 finance authority in accordance with that statute: *Provided further*, That
 42 the university of Kansas may make expenditures from the moneys re-
 43 ceived from the issuance of any such bonds for such capital improvement

1 project: *Provided, however*, That expenditures from the moneys received
 2 from the issuance of any such bonds for such capital improvement project
 3 shall not exceed \$25,000,000, plus all amounts required for costs of bond
 4 issuance, costs of interest on the bonds issued for such capital improve-
 5 ment project during the construction of such project, credit enhancement
 6 costs and any required reserves for payment of principal and interest on
 7 the bonds: *And provided further*, That all moneys received from the is-
 8 suance of any such bonds shall be deposited and accounted for as pre-
 9 scribed by applicable bond covenants: *And provided further*, That debt
 10 service for any such bonds for such capital improvement projects shall be
 11 financed by appropriations from any appropriate special revenue fund or
 12 funds, including, but not limited to, money deposited in such fund or
 13 funds from amounts derived pursuant to K.S.A. 19-5001 et seq., and
 14 amendments thereto.

15 Sec. 119.

16 WICHITA STATE UNIVERSITY

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

19 Aviation research debt service \$306,268

20 (b) There is appropriated for the above agency from the following spe-
 21 cial revenue fund or

22 funds for the fiscal year ending June 30, 2010, all moneys now or hereafter
 23 lawfully credited to and available in such fund or funds, except that ex-
 24 penditures shall not exceed the following:

25 On campus parking reserve account fund — KDFA B
 26 bonds..... No limit

27 Parking system project — maintenance fund, KDFA
 28 revenue bonds..... No limit

29 On campus parking principal and interest fund — KDFA
 30 B bonds..... No limit

31 Parking system project revenue fund — KDFA bonds..... No limit

32 WSU housing system surplus fund..... No limit

33 Deferred maintenance support fund..... No limit

34 Infrastructure maintenance fund..... No limit

35 (c) During the fiscal year ending June 30, 2010, the above agency may
 36 make expenditures from the rehabilitation and repair projects — EBF
 37 account of the Kansas educational building fund of the above agency of
 38 moneys transferred to such account by the state board of regents pursuant
 39 to section 155(a) of chapter 131 of the 2008 Session Laws of Kansas or
 40 to any provision of this or other appropriation act of the 2009 regular
 41 session of the legislature: *Provided*, That this subsection shall not apply
 42 to the unencumbered balance in any account of the Kansas educational
 43 building fund of the above agency that was first appropriated for any fiscal

1 year commencing prior to July 1, 2008.

2 Sec. 120.

3 STATE BOARD OF REGENTS

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

6 PEI infrastructure — debt service \$6,356,250

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

12 Postsecondary educational infrastructure finance K DFA

13 2008A revenue fund..... No limit

14 (c) There is appropriated for the above agency from the Kansas edu-
15 cational building fund for the fiscal year ending June 30, 2010, for the
16 capital improvement project or projects specified as follows:

17 Debt service — revenue bonds issued for major remod-
18 eling and new construction projects at state educa-
19 tional institutions \$15,000,000

20 Rehabilitation and repair projects, Americans with disabili-
21 ties act compliance projects, state fire marshal code
22 compliance projects, and improvements to classroom
23 projects for institutions of higher education \$28,700,000

24 *Provided*, That the state board of regents is hereby authorized to transfer
25 moneys from the rehabilitation and repair projects, Americans with dis-
26 abilities act compliance projects, state fire marshal code compliance pro-
27 jects, and improvements to classroom projects for institutions of higher
28 education account to an account or accounts of the Kansas educational
29 building fund of any institution under the control and supervision of the
30 state board of regents to be expended by the institution for projects ap-
31 proved by the state board of regents: *Provided, however*, That no ex-
32 penditures shall be made from any such account until the proposed pro-
33 jects have been reviewed by the joint committee on state building
34 construction: *Provided further*, That the state board of regents shall cer-
35 tify to the director of accounts and reports each such transfer of moneys
36 from the rehabilitation and repair projects, Americans with disabilities act
37 compliance projects, state fire marshal code compliance projects, and
38 improvements to classroom projects for institutions of higher education
39 account: *And provided further*, That the state board of regents shall trans-
40 mit a copy of each such certification to the director of the budget and to
41 the director of legislative research.

42 (d) There is appropriated for the above agency from the following spe-
43 cial revenue fund or funds for the fiscal year ending June 30, 2010, all

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

4 Research bond debt service fund..... No limit
5 Sec. 121.

6 DEPARTMENT OF CORRECTIONS

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

10 Debt service payment for the revenue refunding bond
11 issues \$574,303

12 Debt service payment for the infrastructure projects bond
13 issue \$897,000

14 Debt service payment for the reception and diagnostic unit
15 relocation bond issue..... \$1,358,000

16 Debt service payment for the Labette correctional conser-
17 vation camp bond issue..... \$4,000

18 (b) There is appropriated for the above agency from the correctional
19 institutions building fund for the fiscal year ending June 30, 2010, for the
20 capital improvement project or projects specified, the following:

21 Debt service payment for the revenue refunding bond
22 issues \$1,689,697

23 Capital improvements — rehabilitation and repair of cor-
24 rectional institutions \$3,231,303

25 *Provided*, That the secretary of corrections is hereby authorized to trans-
26 fer moneys during fiscal year 2010 from the capital improvements —
27 rehabilitation and repair of correctional institutions account of the cor-
28 rectional institutions building fund to an account or accounts of the cor-
29 rectional institutions building fund of any institution or facility under the
30 jurisdiction of the secretary of corrections to be expended during fiscal
31 year 2010 by the institution or facility for capital improvement projects
32 and for security improvement projects including acquisition of security
33 equipment.

34 Debt service payment for the prison capacity expansion
35 projects bond issue \$130,461

36 (c) There is appropriated for the above agency from the following spe-
37 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
38 moneys now or hereafter lawfully credited to and available in such fund
39 or funds, except that expenditures shall not exceed the following:

40 Correctional facilities infrastructure projects fund No limit

41 *Provided*, That the department of corrections may make expenditures
42 from the correctional facilities infrastructure projects fund for a capital
43 improvement project or projects to improve agency facilities: *Provided*,

1 however, That expenditures from this fund for such capital improvement
2 project or projects, including necessary furniture and equipment, shall
3 not exceed the amount transferred to the correctional facilities infrastruc-
4 ture projects fund: *Provided further*, That the secretary of corrections is
5 hereby authorized to transfer moneys during fiscal year 2010 from the
6 correctional facilities infrastructure projects fund to an account or subac-
7 count of the correctional facilities infrastructure projects fund of any in-
8 stitution or facility under the jurisdiction of the secretary of corrections.
9 Sec. 122.

10 JUVENILE JUSTICE AUTHORITY

11 (a) There is appropriated for the above agency from the state institu-
12 tions building fund for the fiscal year ending June 30, 2010, for the capital
13 improvement project or projects specified, the following:

14 Capital improvements — rehabilitation and repair of ju- 15 venile correctional facilities	\$723,028
16 Debt service — Topeka complex and Larned juvenile cor- 17 rectional facility	\$3,999,013
18 Debt service — Kansas juvenile correctional complex 19 burner replacement	\$62,688

20 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
21 amendments thereto, expenditures may be made by the above agency
22 from the debt service — Kansas juvenile correctional complex burner
23 replacement account of the state institutions building fund to make the
24 final payment for the burner replacement.

25 Debt service — Beloit juvenile correctional facility boiler 26 replacement	\$206,095
--	-----------

27 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b05, and
28 amendments thereto, expenditures may be made by the above agency
29 from the debt service — Beloit juvenile correctional facility boiler re-
30 placement account of the state institutions building fund to make the final
31 payment for the boiler replacement.

32 (b) In addition to the other purposes for which expenditures may be
33 made by the juvenile justice authority from the moneys appropriated from
34 the state institutions building fund or from any other special revenue fund
35 or funds for fiscal year 2010 as authorized by this or other appropriation
36 act of the 2009 regular session of the legislature, expenditures may be
37 made by the juvenile justice authority from moneys appropriated from
38 the state institutions building fund or from any other special revenue fund
39 or funds for fiscal year 2010 to raze the maintenance building no. 15, at
40 the Atchison juvenile correctional facility.

41 (c) During the fiscal year ending June 30, 2010, the commissioner of
42 juvenile justice, with the approval of the director of the budget, may
43 transfer any part of any item of appropriation for the fiscal year ending

1 June 30, 2010, from the state institutions building fund for the juvenile
2 justice authority or any juvenile correctional facility or institution under
3 the general supervision and management of the commissioner of juvenile
4 justice to another item of appropriation for fiscal year 2010 from the state
5 institutions building fund for the juvenile justice authority or any juvenile
6 correctional facility or institution under the general supervision and man-
7 agement of the commissioner of juvenile justice. The commissioner of
8 juvenile justice shall certify each such transfer to the director of accounts
9 and reports and shall transmit a copy of each such certification to the
10 director of the budget and the director of legislative research.

11 Sec. 123.

12 ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

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

16 Debt service — headquarters building	\$9,293
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17 Sec. 124.

18 KANSAS HIGHWAY PATROL

19 (a) In addition to the other purposes for which expenditures may be
20 made from the highway patrol training center fund for fiscal year 2010,
21 expenditures may be made by the above agency from the highway patrol
22 training center fund for fiscal year 2010 for the following capital improve-
23 ment project or projects, subject to the expenditure limitation prescribed
24 therefor:

25 Rehabilitation and repair — training center — Salina	\$50,800
---	----------

26 *Provided*, That all expenditures from each such capital improvement ac-
27 count shall be in addition to any expenditure limitation imposed on the
28 highway patrol training center fund for fiscal year 2010.

29 (b) In addition to the other purposes for which expenditures may be
30 made from the vehicle identification number fee fund for fiscal year 2010,
31 expenditures may be made by the above agency from the vehicle iden-
32 tification number fee fund for fiscal year 2010 for the following capital
33 improvement project or projects, subject to the expenditure limitation
34 prescribed therefor:

35 Debt service — vehicle inspection facility — Olathe	\$62,056
--	----------

36 *Provided*, That all expenditures from each such capital improvement ac-
37 count shall be in addition to any expenditure limitation imposed on the
38 vehicle identification number fee fund for fiscal year 2010.

39 (c) In addition to the other purposes for which expenditures may be
40 made from the Kansas highway patrol operations fund for fiscal year 2010,
41 expenditures may be made by the above agency from the Kansas highway
42 patrol operations fund for fiscal year 2010 for the following capital im-
43 provement project or projects, subject to the expenditure limitation pre-

1 scribed therefor:

2 Debt service — Topeka fleet service \$370,575
 3 Scale replacement and rehabilitation and repair of
 4 buildings \$217,000

5 *Provided*, That all expenditures from each such capital improvement ac-
 6 count shall be in addition to any expenditure limitation imposed on the
 7 Kansas highway patrol operations fund for fiscal year 2010.

8 (d) On July 1, 2009, or as soon thereafter as moneys are available, the
 9 director of accounts and reports shall transfer \$587,575 from the state
 10 highway fund of the department of transportation to the Kansas highway
 11 patrol operations fund. In addition to other purposes for which expend-
 12 itures may be made from the state highway fund during fiscal year 2010
 13 and notwithstanding the provisions of K.S.A. 68-416, and amendments
 14 thereto, or any other statute, transfers and expenditures may be made
 15 from the state highway fund during fiscal year 2010 for support and main-
 16 tenance of the Kansas highway patrol.

17 Sec. 125.

18 ADJUTANT GENERAL

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

22 Debt service — training center \$719,331
 23 Debt service — armory/classroom/recreation center at
 24 PSU \$57,988
 25 Debt service — rehabilitation and repair of the statewide
 26 armories \$1,084,739
 27 Rehabilitation and repair projects \$462,279

28 *Provided*, That any unencumbered balance in the rehabilitation and re-
 29 pair projects account in excess of \$100 as of June 30, 2009, is hereby
 30 reappropriated for fiscal year 2010.

31 Sec. 126.

32 STATE FAIR BOARD

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

38 State fair capital improvements fund No limit
 39 Road maintenance fund \$40,000

40 (b) On or before the 10th of each month during the fiscal year ending
 41 June 30, 2010, the director of accounts and reports shall transfer from
 42 the state general fund to the state fair capital improvements fund interest
 43 earnings based on: (1) The average daily balance of moneys in the state

1 fair capital improvements fund for the preceding month; and (2) the net
 2 earnings rate for the pooled money investment portfolio for the preceding
 3 month.

4 (c) On July 1, 2009, or a soon thereafter as moneys are available, the
 5 director of accounts and reports shall transfer \$40,000 from the state
 6 highway fund of the department of transportation to the road mainte-
 7 nance fund of the state fair board.

8 Sec. 127.

9 DEPARTMENT OF WILDLIFE AND PARKS

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

13 Parks ongoing rehabilitation \$474,122
 14 *Provided*, That any unencumbered balance in the parks ongoing rehabil-
 15 itation account in excess of \$100 as of June 30, 2009, is hereby reappro-
 16 priated for fiscal year 2010.

17 Special assessment for Kaw river state park \$187,314
 18 Any unencumbered balance in excess of \$100 as of June 30, 2009, in each
 19 of the following capital improvement accounts of the state general fund
 20 is hereby reappropriated for fiscal year 2010: State parks capital improve-
 21 ment projects; state parks repair and maintenance projects.

22 (b) There is appropriated for the above agency from the following spe-
 23 cial revenue fund or funds for the fiscal year ending June 30, 2010, all
 24 moneys now or hereafter lawfully credited to and available in such fund
 25 or funds, except that expenditures shall not exceed the following:

26 Department access road fund No limit
 27 *Provided*, That, except in cases of emergencies or other unanticipated
 28 projects, all expenditures from the department access road fund for fiscal
 29 year 2010 shall be for projects at the state parks.

30 Bridge maintenance fund No limit

31 (c) On July 1, 2009, or as soon thereafter as moneys are available, the
 32 director of accounts and reports shall transfer \$3,117,470 from the state
 33 highway fund of the department of transportation to the department ac-
 34 cess road fund of the department of wildlife and parks.

35 (d) On July 1, 2009, or as soon thereafter as moneys are available, the
 36 director of accounts and reports shall transfer \$200,000 from the state
 37 highway fund of the department of transportation to the bridge mainte-
 38 nance fund of the department of wildlife and parks.

39 (e) In addition to the other purposes for which expenditures may be
 40 made by the above agency from the parks fee fund for fiscal year 2010,
 41 expenditures may be made by the above agency from the following capital
 42 improvement account or accounts of the parks fee fund for fiscal year
 43 2010 for the following capital improvement project or projects, subject

1 to the expenditure limitations prescribed therefor:

2 Pratt storage building..... \$11,200
 3 *Provided*, That all expenditures from each such capital improvement ac-
 4 count shall be in addition to any expenditure limitation imposed on the
 5 parks fee fund for fiscal year 2010.

6 (f) In addition to the other purposes for which expenditures may be
 7 made by the above agency from the parks fee fund for fiscal year 2010,
 8 expenditures may be made by the above agency from the parks fee fund
 9 for fiscal year 2010 from the unencumbered balance as of June 30, 2009,
 10 in each existing capital improvement account of the parks fee fund: *Pro-*
 11 *vided*, That expenditures from the unencumbered balance of any such
 12 existing capital improvement account shall not exceed the amount of the
 13 unencumbered balance in such account on June 30, 2009: *Provided fur-*
 14 *ther*, That all expenditures from the unencumbered balance of any such
 15 account shall be in addition to any expenditure limitation imposed on the
 16 parks fee fund for fiscal year 2010 and shall be in addition to any other
 17 expenditure limitation imposed on any such account of the parks fee fund
 18 for fiscal year 2010.

19 (g) In addition to the other purposes for which expenditures may be
 20 made by the above agency from the boating fee fund for fiscal year 2010,
 21 expenditures may be made by the above agency from the following capital
 22 improvement account or accounts of the boating fee fund for fiscal year
 23 2010 for the following capital improvement project or projects, subject
 24 to the expenditure limitations prescribed therefor:

25 Pratt storage building..... \$1,200
 26 River access..... \$70,000

27 *Provided*, That all expenditures from each such capital improvement ac-
 28 count shall be in addition to any expenditure limitation imposed on the
 29 boating fee fund for fiscal year 2010.

30 (h) In addition to the other purposes for which expenditures may be
 31 made by the above agency from the boating fee fund for fiscal year 2010,
 32 expenditures may be made by the above agency from the boating fee
 33 fund for fiscal year 2010 from the unencumbered balance as of June 30,
 34 2009, in each existing capital improvement account of the boating fee
 35 fund: *Provided*, That expenditures from the unencumbered balance of
 36 any such existing capital improvement account shall not exceed the
 37 amount of the unencumbered balance in such account on June 30, 2009:
 38 *Provided further*, That all expenditures from the unencumbered balance
 39 of any such account shall be in addition to any expenditure limitation
 40 imposed on the boating fee fund for fiscal year 2010 and shall be in
 41 addition to any other expenditure limitation imposed on any such account
 42 of the boating fee fund for fiscal year 2010.

43 (i) In addition to the other purposes for which expenditures may be

1 made by the above agency from the boating fund — federal for fiscal year
 2 2010, expenditures may be made by the above agency from the boating
 3 fund - federal for fiscal year 2010 from the unencumbered balance as of
 4 June 30, 2009, in each existing capital improvement account of the boat-
 5 ing fund — federal: *Provided*, That expenditures from the unencumbered
 6 balance of any such existing capital improvement account shall not exceed
 7 the amount of the unencumbered balance in such account on June 30,
 8 2009: *Provided further*, That all expenditures from the unencumbered
 9 balance of any such account shall be in addition to any expenditure lim-
 10 itation imposed on the boating fund — federal for fiscal year 2010 and
 11 shall be in addition to any other expenditure limitation imposed on any
 12 such account of the boating fund — federal for fiscal year 2010.

13 (j) In addition to the other purposes for which expenditures may be
 14 made by the above agency from the wildlife fee fund for fiscal year 2010,
 15 expenditures may be made by the above agency from the following capital
 16 improvement account or accounts of the wildlife fee fund during fiscal
 17 year 2010 for the following capital improvement project or projects, sub-
 18 ject to the expenditure limitations prescribed therefor:

19 Federally mandated boating access \$750,000
 20 Land acquisition..... \$950,000
 21 Rehabilitation and repair \$150,000
 22 Pratt storage building..... \$27,600

23 *Provided*, That all expenditures from each such capital improvement ac-
 24 count shall be in addition to any expenditure limitation imposed on the
 25 wildlife fee fund for fiscal year 2010.

26 (k) In addition to the other purposes for which expenditures may be
 27 made by the above agency from the wildlife fee fund for fiscal year 2010,
 28 expenditures may be made by the above agency from the wildlife fee fund
 29 for fiscal year 2010 from the unencumbered balance as of June 30, 2009,
 30 in each existing capital improvement account of the wildlife fee fund:
 31 *Provided*, That expenditures from the unencumbered balance of any such
 32 existing capital improvement account shall not exceed the amount of the
 33 unencumbered balance in such account on June 30, 2009: *Provided fur-*
 34 *ther*, That all expenditures from the unencumbered balance of any such
 35 account shall be in addition to any expenditure limitation imposed on the
 36 wildlife fee fund for fiscal year 2010 and shall be in addition to any other
 37 expenditure limitation imposed on any such account of the wildlife fee
 38 fund for fiscal year 2010.

39 (l) In addition to the other purposes for which expenditures may be
 40 made by the above agency from the wildlife conservation fund for fiscal
 41 year 2010, expenditures may be made by the above agency from the
 42 following capital improvement account or accounts of the wildlife con-
 43 servation fund for fiscal year 2010 for the following capital improvement

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

3 Land acquisition..... \$201,732
4 Capital improvements..... \$200,000

5 *Provided*, That all expenditures from each such capital improvement ac-
6 count shall be in addition to any expenditure limitation imposed on the
7 wildlife conservation fund for fiscal year 2010.

8 (m) In addition to the other purposes for which expenditures may be
9 made by the above agency from the wildlife conservation fund for fiscal
10 year 2010, expenditures may be made by the above agency from the
11 wildlife conservation fund for fiscal year 2010 from the unencumbered
12 balance as of June 30, 2009, in each existing capital improvement account
13 of the wildlife conservation fund: *Provided*, That expenditures from the
14 unencumbered balance of any such existing capital improvement account
15 shall not exceed the amount of the unencumbered balance in such ac-
16 count on June 30, 2009: *Provided further*, That all expenditures from the
17 unencumbered balance of any such account shall be in addition to any
18 expenditure limitation imposed on the wildlife conservation fund for fiscal
19 year 2010 and shall be in addition to any other expenditure limitation
20 imposed on any such account of the wildlife conservation fund for fiscal
21 year 2010.

22 (n) In addition to the other purposes for which expenditures may be
23 made by the above agency from the cabin revenue fund for fiscal year
24 2010, expenditures may be made by the above agency from the following
25 capital improvement account or accounts of the cabin revenue fund for
26 fiscal year 2010 for the following capital improvement project or projects,
27 subject to the expenditure limitations prescribed therefor:

28 Cabin site preparation..... \$250,000
29 *Provided*, That all expenditures from each such capital improvement ac-
30 count shall be in addition to any expenditure limitation imposed on the
31 cabin revenue fund for fiscal year 2010.

32 (o) In addition to the other purposes for which expenditures may be
33 made by the above agency from the cabin revenue fund for fiscal year
34 2010, expenditures may be made by the above agency from the cabin
35 revenue fund for fiscal year 2010 from the unencumbered balance as of
36 June 30, 2009, in each existing capital improvement account of the cabin
37 revenue fund: *Provided*, That expenditures from the unencumbered bal-
38 ance of any such existing capital improvement account shall not exceed
39 the amount of the unencumbered balance in such account on June 30,
40 2009: *Provided further*, That all expenditures from the unencumbered
41 balance of any such account shall be in addition to any expenditure lim-
42 itation imposed on the cabin revenue fund for fiscal year 2010 and shall
43 be in addition to any other expenditure limitation imposed on any such

1 account of the cabin revenue fund for fiscal year 2010.

2 (p) In addition to the other purposes for which expenditures may be
3 made by the above agency from the wildlife conservation fund — federal
4 for fiscal year 2010, expenditures may be made by the above agency from
5 the following capital improvement account or accounts of the wildlife
6 conservation fund — federal for fiscal year 2010 for the following capital
7 improvement project or projects, subject to the expenditure limitations
8 prescribed therefor:

9 Federally mandated boating access \$350,000

10 *Provided*, That all expenditures from each such capital improvement ac-
11 count shall be in addition to any expenditure limitation imposed on the
12 wildlife conservation fund — federal for fiscal year 2010.

13 (q) In addition to the other purposes for which expenditures may be
14 made by the above agency from the wildlife conservation fund — federal
15 for fiscal year 2010, expenditures may be made by the above agency from
16 the wildlife conservation fund — federal for fiscal year 2010 from the
17 unencumbered balance as of June 30, 2009, in each existing capital im-
18 provement account of the wildlife conservation fund — federal: *Provided*,
19 That expenditures from the unencumbered balance of any such existing
20 capital improvement account shall not exceed the amount of the unen-
21 cumbered balance in such account on June 30, 2009: *Provided further*,
22 That all expenditures from the unencumbered balance of any such ac-
23 count shall be in addition to any expenditure limitation imposed on the
24 wildlife conservation fund — federal for fiscal year 2010 and shall be in
25 addition to any other expenditure limitation imposed on any such account
26 of the wildlife conservation fund — federal for fiscal year 2010.

27 In addition to the other purposes for which expenditures may be made
28 by the above agency from the wildlife fund — federal for fiscal year 2010,
29 expenditures may be made by the above agency from the following capital
30 improvement account or accounts of the wildlife fund — federal for fiscal
31 year 2010 for the following capital improvement project or projects, sub-
32 ject to the expenditure limitations prescribed therefor:

33 Dam repair — Scott state fishing lake \$650,000

34 *Provided*, That all expenditures from each such capital improvement ac-
35 count shall be in addition to any expenditure limitation imposed on the
36 wildlife fund — federal for fiscal year 2010.

37 (s) In addition to the other purposes for which expenditures may be
38 made by the above agency from the wildlife fund — federal for fiscal year
39 2010, expenditures may be made by the above agency from the wildlife
40 fund — federal for fiscal year 2010 from the unencumbered balance as
41 of June 30, 2009, in each existing capital improvement account of the
42 wildlife fund — federal: *Provided*, That expenditures from the unencum-
43 bered balance of any such existing capital improvement account shall not

1 exceed the amount of the unencumbered balance in such account on June
2 30, 2009: *Provided further*, That all expenditures from the unencumbered
3 balance of any such account shall be in addition to any expenditure lim-
4 itation imposed on the wildlife fund — federal for fiscal year 2010 and
5 shall be in addition to any other expenditure limitation imposed on any
6 such account of the wildlife fund — federal for fiscal year 2010.

7 (t) In addition to the other purposes for which expenditures may be
8 made by the above agency from the migratory waterfowl propagation and
9 protection fund for fiscal year 2010, expenditures may be made by the
10 above agency from the following capital improvement account or accounts
11 of the migratory waterfowl propagation and protection fund for fiscal year
12 2010 for the following capital improvement project or projects, subject
13 to the expenditure limitations prescribed therefor:

14 Wetlands acquisition..... \$266,800

15 *Provided*, That all expenditures from each such capital improvement ac-
16 count shall be in addition to any expenditure limitation imposed on the
17 migratory waterfowl propagation and protection fund for fiscal year 2010.

18 (u) In addition to the other purposes for which expenditures may be
19 made by the above agency from the migratory waterfowl propagation and
20 protection fund for fiscal year 2010, expenditures may be made by the
21 above agency from the migratory waterfowl propagation and protection
22 fund for fiscal year 2010 from the unencumbered balance as of June 30,
23 2009, in each existing capital improvement account of the migratory wa-
24 terfowl propagation and protection fund: *Provided*, That expenditures
25 from the unencumbered balance of any such existing capital improvement
26 account shall not exceed the amount of the unencumbered balance in
27 such account on June 30, 2009: *Provided further*, That all expenditures
28 from the unencumbered balance of any such account shall be in addition
29 to any expenditure limitation imposed on the migratory waterfowl prop-
30 agation and protection fund for fiscal year 2010 and shall be in addition
31 to any other expenditure limitation imposed on any such account of the
32 migratory waterfowl propagation and protection fund for fiscal year 2010.

33 (v) In addition to the other purposes for which expenditures may be
34 made by the above agency from the land and water conservation fund —
35 local for fiscal year 2010, expenditures may be made by the above agency
36 from the following capital improvement account or accounts of the land
37 and water conservation fund — local for fiscal year 2010 for the following
38 capital improvement project or projects, subject to the expenditure lim-
39 itations prescribed therefor:

40 Parks, rehabilitation and repair..... \$385,000

41 *Provided*, That all expenditures from each such capital improvement ac-
42 count shall be in addition to any expenditure limitation imposed on the
43 land and water conservation fund — local for fiscal year 2010.

1 (w) In addition to the other purposes for which expenditures may be
2 made by the above agency from the land and water conservation fund —
3 local for fiscal year 2010, expenditures may be made by the above agency
4 from the land and water conservation fund — local for fiscal year 2010
5 from the unencumbered balance as of June 30, 2009, in each existing
6 capital improvement account of the land and water conservation fund —
7 local: *Provided*, That expenditures from the unencumbered balance of
8 any such existing capital improvement account shall not exceed the
9 amount of the unencumbered balance in such account on June 30, 2009:
10 *Provided further*, That all expenditures from the unencumbered balance
11 of any such account shall be in addition to any expenditure limitation
12 imposed on the land and water conservation fund — local for fiscal year
13 2010 and shall be in addition to any other expenditure limitation imposed
14 on any such account of the land and water conservation fund — local for
15 fiscal year 2010.

16 (x) In addition to the other purposes for which expenditures may be
17 made by the above agency from the land and water conservation fund —
18 state for fiscal year 2010, expenditures may be made by the above agency
19 from the following capital improvement account or accounts of the land
20 and water conservation fund — state for fiscal year 2010 for the following
21 capital improvement project or projects, subject to the expenditure lim-
22 itations prescribed therefor:

23 Rehabilitation and repair..... \$210,000

24 *Provided*, That all expenditures from each such capital improvement ac-
25 count shall be in addition to any expenditure limitation imposed on the
26 land and water conservation fund — state for fiscal year 2010.

27 (y) In addition to the other purposes for which expenditures may be
28 made by the above agency from the land and water conservation fund —
29 state for fiscal year 2010, expenditures may be made by the above agency
30 from the land and water conservation fund — state for fiscal year 2010
31 from the unencumbered balance as of June 30, 2009, in each existing
32 capital improvement account of the land and water conservation fund —
33 state: *Provided*, That expenditures from the unencumbered balance of
34 any such existing capital improvement account shall not exceed the
35 amount of the unencumbered balance in such account on June 30, 2009:
36 *Provided further*, That all expenditures from the unencumbered balance
37 of any such account shall be in addition to any expenditure limitation
38 imposed on the land and water conservation fund — state for fiscal year
39 2010 and shall be in addition to any other expenditure limitation imposed
40 on any such account of the land and water conservation fund — state for
41 fiscal year 2010.

42 (z) In addition to the other purposes for which expenditures may be
43 made by the above agency from the other federal grants fund for fiscal

1 year 2010, expenditures may be made by the above agency from the
2 following capital improvement account or accounts of the other federal
3 grants fund for fiscal year 2010 for the following capital improvement
4 project or projects, subject to the expenditure limitations prescribed
5 therefor:

6 Trail development \$421,000
7 *Provided*, That all expenditures from each such capital improvement ac-
8 count shall be in addition to any expenditure limitation imposed on the
9 other federal grants fund for fiscal year 2010.

10 (aa) In addition to the other purposes for which expenditures may be
11 made by the above agency from the other federal grants fund for fiscal
12 year 2010, expenditures may be made by the above agency from the other
13 federal grants fund for fiscal year 2010 from the unencumbered balance
14 as of June 30, 2009, in each existing capital improvement account of the
15 other federal grants fund: *Provided*, That expenditures from the unen-
16 cumbered balance of any such existing capital improvement account shall
17 not exceed the amount of the unencumbered balance in such account on
18 June 30, 2009: *Provided further*, That all expenditures from the unen-
19 cumbered balance of any such account shall be in addition to any ex-
20 penditure limitation imposed on the other federal grants fund for fiscal
21 year 2010 and shall be in addition to any other expenditure limitation
22 imposed on any such account of the other federal grants fund for fiscal
23 year 2010.

24 (bb) In addition to the other purposes for which expenditures may be
25 made by the above agency from the department of wildlife and parks gifts
26 and donations fund for fiscal year 2010, expenditures may be made by
27 the above agency from the department of wildlife and parks gifts and
28 donations fund for fiscal year 2010 from the unencumbered balance as
29 of June 30, 2009, in each existing capital improvement account of the
30 department of wildlife and parks gifts and donations fund: *Provided*, That
31 expenditures from the unencumbered balance of any such existing capital
32 improvement account shall not exceed the amount of the unencumbered
33 balance in such account on June 30, 2009: *Provided further*, That all
34 expenditures from the unencumbered balance of any such account shall
35 be in addition to any expenditure limitation imposed on the department
36 of wildlife and parks gifts and donations fund for fiscal year 2010 and
37 shall be in addition to any other expenditure limitation imposed on any
38 such account of the department of wildlife and parks gifts and donations
39 fund for fiscal year 2010.

40 (cc) In addition to the other purposes for which expenditures may be
41 made by the above agency from the Tuttle Creek state park mitigation
42 project fund for fiscal year 2010, expenditures may be made by the above
43 agency from the Tuttle Creek state park mitigation project fund for fiscal

1 year 2010 from the unencumbered balance as of June 30, 2009, in each
2 existing capital improvement account of the Tuttle Creek state park mit-
3 igation project fund: *Provided*, That expenditures from the unencum-
4 bered balance of any such existing capital improvement account shall not
5 exceed the amount of the unencumbered balance in such account on June
6 30, 2009: *Provided further*, That all expenditures from the unencumbered
7 balance of any such account shall be in addition to any expenditure lim-
8 itation imposed on the Tuttle Creek state park mitigation project fund
9 for fiscal year 2010 and shall be in addition to any other expenditure
10 limitation imposed on any such account of the Tuttle Creek state park
11 mitigation project fund for fiscal year 2010.

12 (dd) In addition to the other purposes for which expenditures may be
13 made by the department of wildlife and parks from the moneys appro-
14 priated from the state general fund or from any special revenue fund for
15 fiscal year 2010 by this or other appropriation act of the 2009 regular
16 session of the legislature, expenditures shall be made by the department
17 of wildlife and parks from moneys appropriated from the state general
18 fund or from any special revenue fund for fiscal year 2010 to provide for
19 the issuance of bonds by the Kansas development finance authority in
20 accordance with K.S.A. 74-8905, and amendments thereto, to provide
21 additional financing for the capital improvement project to purchase new
22 office space to house the Kansas City district office building: *Provided*,
23 That such capital improvement project is hereby approved for the de-
24 partment of wildlife and parks for the purposes of subsection (b) of K.S.A.
25 74-8905, and amendments thereto, and the authorization of the issuance
26 of bonds by the Kansas development finance authority in accordance with
27 that statute: *Provided further*, That the department of wildlife and parks
28 may make expenditures from the moneys received from the issuance of
29 any such bonds for such capital improvement project: *Provided, however*,
30 That expenditures from the moneys received from the issuance of any
31 such bonds for such capital improvement project shall not exceed
32 \$1,664,000, plus all amounts required for costs of bond issuance, costs of
33 interest on the bonds issued for such capital improvement project during
34 the construction of such project and any required reserves for the pay-
35 ment of principal and interest on the bonds: *And provided further*, That
36 all moneys received from the issuance of any such bonds shall be depos-
37 ited and accounted for as prescribed by applicable bond covenants: *And*
38 *provided further*, That debt service for any such bonds for such capital
39 improvement project shall be financed by appropriations from the state
40 general fund or any appropriate special revenue fund or funds: *And pro-*
41 *vided further*, That no such bonds shall be issued by the Kansas devel-
42 opment finance authority unless the director of the budget has certified
43 to the department of wildlife and parks and to the Kansas development

1 finance authority that sufficient moneys will be available to make debt
2 service payments for such bonds.

3 Sec. 128. (a) On and after the effective date of this act, notwithstanding
4 the provisions of K.S.A. 74-4927, and amendments thereto, or any other
5 statute, no state agency shall pay to the Kansas public employees retire-
6 ment system any amounts to the group insurance reserve fund attribut-
7 able to the period commencing on July 1, 2009, and ending on November
8 30, 2009, that constitute such state agency's portion of the state's contri-
9 bution to the group insurance reserve fund under K.S.A. 74-4927, and
10 amendments thereto.

11 (b) On April 1, 2010, or as soon thereafter as moneys are available, the
12 director of accounts and reports shall transfer the amount in each account
13 of each special revenue fund of each state agency that is equal to the
14 aggregate of all amounts that would have been paid from such account
15 to the Kansas public employees retirement system as a contribution for
16 the period commencing on July 1, 2009, and ending on November 30,
17 2009, to the group insurance reserve fund under K.S.A. 74-4927, and
18 amendments thereto, subject to any applicable federal limitations or re-
19 strictions, as certified by the director of the budget to the director of
20 accounts and reports for fiscal year 2010, from such special revenue fund,
21 or account thereof, to the state general fund: *Provided*, That the amounts
22 transferred from special revenue funds to the state general fund pursuant
23 to this subsection (b) are to reimburse the state general fund for account-
24 ing, auditing, budgeting, legal, payroll, personnel and purchasing services
25 and any other governmental services which are performed on behalf of
26 the state agency involved by other state agencies which receive appro-
27 priations from the state general fund to provide such services.

28 Sec. 129. (a) Notwithstanding the provisions of K.S.A. 2008 Supp. 75-
29 2319, and amendments thereto, or any other statute, all transfers made
30 from the state general fund to the school district capital improvements
31 fund in accordance with the provisions of K.S.A. 2008 Supp. 75-2319, and
32 amendments thereto, during the fiscal years ending June 30, 2010, and
33 June 30, 2011, shall be considered to be revenue transfers from the state
34 general fund.

35 (b) Notwithstanding the provisions of K.S.A. 2008 Supp. 72-8814, and
36 amendments thereto, or any other statute, all transfers made from the
37 state general fund to the school district capital outlay state aid fund in
38 accordance with the provisions of K.S.A. 2008 Supp. 72-8814, and amend-
39 ments thereto, during the fiscal years ending June 30, 2010, and June 30,
40 2011, shall be considered to be revenue transfers from the state general
41 fund.

42 (c) Notwithstanding the provisions of K.S.A. 2008 Supp. 76-775, and
43 amendments thereto, or any other statute, all transfers made from the

1 state general fund to either: (1) The endowed professorship account of
2 the faculty of distinction matching fund of an eligible educational insti-
3 tution, in the case of a certification of a qualifying gift to an eligible
4 educational institution that is a state educational institution, or (2) the
5 faculty of distinction program fund of the state board of regents, in the
6 case of a certification of a qualifying gift to an eligible institution that is
7 not a state educational institution, in accordance with the provisions of
8 subsection (a) of K.S.A. 2008 Supp. 76-775, and amendments thereto,
9 during the fiscal years ending June 30, 2010, and June 30, 2011, shall be
10 considered to be revenue transfers from the state general fund.

11 (d) Notwithstanding the provisions of K.S.A. 2008 Supp. 76-783, and
12 amendments thereto, or any other statute, all transfers made from the
13 state general fund to the regents research corporation fund of the state
14 board of regents, in accordance with the provisions of subsection (a) of
15 K.S.A. 2008 Supp. 76-783, and amendments thereto, during the fiscal
16 years ending June 30, 2010, and June 30, 2011, shall be considered to be
17 revenue transfers from the state general fund.

18 Sec. 130. (a) The director of accounts and reports shall not make the
19 transfers of the amounts prescribed to be transferred from the state gen-
20 eral fund to special revenue funds by section 12(d)(5) of chapter 3 of the
21 2003 Session Laws of Kansas, which were directed to be made on or
22 before June 30, 2010, on a date certified by the director of the budget,
23 which are equal to 25% of the amount transferred from each such special
24 revenue fund pursuant to section 12(d)(1) of chapter 3 of the 2003 Session
25 Laws of Kansas and, in the aggregate from all such special revenue funds,
26 are equal to \$214,500. On the effective date of this act, the provisions of
27 section 12(d)(5) of chapter 3 of the 2003 Session Laws of Kansas are
28 hereby declared to be null and void and shall have no force and effect.

29 (b) (1) The director of accounts and reports shall not make the transfer
30 of \$1,000,000 prescribed to be transferred from the state general fund to
31 the workers compensation fund of the insurance department by section
32 10(a)(5) of chapter 3 of the 2003 Session Laws of Kansas, which was
33 directed to be made on or before June 30, 2010, on a date certified by
34 the director of the budget for the purpose of repaying 25% of the amount
35 transferred from the workers compensation fund to the state general fund
36 pursuant to section 10(a)(1) of chapter 3 of the 2003 Session Laws of
37 Kansas. On the effective date of this act, the provisions of section 10(a)(5)
38 of chapter 3 of the 2003 Session Laws of Kansas are hereby declared to
39 be null and void and shall have no force and effect.

40 (2) On or before June 30, 2012, during fiscal year 2012, on a date
41 certified by the director of the budget, the director of accounts and re-
42 ports shall transfer \$1,000,000 from the state general fund to the workers
43 compensation fund of the insurance department for the purpose of re-

1 paying 25% of the amount transferred to the state general fund pursuant
2 to section 10(a) of chapter 3 of the 2003 Session Laws of Kansas: *Pro-*
3 *vided*, That, at the same time that such certification is made by the di-
4 rector of the budget to the director of accounts and reports under this
5 subsection (b)(2), the director of the budget shall deliver a copy of such
6 certification to the director of legislative research.

7 (c) The director of accounts and reports shall not make the transfer of
8 \$250,000 prescribed to be transferred from the state general fund to the
9 waste tire management fund of the department of health and environ-
10 ment — division of environment by section 13(a)(5) of chapter 3 of the
11 2003 Session Laws of Kansas, which was directed to be made on or before
12 June 30, 2010, on a date certified by the director of the budget for the
13 purpose of repaying 25% of the amount transferred from the waste tire
14 management fund to the state general fund pursuant to section 13(a)(1)
15 of chapter 3 of the 2003 Session Laws of Kansas. On the effective date
16 of this act, the provisions of section 13(a)(5) of chapter 3 of the 2003
17 Session Laws of Kansas are hereby declared to be null and void and shall
18 have no force and effect.

19 (d) The director of accounts and reports shall not make the transfer of
20 \$2,500,000 prescribed to be transferred from the state general fund to
21 the underground petroleum storage tank release trust fund of the de-
22 partment of health and environment — division of environment by sec-
23 tion 13(b)(5) of chapter 3 of the 2003 Session Laws of Kansas, which was
24 directed to be made on or before June 30, 2010, on a date certified by
25 the director of the budget for the purpose of repaying 25% of the amount
26 transferred from the underground petroleum storage tank release trust
27 fund to the state general fund pursuant to section 13(b)(1) of chapter 3
28 of the 2003 Session Laws of Kansas. On the effective date of this act, the
29 provisions of section 13(b)(5) of chapter 3 of the 2003 Session Laws of
30 Kansas are hereby declared to be null and void and shall have no force
31 and effect.

32 (e) The director of accounts and reports shall not make the transfer of
33 \$23,652,162 prescribed to be transferred from the state general fund to
34 the state highway fund of the department of transportation by section
35 19(b)(4) of chapter 3 of the 2003 Session Laws of Kansas, which was
36 directed to be made on or before June 30, 2010, on a date certified by
37 the director of the budget for the purpose of repaying 25% of the amount
38 transferred from the state highway fund to the state general fund pursuant
39 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas. On
40 the effective date of this act, the provisions of section 19(b)(4) of chapter
41 3 of the 2003 Session Laws of Kansas are hereby declared to be null and
42 void and shall have no force and effect.

43 (f) The director of accounts and reports shall not make the transfer of

1 \$7,220,145 prescribed to be transferred from the state general fund to
2 the state highway fund of the department of transportation by section
3 73(k)(4) of chapter 138 of the 2003 Session Laws of Kansas, which was
4 directed to be made on or before June 30, 2010, on a date certified by
5 the director of the budget for the purpose of repaying 25% of the amount
6 transferred from the state highway fund to the state general fund pursuant
7 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas. On
8 the effective date of this act, the provisions of section 73(k)(4) of chapter
9 138 of the 2003 Session Laws of Kansas are hereby declared to be null
10 and void and shall have no force and effect.

11 (g) The director of accounts and reports shall not make the transfer of
12 \$23,901.75 prescribed to be transferred from the state general fund to
13 the state highway fund of the department of transportation by section
14 19(c)(5) of chapter 160 of the 2003 Session Laws of Kansas, which was
15 directed to be made on or before June 30, 2010, on a date certified by
16 the director of the budget for the purpose of repaying 25% of the amount
17 transferred from the state highway fund to the state general fund pursuant
18 to section 19(c)(1) of chapter 160 of the 2003 Session Laws of Kansas.
19 On the effective date of this act, the provisions of section 19(c)(5) of
20 chapter 160 of the 2003 Session Laws of Kansas are hereby declared to
21 be null and void and shall have no force and effect.

22 Sec. 131. On the effective date of this act, notwithstanding the provi-
23 sions of subsection (j) of K.S.A. 40-3403, and amendments thereto, or
24 any other statute, the aggregate amount of moneys transferred pursuant
25 to the provisions of subsection (j) of K.S.A. 40-3403, and amendments
26 thereto, or any other statute, from the state general fund to the health
27 care stabilization fund for the fiscal year ending June 30, 2010, shall not
28 exceed \$2,805,000.

29 Sec. 132. On and after July 1, 2009, notwithstanding the provisions of
30 K.S.A. 2008 Supp. 79-34,171, and amendments thereto, or any other stat-
31 ute, the director of accounts and reports shall not make any transfers
32 pursuant to the provisions of K.S.A. 2008 Supp. 79-34,171, and amend-
33 ments thereto, or any other statute, from the state general fund to the
34 Kansas retail dealers incentive fund during the fiscal year ending June 30,
35 2010.

36 Sec. 133. On and after July 1, 2009, notwithstanding the provisions of
37 K.S.A. 2008 Supp. 74-99b34, and amendments thereto, or any other stat-
38 ute, the aggregate amount equal to (a) the annual amount equal to 95%
39 of withholding above the base, as certified or estimated and reconciled
40 by the secretary of revenue, plus (b) annual interest earnings based on
41 the average daily balance of moneys in the bioscience development and
42 investment fund and the net earnings rate of the pooled money invest-
43 ment portfolio, that is directed to be transferred during the fiscal year

1 ending June 30, 2010, from the state general fund to the bioscience de-
 2 velopment and investment fund by K.S.A. 2008 Supp. 74-99b34, and
 3 amendments thereto, is hereby decreased from such aggregate amount,
 4 which would otherwise be transferred pursuant to K.S.A. 2008 Supp. 74-
 5 99b34, and amendments thereto, to the aggregate annual amount of
 6 \$40,000,000: *Provided*, That not more than \$40,000,000 shall be trans-
 7 ferred from the state general fund to the bioscience development and
 8 investment fund during the fiscal year ending June 30, 2010, pursuant to
 9 K.S.A. 2008 Supp. 74-99b34, and amendments thereto: *Provided further*,
 10 That the state treasurer shall certify to the director of the budget and the
 11 director of legislative research when \$40,000,000 has been transferred
 12 from the state general fund to the bioscience development and invest-
 13 ment fund during the fiscal year ending June 30, 2010, pursuant to K.S.A.
 14 2008 Supp. 74-99b34, and amendments thereto.

15 Sec. 134. On July 1, 2009, K.S.A. 2008 Supp. 2-223 is hereby amended
 16 to read as follows: 2-223. (a) There is hereby established in the state
 17 treasury the state fair capital improvements fund. All expenditures of
 18 moneys in the state fair capital improvements fund shall be used for the
 19 payment of capital improvements and maintenance for the state fair-
 20 grounds and the payment of capital improvement obligations that have
 21 been financed. Capital improvement projects for the Kansas state fair-
 22 grounds are hereby approved for the purposes of subsection (b) of K.S.A.
 23 74-8905 and amendments thereto and the authorization of the issuance
 24 of bonds by the Kansas development finance authority in accordance with
 25 that statute.

26 (b) On each June 30, the state fair board shall certify to the director of
 27 accounts and reports an amount to be transferred from the state fair fee
 28 fund to the state fair capital improvements fund, which amount shall be
 29 not less than the amount equal to 5% of the total gross receipts during
 30 the current fiscal year from state fair activities and non-fair days activities.
 31 Upon receipt of such certification, the director of accounts and reports
 32 shall transfer moneys from the state fair fee fund to the state fair capital
 33 improvements fund in accordance with such certification.

34 (c) On each July 1, the director of accounts and reports shall transfer
 35 from the state general fund to the state fair capital improvements fund,
 36 an amount equal to the amount certified by the state fair board pursuant
 37 to subsection (b), except that: (1) No transfer from the state general fund
 38 under this subsection shall exceed \$300,000 in any fiscal year; and (2) all
 39 transfers made in accordance with the provisions of this section during
 40 the fiscal years ending June 30, ~~2009~~ 2010, and June 30, ~~2010~~ 2011, shall
 41 be considered to be revenue transfers from the state general fund; and
 42 (3) *no moneys shall be transferred pursuant to this section from the state*
 43 *general fund to the state fair capital improvements fund during the fiscal*

1 *year ending June 30, 2010.*

2 Sec. 135. On July 1, 2009, K.S.A. 2008 Supp. 12-5256 is hereby
 3 amended to read as follows: 12-5256. (a) All expenditures from the state
 4 housing trust fund made for the purposes of K.S.A. 2008 Supp. 12-5253
 5 through 12-5255, and amendments thereto, shall be made in accordance
 6 with appropriation acts upon warrants of the director of accounts and
 7 reports issued pursuant to vouchers approved by the president of the
 8 Kansas housing resources corporation.

9 (b) On the effective date of this act and on July 1, 2008, ~~July 1, 2009;~~
 10 ~~July 1, 2010;~~ July 1, 2011, July 1, 2012, July 1, 2013, and July 1, 2014, the
 11 director of accounts and reports shall transfer \$4,000,000 from the state
 12 general fund to the state housing trust fund established by K.S.A. 2008
 13 Supp. 74-8959, and amendments thereto. *On July 1, 2009, and July 1,*
 14 *2010, the director of accounts and reports shall transfer \$2,000,000 from*
 15 *the state general fund to the state housing trust fund established by K.S.A.*
 16 *2008 Supp. 74-8959, and amendments thereto.*

17 Sec. 136. On July 1, 2009, K.S.A. 2008 Supp. 55-193 is hereby amended
 18 to read as follows: 55-193. On July 15, 1996, and on the 15th day of each
 19 calendar quarter thereafter before July 1, 2016, the director of accounts
 20 and reports shall transfer \$100,000 from the state general fund, \$100,000
 21 from the state water plan fund established by K.S.A. 82a-951 and amend-
 22 ments thereto and \$100,000 from the conservation fee fund established
 23 by K.S.A. 55-143 and amendments thereto to the abandoned oil and gas
 24 well fund established by K.S.A. 55-192 and amendments thereto, except
 25 that: (a) No transfers shall be made pursuant to this section from the state
 26 general fund to the abandoned oil and gas well fund during state fiscal
 27 year ~~2009~~ 2010; and (b) the aggregate of the transfers made pursuant to
 28 this section from the state water plan fund to the abandoned oil and gas
 29 well fund during state fiscal year ~~2009~~ 2010 shall not exceed ~~\$400,000~~
 30 ~~\$288,000~~.

31 Sec. 137. On July 1, 2009, K.S.A. 2008 Supp. 75-6702 is hereby
 32 amended to read as follows: 75-6702. (a) The last appropriation bill passed
 33 in any regular session of the legislature shall be the omnibus reconciliation
 34 spending limit bill. Each bill which is passed during a regular session of
 35 the legislature and which appropriates or transfers money from the state
 36 general fund for the ensuing fiscal year shall contain a provision that such
 37 bill shall take effect and be in force from and after the effective date of
 38 the omnibus reconciliation spending limit bill for that regular session of
 39 the legislature or from and after such effective date and a subsequent
 40 date or an event occurring after such effective date.

41 (b) Except as provided in subsection (c), the maximum amount of ex-
 42 penditures and demand transfers from the state general fund that may
 43 be authorized by act of the legislature during the 2004 regular session of

the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7.5% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended for the fiscal year ending June 30, ~~2009~~ 2010, and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2008 2009 regular session of the legislature.

Sec. 138. On July 1, 2009, K.S.A. 2008 Supp. 76-7,107 is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available, \$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and amendments thereto.

(2) On July 1, 2009, or as soon thereafter as sufficient moneys are available, \$15,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and amendments thereto.

(3) ~~On July 1, 2010, or as soon thereafter as sufficient moneys are available, \$15,000,000~~ No moneys shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and amendments thereto, *during the fiscal year ending June 30, 2010, pursuant to this section.*

(4) On July 1, 2011, or as soon thereafter as sufficient moneys are available, \$10,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and amendments thereto.

(b) All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund.

(c) All moneys credited to the infrastructure maintenance fund shall be expended or transferred only for the purpose of paying the cost of projects approved by the state board pursuant to the state educational institution long-term infrastructure maintenance program.

Sec. 139. On July 1, 2009, K.S.A. 2008 Supp. 79-2959 is hereby amended to read as follows: 79-2959. (a) There is hereby created the local ad valorem tax reduction fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be apportioned and distributed in the manner provided herein.

(b) On January 15 and on July 15 of each year, the director of accounts and reports shall make transfers in equal amounts which in the aggregate equal 3.63% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of Kansas Statutes Annotated and acts amendatory thereof and supplemental thereto during the preceding calendar year from the state general fund to the local ad valorem tax reduction fund, except that: (1) No moneys shall be transferred from the state general fund to the local ad valorem tax reduction fund during state fiscal years 2008 2009, 2010 and 2009 2011, and (2) the amount of the transfer on each such date shall be ~~\$6,750,000 during the fiscal year 2010~~, \$13,500,000 during fiscal year ~~2011~~ 2012, \$20,250,000 during fiscal year ~~2012~~ 2013, and \$27,000,000 during fiscal year ~~2013~~ 2014 and all fiscal years thereafter. All such transfers are subject to reduction under K.S.A. 75-6704 and amendments thereto. All transfers made in accordance with the provisions of this section shall be considered to be demand transfers from the state general fund, except that all such transfers during fiscal year ~~2010~~ 2012 shall be considered to be revenue transfers from the state general fund.

(c) The state treasurer shall apportion and pay the amounts transferred under subsection (b) to the several county treasurers on January 15 and on July 15 in each year as follows: (1) Sixty-five percent of the amount to be distributed shall be apportioned on the basis of the population figures of the counties certified to the secretary of state pursuant to K.S.A. 11-201 and amendments thereto on July 1 of the preceding year; and (2) thirty-five percent of such amount shall be apportioned on the basis of the equalized assessed tangible valuations on the tax rolls of the counties on November 1 of the preceding year as certified by the director of property valuation.

Sec. 140. On July 1, 2009, K.S.A. 2008 Supp. 79-2964 is hereby amended to read as follows: 79-2964. There is hereby created the county and city revenue sharing fund. All moneys transferred or credited to such fund under the provisions of this act or any other law shall be allocated and distributed in the manner provided herein. The director of accounts and reports in each year on July 15 and December 10, shall make transfers in equal amounts which in the aggregate equal 2.823% of the total retail sales and compensating taxes credited to the state general fund pursuant to articles 36 and 37 of chapter 79 of the Kansas Statutes Annotated and acts amendatory thereof and supplemental thereto during the preceding calendar year from the state general fund to the county and city revenue sharing fund, except that no moneys shall be transferred from the state general fund to the county and city revenue sharing fund during state fiscal years ~~2009~~ 2010 and ~~2010~~ 2011. All such transfers are subject to reduction under K.S.A. 75-6704 and amendments thereto. All transfers

1 made in accordance with the provisions of this section shall be considered
2 to be demand transfers from the state general fund.

3 Sec. 141. On the effective date of this act, K.S.A. 2008 Supp. 79-2978,
4 as amended by section 88 of 2009 House Substitute for Substitute for
5 Senate Bill No. 23, is hereby amended to read as follows: 79-2978. (a)
6 There is hereby established in the state treasury the business machinery
7 and equipment tax reduction assistance fund which shall be administered
8 by the state treasurer. All expenditures from the business machinery and
9 equipment tax reduction assistance fund shall be for the payments to
10 counties for distribution to taxing subdivisions levying ad valorem taxes
11 within the county in accordance with this section.

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

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

27 (2) On January 31, 2009, the secretary shall calculate for each county
28 an amount equal to the difference in total ad valorem taxes levied by the
29 county on commercial and industrial machinery and equipment for all
30 taxing subdivisions within the county imposing ad valorem taxes on com-
31 mercial and industrial machinery and equipment for tax year 2005, and
32 the total of such ad valorem taxes levied for tax year 2008 not including
33 any such ad valorem taxes on commercial and industrial machinery and
34 equipment that were abated or exempted prior to July 1, 2006, and which
35 such abatement or exemption expired after July 1, 2006. On March 2,
36 2009, ~~and on June 1, 2009~~, subject to the provisions of subsection (d) *and*
37 *subsection (g)*, the state treasurer shall pay to the county treasurer of each
38 county an amount equal to 70% of such difference for distribution as
39 provided in subsection (e).

40 (3) On January 31, 2010, the secretary shall calculate for each county
41 an amount equal to the difference in total ad valorem taxes levied by the
42 county on commercial and industrial machinery and equipment for all
43 taxing subdivisions within the county imposing ad valorem taxes on com-

1 mercial and industrial machinery and equipment for tax year 2005, and
2 the total of such ad valorem taxes levied for tax year 2009 not including
3 any such ad valorem taxes on commercial and industrial machinery and
4 equipment that were abated or exempted prior to July 1, 2006, and which
5 such abatement or exemption expired after July 1, 2006. On or before
6 February 15, 2010, subject to the provisions of subsection (d), the state
7 treasurer shall pay to the county treasurer of each county an amount equal
8 to 50% of such difference for distribution as provided in subsection (e).

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

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

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

36 (c) The calculations required by subsection (b) shall be based upon a
37 certification made by the county clerk on or before November 15 of the
38 tax year and submitted to the director of property valuation. Such certi-
39 fication shall be in a format devised and prescribed by the director of
40 property valuation. Such certification shall report the total ad valorem
41 taxes levied by the county on commercial and industrial machinery and
42 equipment for all taxing subdivisions within the county imposing ad va-
43 lorem taxes on commercial and industrial machinery and equipment. The

1 county clerk shall provide a copy of such certification to the county treasurer for the purpose of determining the distribution of moneys pursuant to the provisions of subsection (c)(2) paid to the county pursuant to subsection (b) by the state treasurer.

2 (d) If the amount calculated for the difference in subsections (b)(1) through (b)(5) is negative, the amount calculated for such county for such year shall be deemed to be zero and no amount shall be paid to the county treasurer of such county as otherwise provided in subsection (b). Nothing in this section shall be construed to require the county to make any payments to the state in such event that the amount calculated for the difference is negative for the county for such year.

3 (e) (1) On January 31 of each year specified in this section, the secretary of revenue shall certify to the director of accounts and reports the aggregate of all amounts determined for counties pursuant to subsection (b). Upon receipt of such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the business machinery and equipment tax reduction assistance fund, except that (A) the aggregate amount of moneys transferred from the state general fund to the business machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2009, pursuant to this section shall not exceed the amount equal to 50% of the maximum amount determined pursuant to subsection (g), and (B) an amount equal to 50% of the maximum amount determined pursuant to subsection (g) shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund on March 2, 2009, and an amount equal to 50% of the maximum amount determined pursuant to subsection (g) shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund on June 1, 2009. (C) no moneys shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2010, pursuant to this section.

4 (2) The state treasurer shall apportion and distribute the moneys credited to the business machinery and equipment tax reduction assistance fund to the county treasurers in accordance with subsection (b). Upon receipt of each such amount, each county treasurer shall apportion such amount among the ad valorem taxing subdivisions imposing ad valorem taxes on commercial and industrial machinery and equipment in an amount equal to the difference between the total ad valorem taxes on commercial and industrial machinery and equipment levied by each such ad valorem taxing subdivision for the tax year 2005 and the total ad valorem taxes on commercial and industrial machinery and equipment levied by each such ad valorem taxing subdivision for the tax year of the apportionment, subject to the percentage reduction set forth in subsection

1 tion (b) for the tax year of the apportionment of such moneys to that county. The county treasurer shall pay such amounts to the taxing subdivisions at the same time or times as their regular operating tax rate mill levy is paid to them.

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

3 (g) (1) The maximum amount that may be transferred during the fiscal year ending June 30, 2009, from the state general fund to the business machinery and equipment tax reduction assistance fund pursuant to this section shall be equal to (A) the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2979, and amendments thereto, multiplied by (B) the result obtained by dividing the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2979, and amendments thereto.

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

5 Sec. 142. On the effective date of this act, K.S.A. 2008 Supp. 79-2979,

1 as amended by section 89 of 2009 House Substitute for Substitute for
 2 Senate Bill No. 23, is hereby amended to read as follows: 79-2979. (a)
 3 There is hereby established in the state treasury the telecommunications
 4 and railroad machinery and equipment tax reduction assistance fund
 5 which shall be administered by the state treasurer. All expenditures from
 6 the telecommunications and railroad machinery and equipment tax re-
 7 duction assistance fund shall be for the payments to counties for distri-
 8 bution to taxing subdivisions levying ad valorem taxes within the county
 9 in accordance with this section.

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

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

27 (2) On January 31, 2009, the secretary shall calculate for each county
 28 an amount equal to the difference in total ad valorem taxes levied by the
 29 county on telecommunications machinery and equipment and railroad
 30 machinery and equipment for all taxing subdivisions within the county
 31 imposing ad valorem taxes on telecommunications machinery and equip-
 32 ment and railroad machinery and equipment for tax year 2005, and the
 33 total of such ad valorem taxes levied for tax year 2008 not including any
 34 such ad valorem taxes on telecommunications machinery and equipment
 35 and railroad machinery and equipment that were abated or exempted
 36 prior to July 1, 2006, and which such abatement or exemption expired
 37 after July 1, 2006. On March 2, 2009, ~~and on June 1, 2009~~, subject to the
 38 provisions of subsection (c) and subsection (f), the state treasurer shall
 39 pay to the county treasurer of each county an amount equal to 70% of
 40 such difference for distribution as provided in subsection (d).

41 (3) On January 31, 2010, the secretary shall calculate for each county
 42 an amount equal to the difference in total ad valorem taxes levied by the
 43 county on telecommunications machinery and equipment and railroad

1 machinery and equipment for all taxing subdivisions within the county
 2 imposing ad valorem taxes on telecommunications machinery and equip-
 3 ment and railroad machinery and equipment for tax year 2005, and the
 4 total of such ad valorem taxes levied for tax year 2009 not including any
 5 such ad valorem taxes on telecommunications machinery and equipment
 6 and railroad machinery and equipment that were abated or exempted
 7 prior to July 1, 2006, and which such abatement or exemption expired
 8 after July 1, 2006. On or before February 15, 2010, subject to the pro-
 9 visions of subsection (c), the state treasurer shall pay to the county trea-
 10 surer of each county an amount equal to 50% of such difference for
 11 distribution as provided in subsection (d).

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

26 (5) On January 31, 2012, the secretary shall calculate for each county
 27 an amount equal to the difference in total ad valorem taxes levied by the
 28 county on telecommunications machinery and equipment and railroad
 29 machinery and equipment for all taxing subdivisions within the county
 30 imposing ad valorem taxes on telecommunications machinery and equip-
 31 ment and railroad machinery and equipment for tax year 2005, and the
 32 total of such ad valorem taxes levied for tax year 2011 not including any
 33 such ad valorem taxes on telecommunications machinery and equipment
 34 and railroad machinery and equipment that were abated or exempted
 35 prior to July 1, 2006, and which such abatement or exemption expired
 36 after July 1, 2006. On or before February 15, 2012, subject to the pro-
 37 visions of subsection (c), the state treasurer shall pay to the county trea-
 38 surer of each county an amount equal to 10% of such difference for
 39 distribution as provided in subsection (d).

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

43 (c) If the amount calculated for the difference in subsections (b)(1)

1 through (b)(5) is negative, the amount calculated for such county for such
 2 year shall be deemed to be zero and no amount shall be paid to the county
 3 treasurer of such county as otherwise provided in subsection (b). Nothing
 4 in this section shall be construed to require the county to make any pay-
 5 ments to the state in such event that the amount calculated for the dif-
 6 ference is negative for the county for such year.

7 (d) (1) On January 31 of each year specified in this section, the secretary
 8 of revenue shall certify to the director of accounts and reports the aggre-
 9 gate of all amounts determined for counties pursuant to subsection (b).
 10 Upon receipt of such certification, the director of accounts and reports
 11 shall transfer the amount certified from the state general fund to the
 12 telecommunications and railroad machinery and equipment tax reduction
 13 assistance fund, except that (A) the aggregate amount of moneys trans-
 14 ferred from the state general fund to the telecommunications and railroad
 15 machinery and equipment tax reduction assistance fund during the state
 16 fiscal year ending June 30, 2009, pursuant to this section shall not exceed
 17 *the amount equal to 50% of the maximum amount determined pursuant*
 18 *to subsection (f), and (B) an amount equal to 50% of the maximum*
 19 *amount determined pursuant to subsection (f) shall be transferred from*
 20 *the state general fund to the telecommunications and railroad machinery*
 21 *and equipment tax reduction assistance fund on March 2, 2009, and an*
 22 *amount equal to 50% of the maximum amount determined pursuant to*
 23 *subsection (f) shall be transferred from the state general fund to the*
 24 *telecommunications and railroad machinery and equipment tax reduction*
 25 *assistance fund on June 1, 2009 (C) no moneys shall be transferred from*
 26 *the state general fund to the business machinery and equipment tax re-*
 27 *duction assistance fund during the state fiscal year ending June 30, 2010,*
 28 *pursuant to this section.*

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)
 24 plus the amount equal to 93.5% of the aggregate amount determined
 25 under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments
 26 thereto, multiplied by (B) the result obtained by dividing the amount
 27 equal to 93.5% of the aggregate amount determined under subsection
 28 (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate
 29 amount determined under subsection (b)(2) plus the amount equal to
 30 93.5% of the aggregate amount determined under subsection (b)(2) of
 31 K.S.A. 2008 Supp. 79-2978, and amendments thereto.

32 (2) If a maximum amount is imposed under this subsection and the
 33 aggregate amount transferred from the state general fund to the telecom-
 34 munications and railroad machinery and equipment tax reduction assis-
 35 tance fund during state fiscal year 2009 pursuant to this section is re-
 36 duced, then the amount allocated to each county by the state treasurer
 37 under subsection (b)(2) shall be reduced proportionately with respect to
 38 aggregate reduction in the amount of such transfer from the state general
 39 fund to the telecommunications and railroad machinery and equipment
 40 tax reduction assistance fund during state fiscal year 2009.

41 Sec. 143. On July 1, 2009, K.S.A. 2008 Supp. 79-3425i is hereby
 42 amended to read as follows: 79-3425i. On January 15 and July 15 of each
 43 year, the director of accounts and reports shall transfer a sum equal to

1 the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-
 2 6a10, and amendments thereto, and credited to the state general fund
 3 during the six months next preceding the date of transfer, from the state
 4 general fund to the special city and county highway fund, created by
 5 K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers
 6 are subject to reduction under K.S.A. 75-6704, and amendments thereto;
 7 and (2) the amount of moneys transferred from the state general fund to
 8 the special city and county highway fund during state fiscal years ~~2009~~
 9 ~~and year~~ 2010 on each such date shall not exceed \$5,031,832. All transfers
 10 under this section shall be considered to be demand transfers from the
 11 state general fund except that all such transfers during the fiscal years
 12 ending June 30, ~~2009~~ 2011, and June 30, ~~2010~~ 2012, shall be considered
 13 to be revenue transfers from the state general fund.

14 Sec. 144. On July 1, 2009, K.S.A. 2008 Supp. 79-4801 is hereby
 15 amended to read as follows: 79-4801. There is hereby created the state
 16 gaming revenues fund in the state treasury. All moneys credited to such
 17 fund shall be expended or transferred only for the purposes and in the
 18 manner provided by this act and all expenditures from the state gaming
 19 revenues fund shall be made in accordance with appropriation acts. All
 20 moneys credited to such fund shall be allocated and credited monthly to
 21 the funds and in the amounts specified by this act except that the total
 22 of the amounts credited to such funds in any one fiscal year pursuant to
 23 this act shall not exceed \$50,000,000. All amounts credited to such fund
 24 in any one fiscal year which are in excess of \$50,000,000 shall be trans-
 25 ferred and credited to the state general fund on July 15, 1996, and June
 26 25, 1997, and each year thereafter on June 25, except that: (a) All amounts
 27 credited to the state gaming revenues fund in fiscal year ~~2009~~ 2010 which
 28 are in excess of \$50,000,000 shall be transferred and credited to the state
 29 general fund on July 15, ~~2009~~ 2010, and shall be recorded and accounted
 30 for as receipts to the state general fund for fiscal year ~~2009~~ 2010; and (b)
 31 all amounts credited to the state gaming revenues fund in fiscal year ~~2010~~
 32 2011 which are in excess of \$50,000,000 shall be transferred and credited
 33 to the state general fund on July 15, ~~2010~~ 2011, and shall be recorded
 34 and accounted for as receipts to the state general fund for fiscal year ~~2010~~
 35 2011.

36 Sec. 145. On July 1, 2009, K.S.A. 2008 Supp. 82a-953a is hereby
 37 amended to read as follows: 82a-953a. During each fiscal year, the direc-
 38 tor of accounts and reports shall transfer \$6,000,000 from the state gen-
 39 eral fund to the state water plan fund created by K.S.A. 82a-951, and
 40 amendments thereto, one-half of such amount to be transferred on July
 41 15 and one-half to be transferred on January 15, except that (1) such
 42 transfers during each fiscal year commencing after June 30, 2008, are
 43 subject to reduction under K.S.A. 75-6704, and amendments thereto; and

1 (2) the total amount of moneys transferred from the state general fund to
 2 the state water plan fund during the fiscal year ending June 30, 2010,
 3 shall not exceed \$3,295,432. All transfers under this section shall be con-
 4 sidered to be demand transfers from the state general fund, except that
 5 all such transfers during the fiscal years ending June 30, 2008, and June
 6 30, 2009, shall be considered revenue transfers from the state general
 7 fund.

8 Sec. 146. On the effective date of this act, K.S.A. 2008 Supp. 79-2978,
 9 as amended by section 88 of 2009 House Substitute for Substitute for
 10 Senate Bill No. 23, and 79-2979, as amended by section 89 of 2009 House
 11 Substitute for Substitute for Senate Bill No. 23, are hereby repealed.

12 Sec. 147. On July 1, 2009, K.S.A. 2008 Supp. 2-223, 12-5256, 55-193,
 13 75-6702, 76-7,107, 79-2959, 79-2964, 79-3425i, 79-4801 and 82a-953a are
 14 hereby repealed.

15 Sec. 148. On the effective date of this act, section 95 of 2009 House
 16 Substitute for Substitute for Senate Bill No. 23 is hereby amended to
 17 read as follows: Section 95. (a) On the effective date of this act, of the
 18 amount of each appropriation or reappropriation for a state agency for
 19 the fiscal year ending June 30, 2009, made by chapter 131, 156, 159, 160,
 20 164, 172 or 184 of the 2008 Session Laws of Kansas, ~~or by this or other~~
 21 ~~appropriation act of the 2009 regular session of the legislature~~ from the
 22 state general fund, the sum equal to 1.25% of such appropriation or reap-
 23 propriation, which is not exempt, is hereby lapsed. The following are
 24 exempt from and shall not be reduced by such lapsing provision: (1) Any
 25 item of appropriation or reappropriation for debt service for payments
 26 pursuant to contractual bond obligations, (2) any item of appropriation
 27 or reappropriation for employer contributions for the employers who are
 28 eligible employers as specified in subsections (1), (2) and (3) of K.S.A.
 29 74-4931, and amendments thereto, under the Kansas public employees
 30 retirement system pursuant to K.S.A. 74-4939, and amendments thereto,
 31 (3) any item of appropriation or reappropriation for the department of
 32 education, and (4) any item of appropriation or reappropriation from the
 33 state general fund for fiscal year ending June 30, 2009, for the department
 34 of social and rehabilitation services, Kansas health policy authority, or the
 35 department on aging which are required to meet caseload obligations
 36 under the state medicaid plan including nursing facilities, general medi-
 37 cal, targeted case management, mental health, community supports and
 38 services, or addiction and prevention services or for the department of
 39 social and rehabilitation services to meet caseload obligations for nursing
 40 facilities for mental health, general assistance, temporary assistance for
 41 families, foster care and reintegration services contracts or adoption serv-
 42 ices contracts, as certified by the director of the budget to the director
 43 of accounts and reports for the purposes of this clause: *Provided, That,*

1 at the same time that such certification is made by the director of the
2 budget to the director of accounts and reports under this clause (4), the
3 director of the budget shall deliver a copy of such certification to the
4 director of the legislative research department.

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

10 Sec. 149. On the effective date of this act, section 95 of 2009 House
11 Substitute for Senate Bill No. 23 is hereby repealed.

12 Sec. 150. (a) On July 1, 2009, if the provisions of section 1 of 2009
13 Senate Bill No. 308, as introduced, are not passed by the legislature dur-
14 ing the 2009 regular session and enacted into law, then, effective July 1,
15 2009, the expenditure limitation established for fiscal year 2010 by this
16 act on each special revenue fund of each state agency named in this act,
17 which special revenue fund has an expenditure established for fiscal year
18 2010 by this act and into which special revenue fund moneys are credited
19 that are subject to the 20% credit to the state general fund required by
20 statute, is hereby decreased by the amount equal to 10% of the expend-
21 iture limitation established for fiscal year 2010 by this act on each such
22 special revenue fund, notwithstanding any other provision of this act;
23 *Provided*, That the director of the budget shall administer the provisions
24 of this section; *Provided further*, That, if the provisions of section 1 of
25 2009 Senate Bill No. 308 as introduced are not passed by the legislature
26 during the 2009 regular session and enacted into law, the director of the
27 budget shall determine the resulting expenditure limitation for fiscal year
28 2010 as prescribed by this section for each special revenue fund that is
29 subject to the provisions of this section, and shall certify each such re-
30 sulting expenditure limitation to the director of accounts and reports and
31 to the state agency that is authorized to make expenditures from such
32 special revenue fund during fiscal year 2010; *And provided further*, That
33 the director of the budget shall transmit a copy of each such certification
34 to the director of legislative research.

35 (b) On July 1, 2009, if the provisions of section 1 of 2009 Senate Bill
36 No. 308, as introduced, are not passed by the legislature during the 2009
37 regular session and enacted into law, then, effective July 1, 2010, the
38 expenditure limitation established for fiscal year 2011 by this act on each
39 special revenue fund of each state agency named in this act, which special
40 revenue fund has an expenditure established for fiscal year 2011 by this
41 act and into which special revenue fund moneys are credited that are
42 subject to the 20% credit to the state general fund required by statute,
43 is hereby decreased by the amount equal to 10% of the expenditure lim-

1 itation established for fiscal year 2011 by this act on each such special
2 revenue fund, notwithstanding any other provision of this act; *Provided*,
3 That the director of the budget shall administer the provisions of this
4 section; *Provided further*, That, if the provisions of section 1 of 2009
5 Senate Bill No. 308 as introduced are not passed by the legislature during
6 the 2009 regular session and enacted into law, the director of the budget
7 shall determine the resulting expenditure limitation for fiscal year 2011
8 as prescribed by this section for each special revenue fund that is subject
9 to the provisions of this section, and shall certify each such resulting
10 expenditure limitation to the director of accounts and reports and to the
11 state agency that is authorized to make expenditures from such special
12 revenue fund during fiscal year 2011; *And provided further*, That the
13 director of the budget shall transmit a copy of each such certification to
14 the director of legislative research.

15 [Sec. 150. Section 3 of chapter 159 of the 2008 Session Laws of
16 Kansas is hereby amended to read as follows: Section 3. (a) There
17 is hereby appropriated for the state finance council from the state
18 general fund for the fiscal year or years specified, the following:
19 *Classified salary market adjustments (including fringe benefits)*

20 [For the fiscal year ending June 30, 2010 \$8,534,972
21 [For the fiscal year ending June 30, 2011 \$8,534,972
22 [For the fiscal year ending June 30, 2012 \$8,534,972
23 [For the fiscal year ending June 30, 2013 \$8,534,972
24 [For the fiscal year ending June 30, 2014 \$8,534,972

25 [Provided, That all moneys in the classified salary market adjust-
26 ments (including fringe benefits) account for each such fiscal year
27 shall be used for the purpose of paying the proportionate share of
28 the cost to the state general fund of the salary market adjustments,
29 including associated employer contributions, for executive branch
30 classified employees in positions in job classifications that are reas-
31 signed under the market adjustment component during the fiscal
32 year and, upon recommendation of the director of the budget, the
33 state finance council, acting on this matter which is hereby char-
34 acterized as a matter of legislative delegation and subject to the
35 guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and
36 amendments thereto, except paragraph (3) of such subsection (c), is
37 hereby authorized to approve the transfer of moneys from the ap-
38 propriation under this subsection (a) by the director of accounts
39 and reports, who is hereby authorized and directed to make such
40 transfers in accordance with each such approval, to the proper ac-
41 counts created by state general fund appropriations for the fiscal
42 year for which such transfers are so approved under this subsection
43 (a).

1 [(b) Upon recommendation of the director of the budget, the state
2 finance council, acting on this matter which is hereby characterized
3 as a matter of legislative delegation and subject to the guidelines
4 prescribed in subsection (c) of K.S.A. 75-3711c, and amendments
5 thereto, except paragraph (3) of such subsection (c), is hereby au-
6 thorized to approve increases in expenditure limitations on special
7 revenue funds and accounts established for each fiscal year desig-
8 nated in subsection (a), for each such fiscal year, commencing with
9 the fiscal year ending June 30, 2009, by the director of accounts
10 and reports, who is hereby authorized and directed to increase ex-
11 penditure limitations on such special revenue funds and accounts
12 in accordance with such approval, for the purpose of paying from
13 such funds or accounts the proportionate share of the cost to such
14 funds or accounts, including associated employer contributions, of
15 the salary increases and other amounts specified in subsection (a)
16 for each such fiscal year, commencing with the fiscal year ending
17 June 30, 2009.

18 [(c) The director of the budget, on behalf of the executive branch
19 of state government, shall prepare a budget estimate based upon the
20 most recent payroll information for the salary increases and other
21 amounts specified in subsection (a), and all amendments and revi-
22 sions of such estimate, and the director of the budget shall submit
23 a copy of such estimate, and all amendments and revisions thereof,
24 directly to the director of legislative research.

25 [Sec. 151. Section 3 of chapter 159 of the 2008 Session Laws of
26 Kansas is hereby repealed.]

27 [Sec. 152. (a) During the fiscal year ending June 30, 2010, any
28 expenditures or grants of money by any state agency for family
29 planning services financed in whole or in part from federal title V,
30 title X, title XIX or title XX moneys shall be made subject to the
31 following two priorities: First priority to public entities (state,
32 county, local health departments and health clinics) and if any mon-
33 eys remain then, second priority to non-public entities which are
34 hospitals or federally qualified health centers that provide compre-
35 hensive primary and preventative care in addition to family plan-
36 ning services.

37 [(b) As used in this section "hospitals" shall have the same mean-
38 ing as defined in K.S.A. 65-425, and amendments thereto, and "fed-
39 erally qualified health center" shall have the same meaning as de-
40 fined in K.S.A. 65-1669, and amendments thereto.]

41 [Sec. 153. On and after the effective date of this act, during the
42 fiscal year ending June 30, 2010, no moneys appropriated from the
43 state general fund or in any special revenue fund shall be expended

1 to provide for any person to use any aircraft owned or leased by
2 the state for personal use: *Provided, That the governor and any other*
3 *state officer or employee shall use state aircraft only for official*
4 *state business: Provided further, That if the governor or any other*
5 *state officer or employee uses any state aircraft for travel that is*
6 *not official business, such person shall reimburse the state of Kansas*
7 *for the costs relating to such travel in an amount equal to the stan-*
8 *dard charter flight rate: And provided further, That if a private cit-*
9 *izen accompanies a state officer or employee on any state aircraft*
10 *for travel, such person shall reimburse the state of Kansas for the*
11 *costs relating to such travel in an amount equal to the standard*
12 *charter flight rate: And provided further, That as used in this section,*
13 *"official business" means any activity involving travel in a state*
14 *aircraft if the activity is reasonably required, expected or appro-*
15 *priate, considering the nature of the governor's or other state officer*
16 *or employee's job responsibilities: And provided further, That the*
17 *activities shall include, but not be limited to, attendance by the*
18 *governor or other state officer or employee at nonpartisan cere-*
19 *monial functions and events where the governor's or other state*
20 *officer or employee's appearance is normally expected by virtue of*
21 *the function or where official representation of the state is otherwise*
22 *appropriate, and to nonpolitical flights by the governor and the*
23 *governor's family when accompanying or representing the gover-*
24 *nor: And provided further, That all moneys received for any such*
25 *reimbursements shall be deposited in the state treasury to the credit*
26 *of the state general fund.]*

27 Sec. ~~154~~ [154.] *Severability.* If any provision or clause of this act or
28 application thereof to any person or circumstances is held invalid, such
29 invalidity shall not affect other provisions or applications of the act which
30 can be given effect without the invalid provision or application, and to
31 this end the provisions of this act are declared to be severable.

32 Sec. ~~155~~ [155.] *Appeals to exceed position limitations.* (a) The limi-
33 tations imposed by this act on the number of full-time and regular part-
34 time positions equated to full-time, excluding seasonal and temporary
35 positions, paid from appropriations for the fiscal years ending June 30,
36 2009, or ending June 30, 2010, made in chapter 5, chapter 131, chapter
37 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184
38 of the 2008 Session Laws of Kansas or in this act or in any other appro-
39 priation act of the 2009 regular session of the legislature may be exceeded
40 upon approval of the state finance council.

41 (b) The limitations imposed by this act on the number of full-time and
42 regular part-time positions equated to full-time, excluding seasonal and
43 temporary positions, paid from appropriations for the fiscal year ending

1 June 30, 2011, made in this act or in any other appropriation act of the
2 2009 regular session of the legislature may be exceeded upon approval of
3 the state finance council.

4 ~~Sec. 153.~~ **[156.] Appeals to exceed expenditure limitations.** (a) Upon
5 written application to the governor and approval of the state finance coun-
6 cil, expenditures from special revenue funds may exceed the amounts
7 specified in this act.

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

12 ~~Sec. 154.~~ **[157.] Savings.** (a) Any unencumbered balance as of June
13 30, 2009, in any special revenue fund, or account thereof, of any state
14 agency named in this act which is not otherwise specifically appropriated
15 or limited by this or other appropriation act of the 2009 regular session
16 of the legislature, is hereby appropriated for the fiscal year ending June
17 30, 2010, for the same use and purpose as the same was heretofore ap-
18 propriated.

19 (b) Any unencumbered balance as of June 30, 2010, in any special
20 revenue fund, or account thereof, of any state agency named in section
21 29 of this act which is not otherwise specifically appropriated or limited
22 for fiscal year 2011 by chapter 5, chapter 131, chapter 156, chapter 159,
23 chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session
24 Laws of Kansas or by this or other appropriation act of the 2009 regular
25 session of the legislature, is hereby appropriated for fiscal year 2011 for
26 the same use and purpose as the same was heretofore appropriated.

27 (c) This section shall not apply to the expanded lottery act revenues
28 fund, the state economic development initiatives fund, the children's in-
29 itiatives fund, the state water plan fund, the Kansas endowment for youth
30 fund, the Kansas educational building fund, the state institutions building
31 fund, or the correctional institutions building fund, or to any account of
32 any of such funds.

33 ~~Sec. 155.~~ **[158.]** During the fiscal year ending June 30, 2010, all mon-
34 eys which are lawfully credited to and available in any bond special rev-
35 enue fund, which are not otherwise specifically appropriated or limited
36 by this or other appropriation act of the 2009 regular session of the leg-
37 islature, are hereby appropriated for the fiscal year ending June 30, 2010,
38 for the state agency for which the bond special revenue fund was estab-
39 lished for the purposes authorized by law for expenditures from such
40 bond special revenue fund. As used in this section, "bond special revenue
41 fund" means any special revenue fund or account thereof established in
42 the state treasury prior to or on or after the effective date of this act for
43 the deposit of the proceeds of bonds issued by the Kansas development

1 finance authority, for the payment of debt service for bonds issued by the
2 Kansas development finance authority, or for any related purpose in ac-
3 cordance with applicable bond covenants.

4 ~~Sec. 156.~~ **[159.] Federal grants.** (a) During the fiscal year ending June
5 30, 2010, each federal grant or other federal receipt which is received by
6 a state agency named in this act and which is not otherwise appropriated
7 to that state agency by this or other appropriation act of the 2009 regular
8 session of the legislature, is hereby appropriated for the fiscal year ending
9 June 30, 2010, for that state agency for the purpose set forth in such
10 federal grant or receipt, except that no expenditure shall be made from
11 and no obligation shall be incurred against any such federal grant or other
12 federal receipt, which has not been previously appropriated or reapprop-
13 riated or approved for expenditure by the governor, until the governor
14 has authorized the state agency to make expenditures therefrom.

15 (b) During the fiscal year ending June 30, 2011, each federal grant or
16 other federal receipt which is received by a state agency named in section
17 29 of this act and which is not otherwise appropriated to that state agency
18 for fiscal year 2011 by this or other appropriation act of the 2009 regular
19 session of the legislature, is hereby appropriated for fiscal year 2011 for
20 that state agency for the purpose set forth in such federal grant or receipt,
21 except that no expenditure shall be made from and no obligation shall be
22 incurred against any such federal grant or other federal receipt, which
23 has not been previously appropriated or reappropriated or approved for
24 expenditure by the governor, for fiscal year 2011, until the governor has
25 authorized the state agency to make expenditures from such federal grant
26 or other federal receipt for fiscal year 2011.

27 (c) In addition to the other purposes for which expenditures may be
28 made by any state agency which is named in this act and which is not
29 otherwise authorized by law to apply for and receive federal grants, ex-
30 penditures may be made by such state agency from moneys appropriated
31 for fiscal year 2010 by chapter 5, chapter 131, chapter 156, chapter 159,
32 chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session
33 Laws of Kansas or by this or other appropriation act of the 2009 regular
34 session of the legislature to apply for and receive federal grants during
35 fiscal year 2010, which federal grants are hereby authorized to be applied
36 for and received by such state agencies: *Provided*, That no expenditure
37 shall be made from and no obligation shall be incurred against any such
38 federal grant or other federal receipt, which has not been previously ap-
39 propriated or reappropriated or approved for expenditure by the gover-
40 nor, until the governor has authorized the state agency to make expend-
41 itures therefrom.

42 ~~Sec. 157.~~ **[160.]** (a) Any correctional institutions building fund appro-
43 priation heretofore appropriated to any state agency named in this or

1 other appropriation act of the 2009 regular session of the legislature, and
2 having an unencumbered balance as of June 30, 2009, in excess of \$100
3 is hereby reappropriated for the fiscal year ending June 30, 2010, for the
4 same uses and purposes as originally appropriated unless specific provi-
5 sion is made for lapsing such appropriation.

6 (b) This section shall not apply to the unencumbered balance in any
7 account of the correctional institutions building fund that was encum-
8 bered for any fiscal year commencing prior to July 1, 2008.

9 Sec. ~~159~~; **[161.]** (a) Any Kansas educational building fund appropria-
10 tion heretofore appropriated to any institution named in this or other
11 appropriation act of the 2009 regular session of the legislature and having
12 an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby
13 reappropriated for the fiscal year ending June 30, 2010, for the same use
14 and purpose as originally appropriated, unless specific provision is made
15 for lapsing such appropriation.

16 (b) This section shall not apply to the unencumbered balance in any
17 account of the Kansas educational building fund that was encumbered
18 for any fiscal year commencing prior to July 1, 2008.

19 Sec. ~~159~~; **[162.]** (a) Any state institutions building fund appropriation
20 heretofore appropriated to any state agency named in this or other ap-
21 propriation act of the 2009 regular session of the legislature and having
22 an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby
23 reappropriated for the fiscal year ending June 30, 2010, for the same use
24 and purpose as originally appropriated, unless specific provision is made
25 for lapsing such appropriation.

26 (b) This section shall not apply to the unencumbered balance in any
27 account of the state institutions building fund that was encumbered for
28 any fiscal year commencing prior to July 1, 2008.

29 Sec. ~~160~~; **[163.]** Any transfers of money during the fiscal year ending
30 June 30, 2010, from any special revenue fund of any state agency named
31 in this act to the audit services fund of the division of post audit under
32 K.S.A. 46-1121, and amendments thereto, shall be in addition to any
33 expenditure limitation imposed on any such fund for the fiscal year ending
34 June 30, 2010.

35 Sec. ~~161~~; **[164.]** This act shall take effect and be in force from and
36 after its publication in the Kansas register.

