

HOUSE BILL No. 2283

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2001, June 30, 2002, and June 30, 2003; authorizing certain transfers and fees, imposing certain restrictions and limitations and directing or authorizing certain receipts, disbursements, capital improvements and acts incidental to the foregoing; amending K.S.A. 2000 Supp. 2-223, 79-2959, as amended by section 167 of 2001 Senate Bill No. 57, 79-2964, as amended by section 168 of 2001 Senate Bill No. 57, 79-3425i, as amended by section 169 of 2001 Senate Bill No. 57, 79-34,147, as amended by section 170 of 2001 Senate Bill No. 57, 82a-953a and section 171 of 2001 Senate Bill No. 57 and repealing the existing sections.

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

Section 1. (a) For the fiscal years ending June 30, 2001, June 30, 2002, and June 30, 2003, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, fees, receipts, disbursements, and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

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

(c) This act shall be known and may be cited as the omnibus appropriation act of 2001 and shall constitute the omnibus reconciliation spending limit bill for the 2001 regular session of the legislature for purposes of subsection (a) of K.S.A. 75-6702 and amendments thereto.

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

Sec. 2.

LEGISLATIVE COORDINATING COUNCIL

(a) On the effective date of this act, of the \$150,000 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 2(a) of 2001 House Bill No. 2056 from the state general fund in the legislative coordinating council—KPERs actuarial audit account, the sum of \$100,000 is hereby lapsed.

(b) In addition to the other purposes for which expenditures may be made by the legislative coordinating council from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2002 for the legislature as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures may be made by the legislative coordinating council for fiscal year 2002 for an interim study by a legislative study committee of expenditures made under the authority of K.S.A. 75-2319 and amendments thereto for school district capital improvements: *Provided*, That such study shall include a review of the appropriateness of state funding being utilized for school district facilities that have as their primary purpose the holding of athletic events: *Provided further*, That the legislative study committee shall report its findings, including any recommended statutory changes, to the legislature at the beginning of the 2002 regular session.

(c) (1) In addition to the other purposes for which expenditures may be made by the legislative coordinating council from moneys appropriated from the state general fund or in any special revenue fund for the legislative coordinating council or for the legislature for fiscal year 2002, the legislative coordinating council is hereby authorized to review salaries and wages, annual leave, benefits and compensatory leave policies for employees of the legislative research department and the office of revisor of statutes, and to make bonus payments to employees of the legislative research department and employees of the office of revisor of statutes from available moneys appropriated for the legislative coordinating council for fiscal year 2002 in the legislative coordinating council—operations account of the state general fund, the legislative research department—operations account of the state general fund or the office of revisor of statutes—operations account of the state general fund or from available moneys appropriated for the legislature for fiscal year 2002 in the operations (including official hospitality) account of the state general fund or in the legislative special revenue fund: *Provided*, That the legislative coordinating council shall determine officers and employees to receive such bonus payments and shall determine the date or dates of payment and the amounts of any such bonus payments.

(2) No bonus payment paid pursuant to this subsection during fiscal year 2002 shall be compensation, within the meaning of K.S.A. 74-4901 et seq., and amendments thereto, for any purpose under the Kansas pub-

lic employees retirement system and shall not be subject to deductions for employee contributions thereunder. Each salary bonus payment paid under this section shall be a bonus, as defined by 29 C.F.R. 778, and shall be in addition to the regular earnings which that employee may be entitled or for which the employee may become eligible.

~~(d) (1) In addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or in the legislative special revenue fund for fiscal year 2002 by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the above agency from the moneys appropriated from the state general fund or in the legislative special revenue fund for fiscal year 2002 for and for all purposes thereof:~~

(A) The SRS transition oversight committee which was established by K.S.A. 46-2701, which is composed of 12 members and which is hereby specifically continued in existence and shall be redesignated and known as the SRS oversight committee for fiscal year 2002, notwithstanding any provisions of K.S.A. 46-2701 to the contrary, in accordance with this subsection: *Provided*, That the terms of office of all members of the SRS oversight committee serving on June 30, 2001, are hereby continued as members of the SRS oversight committee until June 30, 2002: *Provided further*, That for the period from June 30, 2001, through June 30, 2002, the vice-chairperson of the SRS transition oversight committee on June 30, 2001, shall on July 1, 2001, become chairperson of the SRS oversight committee, and the chairperson of the SRS transition oversight committee on June 30, 2001, shall on July 1, 2001, become vice-chairperson of the SRS oversight committee: *And provided further*, That the chairperson and vice-chairperson of the SRS oversight committee serving in such offices on July 1, 2001, shall continue in such offices until June 30, 2002: *And provided further*, That if a vacancy occurs in the office of any member of the SRS oversight committee, a successor shall be appointed in the same manner as the original appointment: *And provided further*, That the SRS oversight committee shall meet on call of the chairperson and all such meetings shall be held in Topeka unless authorized to be held in a different place by the legislative coordinating council: *And provided further*, That members of the SRS oversight committee shall receive compensation and travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212 and amendments thereto when attending meetings of such committee or any subcommittee meeting authorized by the SRS oversight committee: *And provided further*, That the SRS oversight committee shall have the following duties:

(i) The SRS oversight committee shall monitor the long-term care programs that were transferred from the secretary of social and rehabilitation services to the secretary of aging; the SRS oversight committee shall ensure that the transfer of the long-term care programs does not lead to a loss of services by consumers;

(ii) the SRS oversight committee shall monitor, review and make recommendations relating to privatization efforts at the state hospitals, the closure of hospital beds, the downsizing of staff, the funding of community services and the availability of adequate community services;

(iii) the SRS oversight committee shall monitor, review and make recommendations relating to (A) privatization of children service programs of the department of social and rehabilitation services including family preservation, foster care and adoption programs, (B) privatization of child support collection programs and any other programs of the department of social and rehabilitation services, and (C) privatization of any programs of the department on aging;

(iv) the SRS oversight committee shall monitor, review and make recommendations relating to federal social welfare reform laws and the regulations and policies implementing such laws and the activities of the department of social and rehabilitation services relating to such federal laws, regulations and policies and the operation of the home and community based services programs; and

(v) the SRS oversight committee shall prepare an interim report on findings and recommendations which shall be provided to the legislature on or before the first day of the regular session of the legislature in 2002; and

(B) the joint committee on health care oversight, which is hereby created to oversee the necessary changes in state laws and regulations made

~~necessary by federal law and, to the fullest extent possible, implement health care reform specific to Kansas needs and which is referred to in this subsection (d)(1)(B) as "joint committee,":~~ *And provided further,* That the joint committee shall be composed of 14 members of the legislature appointed as follows: Four members of the house of representatives appointed by the speaker of the house of representatives; three members of the house of representatives appointed by the minority leader of the house of representatives; four members of the senate appointed by the president of the senate; and three members of the senate appointed by the minority leader of the senate; the secretary of health and environment, the secretary of social and rehabilitation services, the director of the budget and the commissioner of insurance shall be advisors to the joint committee: *And provided further,* That a quorum of the joint committee shall be eight; all actions of the joint committee may be taken by a majority of those present when there is a quorum; on and after July 1, 2001, and until the first day of the 2002 legislative session, the chairperson of the joint committee shall be one of the representative members of the joint committee selected by the speaker and the vice-chairperson shall be one of the senate members of the joint committee selected by the president; thereafter, in even-numbered years the chairperson of the joint committee shall be the member of the senate selected by the president and the vice-chairperson of the joint committee shall be the member of the house selected by the speaker from the convening of the regular session of that year until the convening of the regular session of the next ensuing year; in odd-numbered years, the chairperson of the joint committee shall be the member of the house of representatives selected by the speaker and the vice-chairperson of the joint committee shall be the member of the senate selected by the president from the convening of the regular session in that year until the convening of the regular session in the next ensuing year; the vice-chairperson shall exercise all of the powers of the chairperson in the absence of the chairperson: *And provided further,* That the joint committee shall be designated a standing joint committee of the legislature and shall have such powers and duties as provided in this subsection (d)(1)(B); funding of operations of the joint committee shall be made from moneys appropriated to the legislature and expenditures of the joint committee shall be approved by the legislative coordinating council; administrative support for the joint committee shall be provided by the division of legislative administrative services: *And provided further,* That the joint committee on health care oversight shall meet on call of the chairperson as authorized by the legislative coordinating council: *And provided further,* That all such meetings shall be held in Topeka unless authorized to be held in a different place by the legislative coordinating council; members of the joint committee shall receive compensation and travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212, and amendments thereto, when attending meetings of such joint committee authorized by the legislative coordinating council: *And provided further,* That the joint committee may introduce legislation: *And provided further,* That all officers and employees of the state shall provide such information and assistance as may be deemed necessary by the joint committee: *And provided further,* That staff assistance shall be provided to the joint committee by the office of the revisor of statutes, the legislative research department and such other legislative offices and employees as may be directed by the legislative coordinating council: *And provided further,* That the department of health and environment is hereby designated the contact agency for the state of Kansas with reference to federal health care reform measures: *And provided further,* That the department of health and environment shall not make any decision with reference to federal health care reform measures not otherwise authorized by the legislature or which would be inconsistent with existing law: *And provided further,* That the joint committee on health care oversight shall:

(i) Examine changes in federal laws affecting Kansas and propose such changes in Kansas laws and regulations as are necessary to meet the federal requirements;

(ii) cooperate and interact with agencies of the federal government responsible for health care reform;

~~(iii) consider all health care financing and delivery options now in effect taking into account the actions of other states and the federal government;~~

(iv) work cooperatively with all relevant state and federal agencies, health care providers, payors and consumer groups in the development of an integrated health plan for all Kansans;

(v) receive, analyze and make recommendations related to the state health care data base developed by the health care data governing board;

(vi) develop plans for health care cost containment;

(vii) study and make recommendations for legislative action to integrate health care financing and coverage with other states;

(viii) recommend legislative actions necessary to assure accessibility of services to residents of underserved areas;

(ix) provide recommendations if federal or state laws require inclusion of the medical care component of workers compensation and automobile insurance into all inclusive health care coverage;

(x) oversee the implementation and operation of the children's health insurance plans created under the provisions of K.S.A. 38-2001 *et seq.*, and amendments thereto, including the assessment of the performance based contracting's measurable outcomes as set forth in subsection (b)(4) of K.S.A. 38-2001, and amendments thereto, and other children's issues as the joint committee deems necessary; and

(xi) make recommendations on tort reform for medical liability and for state antitrust reform and federal antitrust modifications; and

(2) The chairperson of the SRS oversight committee, the chairperson of the joint committee on health care oversight and the chairperson of the joint committee children's issues shall meet prior to the commencement of 2001 legislative interim studies to ensure that no subject is studied by more than one of these legislative study committees and that the past experience of duplication or overlapping of study topics among the predecessor committees of these legislative study committees is not repeated during the 2001 interim between regular sessions of the legislature.

(e) In addition to the other purposes for which expenditures may be made by the legislative coordinating council from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2002 for the legislature as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures may be made by the legislative coordinating council for fiscal year 2002 for an interim study by the legislative budget committee, regarding raising the minimum pre-admission screening and annual resident review (PASARR) levels for persons receiving services provided in nursing facilities and under applicable waiver programs of the department of social and rehabilitation services or the department on aging: *Provided*, That the legislative budget committee shall report its findings and recommendations, including any recommended statutory changes, to the legislature at the beginning of the 2002 regular session.

Sec. 3. (a) On July 1, 2001, of the amount in each account of the state general fund of each state agency in the executive branch of state government that is appropriated for the fiscal year ending June 30, 2002, by 2000 Senate Bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature and that is budgeted for payment of the expenses of official travel out-of-state, as certified by the director of the budget to the director of accounts and reports for fiscal year 2002, the amount equal to 25% of such certified amount is hereby lapsed from each such account: *Provided*, That the aggregate amount lapsed from such accounts of the state general fund for fiscal year 2002 by this subsection shall not exceed \$2,800,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

~~(b) On July 1, 2001, of the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2002, by 2001 Senate Bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature and that is budgeted for fiscal year 2002 for payment of longevity bonus payments pursuant to~~

~~K.S.A. 75-5541 and amendments thereto, the amount equal to the amount by which (1) the amount budgeted for fiscal year 2002 in each such account of the state general fund for longevity bonus payments, exceeds (2) the amount budgeted for fiscal year 2001 in each such account for longevity bonus payments as approved by the 2000 legislature for fiscal year 2001, as certified by the director of the budget to the director of accounts and reports, is hereby lapsed: *Provided*, That the aggregate amount lapsed from all such accounts of the state general fund for fiscal year 2002 by this subsection shall not exceed \$300,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.~~

(c) On July 1, 2001, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2002, by 2001 Senate Bill No. 57, that is budgeted for payment for KANS-A-N telecommunications services provided by the division of information systems and communications and that is in excess of the amount required for such purpose after the reductions in the rates charged such state agencies for calling cards and for regular long-distance telecommunications services, which reductions are hereby authorized and directed to be adopted on or before July 1, 2001, for such services for fiscal year 2002, including adjustments for applicable administrative surcharges and long-distance telecommunications usage estimates, as determined and certified by the director of the budget to the director of accounts and reports, is hereby lapsed: *Provided*, That the aggregate amount of all such amounts lapsed from such accounts of the state general fund for fiscal year 2002 shall be not less than \$925,000: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

Sec. 4.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:
Interstate water rights regarding the Republican river and its tributaries account

For the fiscal year ending June 30, 2002..... \$300,000

~~(b) On July 1, 2001, of the \$3,993,100 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 106(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$160,954 is hereby lapsed.~~

(c) On July 1, 2001, of the \$1,115,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 106(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures relating to interstate water rights regarding the Republican river and its tributaries account, the sum of \$500,000 is hereby lapsed.

~~(d) During the fiscal year ending June 30, 2002, notwithstanding the provisions of K.S.A. 82a-1801, and amendments thereto, all amounts recovered by the state of Kansas from a settlement, judgment or decree on or before June 30, 2002, in the litigation brought by the state of Kansas against the state of Colorado arising under the Arkansas river compact shall be deposited in the state treasury and credited to the state general fund.~~

Sec. 5.

SECRETARY OF STATE

(a) On July 1, 2001, of the \$1,802,863 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 107(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$7,030 is hereby lapsed.

Sec. 6.

STATE TREASURER

(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:

Redevelopment bond fund	
For the fiscal year ending June 30, 2001.....	No limit
For the fiscal year ending June 30, 2002.....	No limit
Kansas postsecondary education savings expense fund	
For the fiscal year ending June 30, 2002.....	No limit

Provided, That all moneys received by the above agency from Kansas postsecondary education savings program manager shall be credited to the Kansas postsecondary education savings expense fund.

(b) On July 1, 2001, of the \$1,023,563 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 108(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$25,000 is hereby lapsed.

Sec. 7.

INSURANCE DEPARTMENT

(a) On June 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$70,000 from the insurance department service regulation fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$70,000 from the insurance department service regulation fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 8.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Judiciary operations	
For the fiscal year ending June 30, 2001.....	\$300,000

(b) On July 1, 2001, of the \$79,623,104 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 113(a) of 2001 Senate Bill No. 57 from the state general fund in the judiciary operations account, the sum of \$572,000 is hereby lapsed.

(c) In addition to the other purposes for which expenditures may be made by the judicial branch from the moneys appropriated in the judicial branch education fund for fiscal year 2001 or fiscal year 2002 as authorized chapter 130 or chapter 183 of the 200 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature, expenditures may be made by the judicial branch from the moneys appropriated in the judicial branch education fund for fiscal year 2001 or fiscal year 2002, to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system as provided by law, including official hospitality: *Provided*, That the judicial administrator is hereby au-

thorized to fix, charge and collect fees for such services and programs: *Provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be credited to the judicial branch education fund: *And provided further*, That expenditures may be made from the judicial branch education fund for providing such services and programs regardless of when such services and programs were provided by the judicial branch.

Sec. 9.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) Notwithstanding the provisions of K.S.A. 74-4927 and 74-4927f and amendments thereto, no participating employer under the Kansas public employees retirement system shall pay any amount to the system for the cost of the plan of death and long-term disability benefits under K.S.A. 74-4927 and amendments thereto for the period from July 1, 2001, through December 31, 2001.

(b) On the effective date of this act, the amount in each account of the state general fund of each state agency that is appropriated for the fiscal year ending June 30, 2002, by 2001 Senate Bill No. 57 and that is budgeted for payment of the cost of the plan of death and long-term disability benefits under K.S.A. 74-4927 and amendments thereto, as certified by the director of the budget to the director of accounts and reports, for the period from July 1, 2001, through December 31, 2001, is hereby lapsed.

(c) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Annual payment for KSRS actuarial liability per SB 322	
For the fiscal year ending June 30, 2002.....	\$32,000

(d) On July 1, 2001, the director of accounts and reports shall transfer the amount in each account of each special revenue fund of each state agency that is appropriated for the fiscal year ending June 30, 2002, by 2001 Senate Bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature and that is budgeted for payment of the cost of the plan of death and long-term disability benefits under K.S.A. 74-4927 and amendments thereto, as certified by the director of the budget to the director of accounts and reports, for the period from July 1, 2001, through December 31, 2001, from such special revenue fund, or account thereof, to the special 2003 death and disability plan employer contributions fund: *Provided*, That the aggregate amount transferred from all such special revenue funds and accounts to the special 2003 death and disability plan employer contributions fund during fiscal year 2002 pursuant to this subsection shall not exceed \$1,600,000 : *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(e) 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:

Special 2003 death and disability plan employer contributions fund	
For the fiscal year ending June 30, 2002.....	\$0
For the fiscal year ending June 30, 2003.....	\$0

Sec. 10.

GOVERNMENTAL ETHICS COMMISSION

(a) On the effective date of this act, of the \$1,325 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 18(a) of chapter 183 of the 2000 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$414 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2001, by section 18(b) of chapter 183 of the 2000 Session Laws of Kansas on the governmental ethics commission fee fund is hereby increased from \$148,192 to \$148,606.

(c) On July 1, 2001, of the \$428,409 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 98(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$19,129 is hereby lapsed.

(d) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 98(b) of 2001 Senate Bill No. 57 on the governmental ethics commission fee fund is hereby increased from \$143,457 to \$162,586.

Sec. 11.

KANSAS HUMAN RIGHTS COMMISSION

(a) On July 1, 2001, of the \$1,471,235 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 115(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$15,595 is hereby lapsed.

Sec. 12.

STATE CORPORATION 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:

Well plugging assurance fund

For the fiscal year ending June 30, 2002..... No limit

Natural gas underground storage fee fund

For the fiscal year ending June 30, 2002..... No limit

Provided, That expenditures for fiscal year 2002 from the natural gas underground storage fee fund for administration shall not exceed \$300,000.

Enhanced wireless 911 fund

For the fiscal year ending June 30, 2002..... No limit

(b) In addition to the other purposes for which expenditures may be made by the state corporation commission from the conservation fee fund for fiscal year 2002 as authorized by section 116(a) of 2001 Senate Bill No. 57, expenditures may be made by the above agency from the conservation fee fund for fiscal year 2002 for any purpose for which expenditures may be made from the natural gas underground storage fee fund: *Provided*, That expenditures for such purpose from the conservation fee fund for fiscal year 2002 shall be reimbursed from the natural gas underground storage fee fund to the conservation fee fund by revenue transfers as provided in this section prior to July 1, 2003: *Provided further*, That all such expenditures from the conservation fee fund for any such purpose shall be in addition to any expenditure limitation imposed on the conservation fee fund for fiscal year 2002.

(c) During the fiscal year ending June 30, 2002, the state corporation commission shall certify one or more amounts to the director of accounts and reports to reimburse the conservation fee fund for expenditures during fiscal year 2002 and fiscal year 2003 for any purpose for which expenditures may be made from the natural gas underground storage fee fund. Upon receipt of each certification or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer the amount certified from the natural gas underground storage fee fund to the conservation fee fund.

Sec. 13.

DEPARTMENT OF ADMINISTRATION

(a) On the effective date of this act, any unencumbered balance in each of the following accounts in the state general fund is hereby lapsed: Statehouse committee room planning, remodel and relocation.

(b) On July 1, 2001, of the \$637,476 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 118(a) of 2001 Senate Bill No. 57 from the state general fund in the Signature building relocation costs account, the sum of \$70,339 is hereby lapsed.

(c) During the fiscal year ending June 30, 2002, no moneys appropriated for the department of administration for the fiscal year ending June 30, 2002, from the state general fund or any special revenue fund by this or other appropriation act of the 2001 regular session of the legislature

shall be expended by the department of administration for operations of the Kansas performance review board.

(d) On July 1, 2001, the limitation on the rate of the additional fee that the director of architectural services is authorized to charge and collect for services provided to other state agencies for which the division of architectural services provides in-house architectural and engineering design services for capital improvement projects for fiscal year 2002, as established by clause (2) of the fourth proviso to the appropriation of the moneys in the architectural services recovery fund in section 118(b) of 2001 Senate Bill No. 57, is hereby increased from 6% of the construction cost of each capital improvement project to 8% of the construction cost of each capital improvement project.

(e) On July 1, 2001, the director of accounts and reports shall transfer \$50,000 from the construction defects recovery fund of the department of administration to the architectural services recovery fund of the department of administration.

(f) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002, for a study to review the potential costs savings related to use of private sector printing service providers in lieu of the state printer for all or portions of the printing services required by one or more state agencies selected by the secretary of administration for this study: *Provided*, That the secretary of administration shall present the findings of this study to the legislative coordinating council, the legislative post audit committee, the committee on appropriations of the house of representatives, and the committee on ways and means of the senate at the beginning of the 2002 regular session of the legislature.

(g) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2001 or for fiscal year 2002 as authorized by chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of administration from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2001 or fiscal year 2002 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 capital improvement projects for Landon state office building relating to capitol complex consolidation, Brigham building at state complex—west for a staff development and training center for the department of social and rehabilitation services, Woodward building at state complex—west for housing for the Kansas services for the blind of the department of social and rehabilitation services, Forbes building #740 for laboratory facilities remodeling for the department of health and environment, and the capitol complex steam system for upgrades: *Provided*, That such capital improvement projects are hereby approved for the department of administration 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 the department of administration may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement projects, in addition to any other appropriations available therefor: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement projects and for administrative costs, including design and planning, moving expenses, lost rents, first-year rent differentials and other expenses associated with such capital improvements shall not exceed \$8,950,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement projects during the construction of such capital improvement projects 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 projects shall be financed by appropriations from the state buildings operating fund or from any other fund or funds as provided by the provisions of appropriation acts: *And provided further*, That the secretary of administration shall present to the joint committee on state building construction (1) reports detailing the proposed program and scope of each of such capital improvement projects, (2) reports on the progress and planning for capitol complex consolidation, including associated relocating of state agencies, (3) reports on all administrative costs, including design and planning, moving expenses, lost rents, first-year rent differentials and other expenses associated with such capital improvements, and (4) regular progress reports on each phase of each of such capital improvement projects.

(h) On July 1, 2001, the director of accounts and reports shall transfer \$250,000 from the state workers compensation self insurance fund of the department of administration to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state workers compensation self insurance fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state workers compensation self insurance fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(i) On the effective date of this act, of the \$2,494,994 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 84(a) of chapter 130 of the 2000 Session Laws of Kansas from the state general fund in the energy conservation improvement—debt service account, the sum of \$22,710 is hereby lapsed.

~~(j) On July 1, 2001, of the aggregate amount of \$21,420,685 appropriated for the department of administration by section 118(a) of 2001 Senate Bill No. 57 from the state general fund for the fiscal year ending June 30, 2002, in all accounts of the state general fund of the department of administration, the aggregate sum of \$1,300,000 is hereby lapsed: *Provided*, That the specific amount that is lapsed pursuant to this subsection in each account of the state general fund appropriated for the department of administration for the fiscal year ending June 30, 2002, by section 118(a) of 2001 Senate Bill No. 57, shall be determined and shall be certified by the secretary of administration to the director of accounts and reports on or before June 30, 2001: *Provided, however*, That the aggregate of all such amounts so certified in such accounts of the state general fund shall not be less than \$1,300,000: *Provided further*, That the secretary of administration shall submit a copy of such certification to the director of the legislative research department and to the director of the budget: *And provided further*, That the secretary of administration shall not certify any amount appropriated by this or any other appropriation act of the 2001 legislature for operations of the Kansas public broadcasting council or in the public broadcasting council grants account or the public TV digital conversion debt service account: *And provided further*, That, if the secretary of administration fails to make such certification to the director of accounts and reports on or before June 30, 2001, or if the aggregate of the amounts certified by the secretary of administration to the director of accounts and reports is not equal to or more than \$1,300,000, then the director of the budget shall determine the specific amount that is lapsed pursuant to this subsection in each account of the state general fund appropriated for the department of administration for the fiscal year ending June 30, 2002, by section 118(a) of 2001 Senate Bill No. 57 and shall certify the amount so determined to the director of accounts and reports, to the secretary of administration and to the director of the legislative research department.~~

(k) On the effective date of this act, of the \$278,103 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 84(a) of chapter 130 of the 2000 Session Laws of Kansas from the state general fund in the performance review board account, the sum of \$68,249 is hereby lapsed.

(l) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of administration from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto to finance a capital improvement project for a capitol complex parking garage: *Provided*, That such capital improvement project is hereby approved for the department of administration 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 the department of administration 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 \$15,000,000, 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 the state general fund or any appropriate special revenue fund or funds: *And provided further*, That no bonds shall be issued by the Kansas development finance authority for such capital improvement project except upon 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, except that such approval also may be given while the legislature is in session.

Sec. 14.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2002..... \$3,277,632

(b) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the department of revenue is hereby increased from 1,162.0 to 1,196.0.

(c) In addition to the other purposes for which expenditures may be made by the department of revenue from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of revenue from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002, for additional operating expenditures for not less than 76 state officers and employees and contract personnel for the purposes of collecting taxes, interest, and penalties owed to the state under a program of enhanced revenue collection through increased compliance activities, which program is hereby authorized and directed to be implemented (1) as described on pages 6 and 7 of the governor's budget amendment dated April 18, 2001, under item 10 entitled "Increase Compliance Activities" that is intended to collect an additional \$40,000,000 in annual compliance revenues using 68 collections agents, including 12 contract employees, 29 vacant state staff positions to be reassigned and 27 new state staff positions to be created and filled, and (2) including an additional seven new state staff positions for a total of 75 state officers and employees and contract personnel to be dedicated for this program so that the estimate of additional annual compliance revenues is increased to an aggregate of \$48,750,000 during the fiscal year ending June 30, 2002: *Provided*, That the secretary of

revenue shall report in writing on or before January 7, 2002, to the chairperson of the senate ways and means committee, the chairperson of the house appropriations committee, the director of the budget and the director of the legislative research department, to document in detail, including categories of taxes collected, the progress of the enhanced collections produced as a result of the program of enhanced revenue collection through increased compliance activities described by this subsection.

(d) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the division of vehicles operating fund to the state general fund.

(e) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the VIPS/CAMA technology hardware fund to the state general fund.

(f) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,117,263 from the electronic databases fee fund to the state general fund.

(g) On July 1, 2001, the director of accounts and reports shall transfer \$50,000 from the central stores fund to the state general fund.

(h) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$208,555 from the cigarette and tobacco products regulation fund to the state general fund.

(i) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 120(b) of 2001 Senate Bill No. 57 on the division of vehicles operating fund is hereby increased from \$31,229,721 to \$31,729,721.

(j) On July 1, 2001, the director of accounts and reports shall transfer \$1,000,000 from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue.

~~(k) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 120(b) of 2001 Senate Bill No. 57 on the electronic databases fee fund is hereby decreased from \$4,655,772 to \$3,538,500.~~

Sec. 15.

KANSAS LOTTERY

(a) On July 1, 2001, the provisions of section 121(b) of 2001 Senate Bill No. 57 are hereby declared to be null and void and shall have no force and effect.

Sec. 16.

DEPARTMENT OF COMMERCE AND HOUSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2001, by section 25(c) of chapter 130 of the 2000 Session Laws of Kansas on the motion picture and television sales tax reimbursement subaccount of the Kansas economic development endowment account of the state economic development initiatives fund is hereby decreased from \$75,000 to \$23,800.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Operations (including official hospitality)	
For the fiscal year ending June 30, 2002.....	\$8,459,757
<i>Provided</i> , That expenditures may be made from the operations (including official hospitality) account for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the agricultural value added center program.	
Kansas industrial training program and Kansas industrial retraining program	
For the fiscal year ending June 30, 2002.....	\$3,600,000
Grants to small business development centers	
For the fiscal year ending June 30, 2002.....	\$485,000
Grants to certified development companies	
For the fiscal year ending June 30, 2002.....	\$400,000

Provided, That expenditures may be made from the grants to certified development companies account for certified development companies that have been determined to be qualified for such grants by the secretary of commerce and housing, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for such grants by the secretary of commerce and housing.

Trade show promotion grants	
For the fiscal year ending June 30, 2002.....	\$150,000
Community capacity building grant program	
For the fiscal year ending June 30, 2002.....	\$197,000
Main street development grants	
For the fiscal year ending June 30, 2002.....	\$216,800
Tourism promotion grants	
For the fiscal year ending June 30, 2002.....	\$1,052,100
Training equipment grants	
For the fiscal year ending June 30, 2002.....	\$277,500
Agriculture products development	
For the fiscal year ending June 30, 2002.....	\$540,000

Provided, That expenditures may be made from the agriculture products development account for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the agricultural value added center program.

Motion picture and television sales tax reimbursements	
For the fiscal year ending June 30, 2002.....	\$75,000

Provided, That all expenditures from the motion picture and television production sales tax reimbursements account shall be made to reimburse sales and use taxes paid on sales of tangible personal property purchases by or on behalf of a motion picture or television production company to be used or consumed in association with an eligible production in accordance with administrative policies and procedures adopted by the secretary of commerce and housing, including any necessary forms: *Provided, however*, That all reimbursements from this account shall be based on valid receipts for taxes paid for taxable transactions occurring on or after July 1, 2001: *Provided further*, That, as used in this proviso, eligible production includes feature-length motion pictures intended for theatrical release or for exhibition on national television by a network or through national syndication, television projects for broadcast on a network or through national syndication, direct video and compact disc projects and television commercials.

HOME program	
For the fiscal year ending June 30, 2002.....	\$530,000

(c) 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:

Kansas economic opportunity initiatives fund	
For the fiscal year ending June 30, 2002.....	No limit
Kansas existing industry expansion fund	
For the fiscal year ending June 30, 2002.....	No limit

Provided, That expenditures may be made from the Kansas existing industry expansion fund for loans pursuant to loan agreements which are hereby authorized to be entered into by the secretary of commerce and housing in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under the Kansas existing industry expansion program: *Provided further*, That all moneys received by the department of commerce and housing for repayment of loans made under the Kansas existing industry expansion program shall be deposited in the state treasury and credited to this fund.

(d) On August 15, 2001, and December 15, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,750,000 from the state economic development initiatives fund to the

Kansas economic opportunity initiatives fund of the department of commerce and housing.

~~(c) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:~~

State operations	
For the fiscal year ending June 30, 2002.....	\$50,000
<i>Provided</i> , That expenditures from the state operations account in fiscal year 2002 shall be made for a grant to the mid-America world trade center in the amount of \$50,000.	

(f) On August 15, 2001, and December 15, 2001, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$250,000 from the state economic development initiatives fund to the Kansas existing industry expansion fund of the department of commerce and housing.

Sec. 17.

KANSAS, INC.

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Operations (including official hospitality)	
For the fiscal year ending June 30, 2002.....	\$343,267

(b) On July 1, 2001, the director of accounts and reports shall transfer all moneys in the EDIF fund of Kansas, Inc., to the state economic development initiatives fund. On July 1, 2001, all liabilities of the EDIF fund of Kansas, Inc., including any outstanding encumbrances, are hereby transferred to and imposed on the state economic development initiatives fund and the EDIF fund of Kansas, Inc., is hereby abolished.

Sec. 18.

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Operations (including official hospitality)	
For the fiscal year ending June 30, 2002.....	\$2,240,745
Assistance and grants	
For the fiscal year ending June 30, 2002.....	\$10,702,398

Provided, That expenditures may be made by the above agency from the assistance and grants account of the state economic development initiatives fund for fiscal year 2002 for (1) research matching grants, (2) business innovative research grants, (3) state small business innovation research (SSBIR), (4) centers of excellence, (5) experimental program to stimulate competitive research (EPSCoR), (6) special projects, (7) commercialization grants, and (8) Mid-America manufacturing technology center (MAMTC).

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2002, to the operations (including official hospitality) account, the amount equal to the unencumbered balance as of June 30, 2001, in the operations (including official hospitality) subaccount of the Kansas economic development endowment account of the state economic development initiatives fund: *Provided*, That such amount appropriated to the operations (including official hospitality) account of the state economic development initiatives fund shall not exceed \$3,744 except upon 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.

(c) On July 1, 2001, the director of accounts and reports shall transfer all moneys in the economic development research and development fund to the state economic development initiatives fund. On July 1, 2001, all liabilities of the economic development research and development fund of Kansas technology enterprise corporation, including any encumbrances, are hereby transferred to and imposed on the state economic development initiatives fund and the economic development research and development fund of Kansas technology enterprise corporation, is hereby abolished.

Sec. 19.

STATE BOARD OF HEALING ARTS

(a) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 84(a) of 2001 Senate Bill No. 57 on the healing arts fee fund is hereby increased from \$1,954,895 to \$1,978,604.

(b) In addition to the other purposes for which expenditures may be made by the state board of healing arts from the moneys appropriated from the healing arts fee fund for fiscal year 2002 and for fiscal year 2003 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made and the state board of healing arts is hereby authorized and directed, notwithstanding the provisions of K.S.A. 65-2895 and amendments thereto, to the contrary, to renew all institutional licenses which expire during fiscal year 2002 and fiscal year 2003 and are valid as of May 1, 2001, for an additional two years if the holders thereof remain eligible for a valid institutional license and submit the biennial renewal fees and evidence of satisfactory completion of a program of continuing education established by rules and regulations adopted by the board.

Sec. 20.

STATE BANK COMMISSIONER

(a) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 81(a) of 2001 Senate Bill No. 57 on the bank commissioner fee fund is hereby increased from \$5,284,716 to \$5,309,201.

(b) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2003, by section 81(a) of 2001 Senate Bill No. 57 on the bank commissioner fee fund is hereby increased from \$5,499,938 to \$5,524,886.

Sec. 21.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On July 1, 2001, the director of accounts and reports shall transfer \$100,000 from the behavioral sciences regulatory board fee fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the behavioral sciences regulatory board fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the behavioral sciences regulatory board fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 22.

BOARD OF NURSING

(a) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the board of nursing fee fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the board of nursing fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the board of nursing fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 23.

STATE BOARD OF PHARMACY

(a) On July 1, 2001, the director of accounts and reports shall transfer \$250,000 from the state board of pharmacy fee fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state board of pharmacy fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state board of pharmacy fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund

~~for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.~~

Sec. 24.

OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(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:

Investor education fund

For the fiscal year ending June 30, 2002.....	No limit
For the fiscal year ending June 30, 2003.....	No limit

(b) On July 1, 2001, the director of accounts and reports shall transfer \$100,000 from the securities enforcement restitution fund of the office of the securities commissioner to the investor education fund created by 2001 House Bill No. 2563.

(c) On July 1, 2001, the director of accounts and reports shall transfer \$50,000 from the securities enforcement restitution fund of the office of the securities commissioner to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the securities enforcement restitution fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the securities enforcement restitution fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 25.

DEPARTMENT OF HUMAN RESOURCES

(a) On July 1, 2001, the director of accounts and reports shall transfer \$500,000 from the worker's compensation fee fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the workers compensation fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the workers compensation fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 26.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2001, by section 27(b) of 2001 Senate Bill No. 57 on the soldiers' home fee fund is hereby increased from \$3,544,000 to No limit.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2001, by section 30(b) of chapter 130 of the 2000 Session Laws of Kansas on the soldiers' home outpatient clinic fund is hereby increased from \$472,899 to No limit.

(c) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2001, by section 27(c) of 2001 Senate Bill No. 57 for the Kansas commission on veterans affairs is hereby increased from 457.8 to 463.8.

Sec. 27.

DEPARTMENT OF HEALTH AND ENVIRONMENT

(a) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the department of health and environment is hereby increased from 854.0 to 1,001.0.

(b) There is appropriated for the above agency from the children's initiatives fund for the fiscal year or years specified, the following:

Healthy start

For the fiscal year ending June 30, 2002.....	\$250,000
For the fiscal year ending June 30, 2003.....	\$250,000

Infants and toddlers program

For the fiscal year ending June 30, 2002.....	\$500,000
For the fiscal year ending June 30, 2003.....	\$850,000

Smoking prevention

For the fiscal year ending June 30, 2002.....	\$500,000
For the fiscal year ending June 30, 2003.....	\$755,000

~~(c) On the effective date of this act, of the \$400,000 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 28(a) of 2001 Senate Bill No. 57 from the state general fund in the AIDS medications account, the sum of \$50,000 is hereby lapsed.~~

~~(d) On July 1, 2001, of the \$20,669,768 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 128(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$320,849 is hereby lapsed.~~

(e) In addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the health and environment training fee fund for fiscal year 2002, expenditures may be made by the department of health and environment from the health and environment training fee fund for fiscal year 2002 for agency operations.

(f) During the fiscal years ending June 30, 2001, and June 30, 2002, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment to the sponsored project overhead fund of the department of health and environment pursuant to section 128(j) of 2001 Senate Bill No. 57 may include amounts equal to up to 20% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

(g) On July 1, 2001, the director of accounts and reports shall transfer \$195,000 from the waste tire management fund of the department of health and environment to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the waste tire management fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the waste tire management fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(h) On July 1, 2001, the director of accounts and reports shall transfer \$200,000 from the trauma fund of the department of health and environment to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the trauma fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the trauma fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(i) On July 1, 2001, the \$300,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 128(a) of 2001 Senate Bill No. 57 from the state general fund in the pregnancy maintenance initiative account, is hereby lapsed.

(j) 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:

Renal disease fund
 For the fiscal year ending June 30, 2002..... No limit
 Salt solution mining plugging fund
 For the fiscal year ending June 30, 2002..... No limit

~~(k) On July 1, 2001, of the aggregate amount of \$4,136,841 appropriated for the department of health and environment for the fiscal year ending June 30, 2002, in all accounts of the state water plan fund of the department of health and environment, the aggregate sum of \$200,000 is hereby lapsed: *Provided*, That the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the department of health and environment for the fiscal year ending June 30, 2002, by section 128(c) of 2001 Senate Bill No. 57, shall be determined and shall be certified by the secretary of health and environment to the director of accounts and reports on or before June 30, 2001: *Provided, however*, That the aggregate of all such amounts so certified in such accounts of the state water plan fund shall not be less than \$200,000: *Provided further*, That the secretary of health and environment shall submit a copy of such certification to the director of the legislative research department and to the director of the budget: *And provided further*, That, if the secretary of health and environment fails to make such certification to the director of accounts and reports on or before June 30, 2001, or if the aggregate of the amounts certified by the secretary of health and environment to the director of accounts and reports is not equal to or more than \$200,000, then the director of the budget shall determine the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the department of health and environment for the fiscal year ending June 30, 2002, by section 128(c) of 2001 Senate Bill No. 57 and shall certify the amount so determined to the director of accounts and reports, to the secretary of health and environment and to the director of the legislative research department.~~

(l) In addition to the other purposes for which expenditures may be made by the department of health and environment from moneys appropriated from the food inspection fee fund for fiscal year 2002, expenditures may be made by the department of health and environment for food inspection program activities involving grocery stores and food processing plants.

(m) On or before June 30, 2003, as moneys are available, the director of accounts and reports shall transfer \$291,249 from the salt solution mining plugging fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the salt solution mining plugging fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the salt solution mining plugging fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(n) In addition to the other purposes for which expenditures may be made by the department of health and environment from the moneys appropriated from the state general fund for fiscal year 2002 in the operating expenditures (including official hospitality) account as authorized by section 128(a) of 2001 Senate bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of health and environment from the operating expenditures (including official hospitality) account for fiscal year 2002 for a grant for the SIDS network in the amount of \$25,000.

Sec. 28.

DEPARTMENT ON AGING

(a) (1) On July 1, 2001, of the \$4,482,645 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 129(a) of 2001 Senate Bill No. 57 from the state general fund in the administration account, the sum of \$15,000 is hereby lapsed.

(2) Notwithstanding the provisions of the eighth proviso to the administration account of the state general fund in section 129(a) of 2001 Senate Bill No. 57, no moneys shall be expended or provided by the above agency

from the administration account of the state general fund for the senior legal hotline for the fiscal year ending June 30, 2002.

(b) On July 1, 2001, of the \$10,461,539 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 129(a) of 2001 Senate Bill No. 57 from the state general fund in the program grants account, the sum of \$81,718 is hereby lapsed.

(c) On July 1, 2001, of the \$134,903,477 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 129(a) of 2001 Senate Bill No. 57 from the state general fund in the long term care account, the sum of \$9,083,010 is hereby lapsed.

(d) 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:

Aging—IGT fund

For the fiscal year ending June 30, 2001.....	\$0
For the fiscal year ending June 30, 2002.....	\$7,000,000

Provided, That all expenditures from the aging—IGT fund for fiscal year 2002 shall be for the HCBS/FE waiver program: *Provided, however*, That expenditures from the aging—IGT fund for fiscal year 2002 for the HCBS/FE waiver program shall not exceed \$7,000,000.

(e) In addition to the other purposes for which expenditures may be made by the department on aging from moneys appropriated from the state general fund or any special revenue funds for fiscal year 2001 and fiscal year 2002 as authorized by chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department on aging for fiscal year 2001 and fiscal year 2002 to begin the process of promoting short-term service under the state medicaid plan for the purpose of reducing reliance on permanent or lifetime dependence on medicaid services wherever possible.

Sec. 29.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Cash assistance

For the fiscal year ending June 30, 2001.....	\$200,000
For the fiscal year ending June 30, 2002.....	\$200,000

Other medical assistance

For the fiscal year ending June 30, 2001.....	\$5,254,316
For the fiscal year ending June 30, 2002.....	\$2,041,513

Youth services aid and assistance

For the fiscal year ending June 30, 2002.....	\$5,450,796
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Kansas neurological institute—operating expenditures

For the fiscal year ending June 30, 2001.....	\$1,600
For the fiscal year ending June 30, 2002.....	\$660

Parsons state hospital and training center—operating expenditures

For the fiscal year ending June 30, 2001.....	\$1,505
For the fiscal year ending June 30, 2002.....	\$2,257

Larned state hospital—operating expenditures

For the fiscal year ending June 30, 2001.....	\$2,853
For the fiscal year ending June 30, 2002.....	\$136,871

Osawatomie state hospital—operating expenditures

For the fiscal year ending June 30, 2002.....	\$44,297
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~~(b) On July 1, 2001, of the \$9,364,164 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of 2001 Senate Bill No. 57 from the state general fund in the children's health insurance account, the sum of \$250,000 is hereby lapsed.~~

(c) On July 1, 2001, of the \$36,834,437 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of 2001 Senate Bill No. 57 from the state general fund in the community based services account, the sum of \$15,000,000 is hereby lapsed.

(d) On July 1, 2001, of the \$126,208,957 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 130(a) of 2001 Senate Bill No. 57 from the state general fund in the mental health and

retardation services aid and assistance account, the sum of \$28,000,000 is hereby lapsed.

(e) On the effective date of this act, of the \$16,536,630 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 30(a) of 2001 Senate Bill No. 57 from the state general fund in the youth services aid and assistance account, the sum of \$682,579 is hereby lapsed.

(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year or years specified, the following:

Children's mental health waiver	
For the fiscal year ending June 30, 2002.....	\$1,800,000
Family centered system of care	
For the fiscal year ending June 30, 2002.....	\$5,000,000
Therapeutic preschool	
For the fiscal year ending June 30, 2002.....	\$1,000,000
Child care	
For the fiscal year ending June 30, 2002.....	\$1,400,000
Community services for child welfare	
For the fiscal year ending June 30, 2002.....	\$2,600,000
HealthWave	
For the fiscal year ending June 30, 2002.....	\$1,000,000
Children's cabinet early childhood discretionary grant program	
For the fiscal year ending June 30, 2002.....	\$3,000,000
Children's cabinet accountability fund	
For the fiscal year ending June 30, 2002.....	\$550,000

Provided, That, in addition to the other purposes for which expenditures may be made from the children's cabinet accountability fund account for fiscal year 2002, expenditures shall be made from the children's cabinet accountability fund account, to require (1) all programs receiving moneys from the children's initiatives fund to identify outcomes associated with Connect Kansas and to demonstrate through measurable data the effectiveness of such programs towards achieving outcomes, (2) all such programs to participate in accountability and evaluation processes with the children's cabinet based upon outcomes and measurable data, (3) all such programs that are compatible with the SmartStart Kansas framework or that affect children from birth to age five to coordinate efforts with the children's cabinet: *Provided further*, That all grants utilizing moneys from the children's initiatives fund which are made available to communities should reflect a comprehensive planning process and must demonstrate the grant's relationship to appropriate Connect Kansas and SmartStart Kansas outcomes: *And provided further*, That similar grant processes shall be coordinated through the children's cabinet for programs funded with moneys from the children's initiatives fund.

Medicaid

For the fiscal year ending June 30, 2002.....	\$3,000,000
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(g) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the department of social and rehabilitation services is hereby increased from 3,878.5 to 3,986.1.

(h) 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:

SRS—IGT fund

For the fiscal year ending June 30, 2001.....	\$0
For the fiscal year ending June 30, 2002.....	\$44,000,000

Provided, That all expenditures from the SRS—IGT fund for fiscal year 2002 shall be for the HCBS/PD waiver program or for the HCBS/DD waiver program: *Provided, however*, That expenditures from the SRS—IGT fund for fiscal year 2002 for the HCBS/PD waiver program shall not exceed \$15,000,000: *Provided further*, That expenditures from the SRS—IGT fund for fiscal year 2002 for the HCBS/DD waiver program shall not exceed \$28,000,000: *And provided further*, That expenditures from the SRS—IGT fund for fiscal year 2002 for the HCBS/HI waiver program shall not exceed \$1,000,000.

(i) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the Kansas neurological institute is hereby increased from 655.5 to 658.5.

(j) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the Larned state hospital is hereby increased from 744.8 to 747.8.

(k) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the Parsons state hospital and training center is hereby increased from 513.0 to 515.4.

(l) 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 funds for fiscal year 2001 and fiscal year 2002 as authorized by chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2001 and fiscal year 2002 to undertake the process of meeting with assistance recipients, service providers and relatives and other interested parties regarding physically disabled waiver services provided by the department of social and rehabilitation services to develop a permanency planning process with the purpose of enabling persons to become independent from such services and to no longer need to receive such services from the department of social and rehabilitation services under the community based services program.

(m) 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 funds for fiscal year 2001 and fiscal year 2002 as authorized by chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2001 and fiscal year 2002 to begin the process of promoting short-term service under the state medicaid plan for the purpose of reducing reliance on permanent or lifetime dependence on medicaid services wherever possible.

(n) 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 funds for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2002 to provide for the secretary of social and rehabilitation services to continue meeting with the directors of nursing facilities for mental health (NF/MH facilities) and the directors of community mental health centers and to develop a plan for reducing the reliance of the state on NF/MH facilities and to determine the number of individuals currently in care who are candidates for community based services: *And provided further*, That the secretary of social and rehabilitation services shall not transfer any client from a facility bed prior to the plan being reviewed by the legislature during the 2002 regular session, unless such action is required to comply with the decision of the United States supreme court in *Olmstead v. L. C.*, 527 U.S. 581 (1999), prior to the plan being reviewed by the legislature during the regular session in 2002: *And provided further*, That the secretary of social and rehabilitation services shall report to the SRS oversight committee on the total number of NF/MH facility beds in Kansas NF/MH facilities as of May 1, 2001, and as of the first day of each month thereafter during the interim period prior to the 2002 regular session of the legislature: *And provided further*, That, on July 1, 2001, the provisions of the third and fourth provisos to the appropriation of the moneys in the mental health and retardation services aid and assistance account of the state general fund in section 130(a) of 2001 Senate Bill No. 57 are hereby declared to be null and void and shall have no force and effect.

Sec. 30.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

School district juvenile detention facilities and Flint Hills job corps center grants

For the fiscal year ending June 30, 2002..... \$219,152

(b) On July 1, 2001, of the \$105,154,561 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of 2001 Senate Bill No. 57 from the state general fund in the KPERS—employer contributions account, the sum of \$7,043,104 is hereby lapsed.

(c) There is appropriated from the children’s initiatives fund for the fiscal year or years specified, the following:

Grant to the Kansas optometric association for vision study

For the fiscal year ending June 30, 2002..... \$300,000

For the fiscal year ending June 30, 2003..... \$400,000

Parent education program

For the fiscal year ending June 30, 2002..... \$2,500,000

For the fiscal year ending June 30, 2003..... \$2,500,000

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

General state aid four-year-old at-risk

For the fiscal year ending June 30, 2002..... \$4,500,000

Provided, That, prior to providing a child with intervention during fiscal year 2002, a school district shall encourage parents of pupils at risk to obtain an eye examination by an optometrist or an ophthalmologist to determine if such child suffers from conditions which impair the ability to read: *Provided, however*, That the expense for such examination, if not reimbursed through medicaid, healthwave, private insurance or other governmental or private program, shall be the responsibility of the child’s parent.

For the fiscal year ending June 30, 2003..... \$8,500,000

Provided, That, prior to providing a child with intervention during fiscal year 2003, a school district shall encourage parents of pupils at risk to obtain an eye examination by an optometrist or an ophthalmologist to determine if such child suffers from conditions which impair the ability to read: *Provided, however*, That the expense for such examination, if not reimbursed through medicaid, healthwave, private insurance or other governmental or private program, shall be the responsibility of the child’s parent.

School violence prevention

For the fiscal year ending June 30, 2002..... \$500,000

For the fiscal year ending June 30, 2003..... \$500,000

(d) On July 1, 2001, the \$345,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of 2001 Senate Bill No. 57 from the state general fund in the technology infrastructure account, is hereby lapsed.

(e) On July 1, 2001, the \$110,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of 2001 Senate Bill No. 57 from the state general fund in the grant to the Kansas optometric association for vision study account, is hereby lapsed.

~~(f) On July 1, 2001, the \$155,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 132(a) of 2001 Senate Bill No. 57 from the state general fund in the grant to Emporia state university account, is hereby lapsed.~~

(g) In addition to the other purposes for which expenditures may be made by the department of education from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2002 for the department of education as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures may be made by the department of education for fiscal year 2002 for the preparation of a report or reports to the legislative educational planning committee on progress being made to develop a school readiness indicator for kindergarten entry: *Provided*, That in addition, in consultation with the department of education, the legislative educational planning com-

~~mittee in fiscal year 2002 shall develop a goal for the percentage of students who enter kindergarten meeting the school readiness indicator, and develop another goal for the percentage of students who do not need remediation based on the 4th and 5th grade assessment results.~~

(h) No expenditures shall be made by the department of education from the state general fund general state aid account to any school district that, by October 1, has not published in a newspaper of general circulation in the county, at the time that its budget is published, a listing of all revenue sources for the school year 2001-2002 school district budget, the amount of cash balances in each fund, and estimated interest earnings.

Sec. 31.

STATE LIBRARY

(a) On July 1, 2001, of the \$3,817,380 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 133(a) of 2001 Senate Bill No. 57 from the state general fund in the grants to libraries and library systems account, the sum of \$181,000 is hereby lapsed.

Sec. 32.

KANSAS ARTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Arts programming grants and challenge grants
For the fiscal year ending June 30, 2001..... \$16,615

Sec. 33.

KANSAS STATE SCHOOL FOR THE BLIND

(a) On July 1, 2001, the director of accounts and reports shall transfer all moneys in the supported employment initiative—federal fund of the Kansas state school for the blind to the state general fund. On July 1, 2001, all liabilities of the supported employment initiative—federal fund of the Kansas state school for the blind, including any outstanding encumbrances, are hereby transferred to and imposed on the state general fund and the supported employment initiative—federal fund of the Kansas state school for the blind is hereby abolished.

Sec. 34.

STATE HISTORICAL SOCIETY

(a) On July 1, 2001, any unencumbered balance in the operating expenditures account of the state general fund in excess of \$100 as of June 30, 2001, is hereby reappropriated for fiscal year 2002.

Sec. 35.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
For the fiscal year ending June 30, 2002..... \$373,244

Sec. 36.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
For the fiscal year ending June 30, 2002..... \$2,482,756

Sec. 37.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
For the fiscal year ending June 30, 2002..... \$2,454
Cooperative extension service (including official hospitality)
For the fiscal year ending June 30, 2002..... \$71,878
Agricultural experiment stations (including official hospitality)
For the fiscal year ending June 30, 2002..... \$103,448

Sec. 38.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$67,577
 Sec. 39.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$256,170
 Sec. 40.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$385,658

(b) There is appropriated for the above agency from the educational building fund for the fiscal year or years specified, the following:

Armory/classroom/recreation center
 For the fiscal year ending June 30, 2002..... \$410,000
 Sec. 41.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$1,409,649
 Sec. 42.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$461,931

(b) During the fiscal year ending June 30, 2002, the university of Kansas medical center is authorized to make expenditures to raze the carpentry shop (building #8) and the motor pool (building #53).

(c) There is appropriated for the above agency from the children's initiatives fund for the fiscal year or years specified, the following:

Telekid health care link	
For the fiscal year ending June 30, 2002.....	\$250,000
For the fiscal year ending June 30, 2003.....	\$250,000
Pediatric biomedical research	
For the fiscal year ending June 30, 2002.....	\$1,000,000
For the fiscal year ending June 30, 2003.....	\$1,000,000

Sec. 43.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$577,380
 Sec. 44.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures (including official hospitality)
 For the fiscal year ending June 30, 2002..... \$345,000

(b) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the state board of regents is hereby increased from 30.0 to 43.0.

(c) 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:

Carl D. Perkins vocational and technical education—federal fund
 For the fiscal year ending June 30, 2002..... No limit

Carl D. Perkins vocational and technical education—federal fund—state operations

For the fiscal year ending June 30, 2002..... No limit

Carl D. Perkins technical preparation—federal fund

For the fiscal year ending June 30, 2002..... No limit

FICA recovery fund

For the fiscal year ending June 30, 2002..... \$0

Provided, That the state treasurer shall deposit any moneys received by any state educational institution from the federal government for repayment of payroll or other taxes improperly paid to the federal government to the credit of the FICA recovery fund: *Provided further*, That all moneys in the FICA recovery fund shall be used by the state board of regents to reimburse the department of education, department of administration and state board of regents for direct costs and time incurred in obtaining repayment of payroll or other taxes improperly paid: *And provided further*, That all such reimbursements shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That after such reimbursements, the state board of regents may transfer amounts from the FICA recovery fund, which in the aggregate do not exceed \$2,757,188, to the appropriate fund or funds of any state educational institution for the purpose of providing additional funding for operating expenditures in proportional amounts to those amounts included in the governor's budget amendment dated April 18, 2001, on page 13, in item 24: *And provided further*, That after such transfers for additional funding for operating expenditures, the state board of regents may transfer amounts from the FICA recovery fund, which in the aggregate do not exceed \$1,936,110, to the appropriate fund or funds of any state educational institution for the purpose of providing funding for technology equipment in proportional amounts to those amounts included in the governor's budget amendment dated April 18, 2001, on page 13, in item 25.

(d) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Vocational education capital outlay aid

For the fiscal year ending June 30, 2002..... \$2,700,000

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

Postsecondary aid for vocational education

For the fiscal year ending June 30, 2002..... \$6,882,981

Technology innovation and internship program

For the fiscal year ending June 30, 2002..... \$166,855

Comprehensive grant program

For the fiscal year ending June 30, 2002..... \$250,000

Sec. 45.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Supplemental uniformed correctional officer salary account

For the fiscal year ending June 30, 2002..... \$332,000

Provided, That expenditures shall be made from the supplemental uniformed correctional officer salary account for a salary increase of not to exceed 2.5% for all payroll periods commencing on and after March 3, 2002, chargeable to fiscal year 2002, for all uniformed correctional officer job classes of the department of corrections: *Provided further*, That such increased amount of compensation for each such employee shall be at the same times and in the same manner that compensation is payable to each such employee for each such payroll period: *And provided further* That such increase shall be in addition to any base salary enhancements authorized by or pursuant to 2001 Senate Bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature: *Provided, however*, That the aggregate amount of expenditures from this account

for such salary increase for such job classes for fiscal year 2002 shall not exceed \$332,000.

(b) On July 1, 2001, of the \$10,539,874 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 148(a) of 2001 Senate Bill No. 57 from the state general fund in the Topeka correctional facility—facilities operations account, the sum of \$167,000 is hereby lapsed.

(c) On July 1, 2001, of the \$9,391,443 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 148(a) of 2001 Senate Bill No. 57 from the state general fund in the Ellsworth correctional facility—facilities operations account, the sum of \$217,242 is hereby lapsed: *Provided*, That the above agency may submit and the legislature shall review a request for a supplemental appropriation to accelerate the opening of the new 100-cell unit for Ellsworth correctional facility if capacity issues necessitate such action.

(d) On July 1, 2001, of the \$15,622,025 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 148(a) of 2001 Senate Bill No. 57 from the state general fund in the community corrections account, the sum of \$450,000 is hereby lapsed.

(e) On July 1, 2001, of the \$345,380 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 148(a) of 2001 Senate Bill No. 57 from the state general fund in the day reporting center state match account, the sum of \$69,378 is hereby lapsed.

(f) On July 1, 2001, any unencumbered balance in the construction of Ellsworth correctional facility housing unit training center and warehouse account as of June 30, 2001, is hereby reappropriated for fiscal year 2002.

(g) On the effective date of this act, of the \$6,226,000 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 81(a) of chapter 130 of the 2000 Session Laws of Kansas from the state general fund in the debt service payment for the revenue refunding bond issue account, the sum of \$27,000 is hereby lapsed.

(h) On the effective date of this act, of the \$948,000 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 81(a) of chapter 130 of the 2000 Session Laws of Kansas from the state general fund in the debt service payment for the reception and diagnostic unit relocation bond issue account, the sum of \$210,000 is hereby lapsed.

(i) In addition to the other purposes for which expenditures may be made by the department of corrections from the correctional industries fund for fiscal year 2002, as authorized by section 148(b) of 2001 Senate Bill No. 57 or by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the above agency from the correctional industries fund for fiscal year 2002 for offender treatment and programs: *Provided*, That expenditures from the correctional industries fund for offender programs for fiscal year 2002 shall not exceed \$566,000.

(j) On July 1, 2001, of the \$29,657,153 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 148(a) of 2001 Senate Bill No. 57 from the state general fund in the treatment and programs account, the sum of \$375,000 is hereby lapsed.

(k) On July 1, 2001, the authority and direction to initiate and complete the capital improvement project for the construction of an industries building and warehouse at Topeka correctional facility are hereby rescinded and the provisions of section 59(g) of 2001 Senate Bill No. 57 are hereby declared to be null and void and shall have no force and effect.

(l) 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:

Department of corrections alcohol and drug abuse treatment fund	
For the fiscal year ending June 30, 2002.....	No limit
Sec. 46.	

JUVENILE JUSTICE AUTHORITY

(a) On the effective date of this act, of the \$2,103,330 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 52(a) of chapter 130 of the 2000 Session Laws of Kansas from the state general fund in the management information systems account, the sum

of \$75,000 is hereby lapsed: *Provided*, That any unencumbered balance in the management information systems account in excess of \$100 as of June 30, 2001, is hereby reappropriated for fiscal year 2002: *Provided, however*, That expenditures from such reappropriated balance shall not exceed \$969,667 except upon approval of the state finance council.

(b) On July 1, 2001, of the \$5,544,379 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 149(a) of 2001 Senate Bill No. 57 from the state general fund in the Beloit juvenile correctional facility operations account, the sum of \$488,821 is hereby lapsed.

(c) On July 1, 2001, of the \$4,555,511 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 149(a) of 2001 Senate Bill No. 57 from the state general fund in the Larned juvenile correctional facility operations account, the sum of \$20,691 is hereby lapsed.

(d) On July 1, 2001, of the \$11,955,934 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 149(a) of 2001 Senate Bill No. 57 from the state general fund in the Topeka juvenile correctional facility operations account, the sum of \$90,725 is hereby lapsed.

(e) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Atchison juvenile correctional facility operations
 For the fiscal year ending June 30, 2002..... \$14,267

(f) There is appropriated for the above agency from the children's initiatives fund for the fiscal year or years specified, the following:

Prevention program grant
 For the fiscal year ending June 30, 2002..... \$6,000,000

Provided, That all expenditures by the above agency from the prevention program grant account shall be for prevention program grants for fiscal year 2002: *Provided further*, That money awarded as grants from this account shall be distributed according to the percentage distribution of a judicial district's high school graduation failure rate, averaged over a period of three years, and be subject to the requirement that no judicial district shall receive less than \$50,000: *And provided further*, That money awarded as grants from this account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Intervention and graduated sanctions community grants
 For the fiscal year ending June 30, 2002..... \$2,000,000

Youth residential facility reimbursement
 For the fiscal year ending June 30, 2002..... \$400,000

Provided, That no expenditures shall be made from the youth residential facility reimbursement account to reimburse any youth residential facility except after first advising and consulting with the joint committee on juvenile justice and corrections oversight concerning the reimbursement distribution formula to be utilized for such reimbursements.

Kansas early development support grants
 For the fiscal year ending June 30, 2002..... \$125,000

Provided, That all expenditures by the above agency from the Kansas early development support grants account shall be for a pilot project targeting troubled teenage parents and other parents at risk of committing abuse and neglect: *Provided, however*, That the grant agreements for such pilot project shall require a \$1 for \$1 match from each service provider: *Provided further*, That grants from the Kansas early development support grants account shall be awarded on a competitive basis and shall be awarded upon the advice of the Kansas advisory group on juvenile justice and delinquency prevention.

(g) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the juvenile justice authority is hereby increased from 614.0 to 616.0.

Sec. 47.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2001..... \$261,000
 For the fiscal year ending June 30, 2002..... \$195,000

(b) 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:

Radioactive materials fund

For the fiscal year ending June 30, 2001..... \$10,000

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year or years specified, the following:

Educational assistance

For the fiscal year ending June 30, 2002..... \$250,000

Sec. 48.

STATE FIRE MARSHAL

(a) On July 1, 2001, the amount of \$750,000 authorized by section 151(d) of 2001 Senate Bill No. 57 to be transferred on July 1, 2001, and on January 1, 2002, or as soon after each such date as moneys are available, by the director of accounts and reports from the fire marshal fee fund to the hazardous materials emergency fund of the state fire marshal is hereby decreased from \$750,000 to \$375,000.

(b) In addition to the other purposes for which expenditures may be made by the state fire marshal from the hazardous materials emergency fund for fiscal year 2002 and notwithstanding the provisions of the provisos to the appropriation of the moneys in the hazardous materials emergency fund in section 151(a) of 2001 Senate Bill No. 57, expenditures may be made by the state fire marshal from the hazardous materials emergency fund for fiscal year 2002 for the purposes of responding to specific incidences of emergencies related to hazardous materials without prior approval of the state finance council: *Provided*, That expenditures from the hazardous materials emergency fund during fiscal year 2002 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: *Provided further*, That the aggregate of expenditures from the hazardous materials emergency fund during fiscal year 2002 for the purposes of responding to specific incidences of emergencies related to hazardous materials without prior approval by the state finance council shall not exceed \$250,000, 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: *And provided further*, That the state fire marshal shall prepare and submit a written report to the legislature at the beginning of the 2002 regular session setting forth information about agency fund balances and the allocation and expenditure of moneys from the hazardous materials emergency fund during fiscal year 2002.

~~(c) On July 1, 2001, and on January 1, 2002, or as soon after each such date as moneys are available, the director of accounts and reports shall transfer \$250,000 from the fire marshal fee fund to the state general fund: *Provided*, That the transfer of each such amount shall be in addition to any other transfer from the fire marshal fee fund to the state general fund as prescribed by law: *Provided further*, That each such amount transferred from the fire marshal fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.~~

Sec. 49.

KANSAS HIGHWAY PATROL

(a) On March 1, 2002, the director of accounts and reports shall transfer \$1,800,000 from the highway patrol motor vehicle fund of the Kansas highway patrol to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the highway patrol motor vehicle fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the highway patrol motor vehicle fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency involved by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2001, of the \$26,390,135 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 153(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$359,134 is hereby lapsed.

(c) In addition to the other purposes for which expenditures may be made by the Kansas highway patrol from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by the Kansas highway patrol from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto to finance a capital improvement project to acquire the Topeka fleet operations center: *Provided*, That such capital improvement project is hereby approved for the Kansas highway patrol 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 the Kansas highway patrol 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 \$7,000,000, 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 the state general fund or any appropriate special revenue fund or funds.

(d) 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:

Special services fund

For the fiscal year ending June 30, 2002.....	\$259,134
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(e) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$259,134 from the state highway fund of the department of transportation to the special services fund of the Kansas highway patrol.

Sec. 50.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) On July 1, 2001, the expenditure limitation established for the fiscal year ending June 30, 2002, by section 74(b) of 2001 Senate Bill No. 57 on the remodel Great Bend facility fund is hereby increased from \$239,329 to \$293,329.

(b) In addition to the other purposes for which expenditures may be made by the Kansas bureau of investigation from moneys appropriated from the state forfeiture fund for fiscal year 2002, expenditures may be made for remodeling of the 2nd floor of the Great Bend laboratory.

(c) On July 1, 2001, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$54,000 from the state general fund to the remodel Great Bend facility fund.

(d) On July 1, 2001, the limitation on the amount to be transferred during fiscal year 2002 from the Kansas bureau of investigation state forfeiture fund to the state general fund for the purpose of reimbursing the state general fund for moneys advanced to the remodel Great Bend facility fund is hereby increased from \$239,329 to \$293,329.

Sec. 51.

EMERGENCY MEDICAL SERVICES 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:

Trauma system development fund

For the fiscal year ending June 30, 2002..... No limit

Provided, That the emergency medical services board shall prepare and submit a written report to the legislature at the beginning of the 2002 regular session setting forth information about agency fund balances and the allocation and expenditure of moneys from the trauma system development fund during fiscal year 2002.

(b) On July 1, 2001, of the \$752,732 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 155(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$15,735 is hereby lapsed.

(c) On July 1, 2001, of the \$79,008 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 155(a) of 2001 Senate Bill No. 57 from the state general fund in the regional council grants account, the sum of \$1,508 is hereby lapsed.

Sec. 52.

KANSAS SENTENCING COMMISSION

(a) On July 1, 2001, of the \$515,922 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 156(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$44,283 is hereby lapsed.

(b) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the Kansas sentencing commission is hereby decreased from 11.0 to 10.0.

(c) Notwithstanding the provisions of the second, third, fourth and fifth provisos to the appropriation of the moneys in the operating expenditures account of the state general fund in section 156(a) of 2001 Senate Bill No. 57, no moneys shall be expended by the above agency from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2002, to hold hearings, receive information and otherwise analyze the issues and interests related to risk and needs assessment tools and processes of the specified entities or agencies during the 2001 interim, to review the best practices for risk and needs assessment instruments and hear testimony and reports from each of the specified entities or agencies during the 2001 interim, or to report on a plan for the adoption of a dynamic and uniform risk and needs assessment tool, including an assessment of the costs and potential funding sources to validate and implement the risk and needs assessment tool identified in the plan.

Sec. 53.

OMBUDSMAN OF CORRECTIONS

(a) On July 1, 2001, of the \$166,700 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 157(a) of 2001 Senate Bill No. 57 from the state general fund in the adult corrections oversight account, the sum of \$2,498 is hereby lapsed.

Sec. 54.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2002..... \$85,848

(b) 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:

Water resources cost fund

For the fiscal year ending June 30, 2002..... No limit

Provided, That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of 2001 Senate Bill No. 237, which are hereby authorized to be applied for and received, shall be deposited in the state treasury to the credit of the water resources cost fund.

(c) On July 1, 2001, of the \$10,083,111 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 158(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$40,000 is hereby lapsed.

(d) The secretary of agriculture is hereby authorized to receive moneys from any governmental or nongovernmental source to implement the provisions of 2001 Senate Bill No. 237: *Provided*, That such moneys shall be deposited in the state treasury and credited to the water resources cost fund.

~~(e) On July 1, 2001, of the aggregate amount of \$1,032,149 appropriated for the Kansas department of agriculture by section 158(c) of 2001 Senate Bill No. 57 from the state water plan fund for the fiscal year ending June 30, 2002, in all accounts of the state water plan fund of the Kansas department of agriculture, the aggregate sum of \$50,000 is hereby lapsed: *Provided*, That the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the Kansas department of agriculture for the fiscal year ending June 30, 2002, by section 158(c) of 2001 Senate Bill No. 57, shall be determined and shall be certified by the secretary of agriculture to the director of accounts and reports on or before June 30, 2001: *Provided, however*, That the aggregate of all such amounts so certified in such accounts of the state water plan fund shall not be less than \$50,000: *Provided further*, That the secretary of agriculture shall submit a copy of such certification to the director of the legislative research department and to the director of the budget: *And provided further*, That if the secretary of agriculture fails to make such certification to the director of accounts and reports on or before June 30, 2001, or if the aggregate of the amounts certified by the secretary of agriculture to the director of accounts and reports is not equal to or more than \$50,000, then the director of the budget shall determine the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the Kansas department of agriculture for the fiscal year ending June 30, 2002, by section 158(c) of 2001 Senate Bill No. 57 and shall certify the amount so determined to the director of accounts and reports, to the secretary of agriculture and to the director of the legislative research department.~~

Sec. 55.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 2002..... \$134,000

(b) On the effective date of this act, the \$134,000 appropriated for the above agency for the fiscal year ending June 30, 2001, by section 160(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, is hereby lapsed.

(c) 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:

State fair debt service special revenue fund

For the fiscal year ending June 30, 2001..... No limit
For the fiscal year ending June 30, 2002..... No limit

Provided, That all moneys received by the state fair board from federal, local governmental, private and other sources outside of the state treasury for the purposes of debt service for bonds issued to finance capital improvements for the Kansas state fairgrounds shall be deposited in the state treasury to the credit of the state fair debt service special revenue fund.

Sec. 56.

STATE CONSERVATION COMMISSION

~~(a) On July 1, 2001, of the aggregate amount of \$10,257,567 appropriated for the state conservation commission by section 161(c) of 2001 Senate Bill No. 57 from the state water plan fund for the fiscal year ending June 30, 2002, in all accounts of the state water plan fund of the state conservation commission, the aggregate sum of \$400,000 is hereby lapsed: *Provided*, That the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the state conservation commission for the fiscal year ending June 30, 2002, by section 161(c) of 2001 Senate Bill No. 57, shall be determined and shall be certified by the executive director of the state conservation commission to the director of accounts and reports on or before June 30, 2001: *Provided, however*, The aggregate of all such amounts so certified in such accounts of the state water plan fund shall not be less than \$400,000: *Provided further*, That the executive director of the state conservation commission shall submit a copy of such certification to the director of the legislative research department and to the director of the budget: *And provided further*, That if the executive director of the state conservation commission fails to make such certification to the director of accounts and reports on or before June 30, 2001, or if the aggregate of the amounts certified by the executive director of the state conservation commission to the director of accounts and reports is not equal to or more than \$400,000, then the director of the budget shall determine the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the state conservation commission for the fiscal year ending June 30, 2002, by section 161(c) of 2001 Senate Bill No. 57 and shall certify the amount so determined to the director of accounts and reports, to the executive director of the state conservation commission and to the director of the legislative research department.~~

(b) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2002, in the land treatment cost share account the amount equal to the unencumbered balance as of June 30, 2001, in the land treatment cost-share programs account of the water plan special revenue fund.

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2002, in the nonpoint source pollution assistance account the amount equal to the unencumbered balance as of June 30, 2001, in the non-point source pollution account of the water plan special revenue fund.

(d) On July 1, 2001, the position limitation established for the fiscal year ending June 30, 2002, by section 165(a) of 2001 Senate Bill No. 57 for the state conservation commission is hereby increased from 13.5 to 14.5.

Sec. 57.

KANSAS WATER OFFICE

(a) The director of accounts and reports shall not make the transfer from the state general fund to the state water plan fund which was directed to be made on July 1, 2001, by section 162(g) of 2001 Senate Bill No. 57.

~~(b) On July 1, 2001, of the aggregate amount of \$2,770,944 appropriated for the Kansas water office by section 162(c) of 2001 Senate Bill No. 57 from the state water plan fund for the fiscal year ending June 30, 2002, in all accounts of the state water plan fund of the Kansas water office, the aggregate sum of \$150,000 is hereby lapsed: *Provided*, That the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the Kansas water office for the~~

~~fiscal year ending June 30, 2002, by section 162(c) of 2001 Senate Bill No. 57, shall be determined and shall be certified by the executive director of the Kansas water office to the director of accounts and reports on or before June 30, 2001: *Provided, however,* The aggregate of all such amounts so certified in such accounts of the state water plan fund shall not be less than \$150,000: *Provided further,* That the executive director of the Kansas water office shall submit a copy of such certification to the director of the legislative research department and to the director of the budget: *And provided further,* That if the executive director of the Kansas water office fails to make such certification to the director of accounts and reports on or before June 30, 2001, or if the aggregate of the amounts certified by the executive director of the Kansas water office to the director of accounts and reports is not equal to or more than \$150,000, then the director of the budget shall determine the specific amount that is lapsed pursuant to this subsection in each account of the state water plan fund appropriated for the Kansas water office for the fiscal year ending June 30, 2002, by section 162(c) of 2001 Senate Bill No. 57 and shall certify the amount so determined to the director of accounts and reports, to the executive director of the Kansas water office and to the director of the legislative research department.~~

(c) The provisions of subsection (b) of section 162 of 2001 Senate Bill No. 57, appropriate for the Kansas water office from the special revenue funds specified by subsection (b) of section 162 of 2001 Senate Bill No. 57 for the fiscal year ending June 30, 2002, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures from such special revenue funds shall not exceed the limitations prescribed by subsection (b) of section 162 of 2001 Senate Bill No. 57, except upon approval of the state finance council or as otherwise provided by the provisions of appropriation acts.

(d) On July 1, 2001, of the \$1,477,589 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 162(a) of 2001 Senate Bill No. 57 from the state general fund in the water resources operating expenditures account, the sum of \$55,229 is hereby lapsed.

(e) The director of accounts and reports shall not make the transfer of \$55,229 from the water marketing fund to the state general fund which was directed to be made on July 1, 2001, by section 162(h) of 2001 Senate Bill No. 57.

Sec. 58.

DEPARTMENT OF WILDLIFE AND PARKS

~~(a) On July 1, 2001, of the \$4,305,369 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 163(a) of 2001 Senate Bill No. 57 from the state general fund in the operating expenditures account, the sum of \$400,000 is hereby lapsed.~~

(b) On July 1, 2001, of the \$70,000 appropriated for the above agency for the fiscal year ending June 30, 2002, by section 76(a) of 2001 Senate Bill No. 57 from the state general fund in the Crawford state fishing lake sewer repair account, the sum of \$35,000 is hereby lapsed.

Sec. 59. (a) (1) On or after the effective date of this act, the director of accounts and reports shall not make any transfer directed by subsection (f)(1) of K.S.A. 2000 Supp. 75-4365 and amendments thereto from the intergovernmental transfer fund of the department on aging to the senior services trust fund established by K.S.A. 2000 Supp. 75-4266 and amendments thereto which was directed by that statute to be made during fiscal year 2001.

(2) On or after the July 1, 2001, the director of accounts and reports shall not make any transfer directed by subsection (f)(2) of K.S.A. 2000 Supp. 75-4365 and amendments thereto from the intergovernmental transfer fund of the department on aging to the senior services trust fund established by K.S.A. 2000 Supp. 75-4266 and amendments thereto which was directed by that statute to be made during fiscal year 2002 until an aggregate amount of \$51,000,000 has been transferred to the SRS—IGT fund and the aging—IGT fund as prescribed by this section: *Provided,* That, after an aggregate amount of \$51,000,000 has been transferred to the SRS—IGT fund and the aging—IGT fund as directed by this section, the director of accounts and reports shall transfer amounts from the intergovernmental transfer fund of the department on aging to the senior services trust fund established by K.S.A. 2000 Supp. 75-4266 and amend-

ments thereto as directed by subsection (f)(2) of K.S.A. 2000 Supp. 75-4365 and amendments thereto during the remainder of fiscal year 2002.

(b) Commencing on the effective date of this act, or as soon as moneys are available therefor, during the fiscal years ending June 30, 2001, and June 30, 2002, the director of accounts and reports shall transfer all amounts of money that would have been directed by subsections (f)(1) and (f)(2) of K.S.A. 2000 Supp. 75-4365 and amendments thereto from the intergovernmental transfer fund of the department on aging to the senior services trust fund established by K.S.A. 2000 Supp. 75-4266 and amendments thereto which were directed to be made by that statute in accordance with and subject to the following: (1) All such amounts of money shall be transferred to either the SRS—IGT fund of the department of social and rehabilitation services or to the aging—IGT fund of the department on aging, subject to the limitation of an aggregate amount of \$51,000,000; (2) an aggregate amount of \$44,000,000 shall be transferred from the intergovernmental transfer fund of the department on aging to the SRS—IGT fund of the department of social and rehabilitation services; (3) an aggregate amount of \$7,000,000 shall be transferred from the intergovernmental transfer fund of the department on aging to the aging—IGT fund of the department on aging; (4) of the amount transferred from the intergovernmental transfer fund of the department on aging, on each date that such a transfer is made pursuant to this section, 86.27% shall be transferred to the SRS—IGT fund of the department of social and rehabilitation services and 13.73% shall be transferred to the aging—IGT fund of the department on aging.

Sec. 60. In addition to the other purposes for which expenditures may be made by each state agency named in this act from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2002 as authorized by this or other appropriation act of the 2001 regular session of the legislature, expenditures shall be made by each state agency named in this act from the moneys appropriated from the state general fund or from any special revenue funds for fiscal year 2002, to prepare a report identifying in detail all funding that will be requested by such agency from the state general fund or any special revenue funds for any and all substance abuse treatment, prevention or education programs, including the administration of such programs, for the fiscal year ending June 30, 2003: *Provided*, That each such agency shall submit such report to the office of prevention of the department of social and rehabilitation services on or before September 15, 2001: *Provided further*, That each such agency shall submit a copy of such report to the division of the budget and to the legislative research department at the same time it is submitted to the office of prevention of the department of social and rehabilitation services.

~~Sec. 61. (a) On or before June 30, 2001, the director of the budget shall review (1) the actual rate of shrinkage for each state agency specified in subsection (c) for the fiscal year ending June 30, 2001, and (2) the rate of shrinkage in the approved budget for such state agency for the fiscal year ending June 30, 2002, and the director shall determine the amount by which the moneys that are budgeted and appropriated in each account of the state general fund for fiscal year 2001 for such state agency for salaries and wages for state officers and employees, including associated employer contributions, are to be adjusted in such budget and are to be lapsed from such appropriations pursuant to this section to reflect the appropriate rate of shrinkage for such state agency for fiscal year 2001, based on such shrinkage data and other appropriate factors: *Provided*, That, upon determining the appropriate adjustment in the rate of shrinkage for a state agency for fiscal year 2001 pursuant to this section, if the adjustment is to increase the rate of shrinkage for the state agency for fiscal year 2001, then the director of the budget is hereby authorized and directed to reduce the amount budgeted for salaries and wages for state officers and employees, including associated employer contributions, in each account of the state general fund for fiscal year 2001 of such state agency and to certify on June 30, 2001, to the director of accounts and reports the amount in each such account of the state general fund for fiscal year 2001 of such state agency by which the director of the budget is reducing the budget of such state agency for salaries and wages for state officers and employees, including associated employer contribu-~~

tions: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department: *And provided further*, That the aggregate of all amounts certified to the director of accounts and reports by the director of the budget pursuant to this subsection shall not exceed \$800,000.

(b) On June 30, 2001, the amount certified by the director of the budget to the director of accounts and reports under subsection (a) in each account of the state general fund of each state agency that is appropriated for fiscal year 2001, as specified in such certification, is hereby lapsed from the designated appropriation or appropriations from the state general fund for fiscal year 2001 and the director of accounts and reports shall make the appropriate adjustments to the accounts of each such state agency: *Provided*, That the aggregate of all such amounts lapsed shall not exceed \$800,000.

(c) The provision of this section shall apply to each of the following state agencies: (1) Adjutant general; (2) department on aging; (3) Kansas department of agriculture; (4) Kansas animal health department; (5) attorney general; (6) Kansas state school for the deaf; (7) Kansas state school for the blind; (8) emergency medical services board; (9) governmental ethics commission; (10) Kansas guardianship program; (11) Kansas highway patrol; (12) state historical society; (13) department of human resources; (14) Kansas human rights commission; (15) attorney general—Kansas bureau of investigation; (16) state library; (17) ombudsman of corrections; (18) Kansas parole board; (19) secretary of state; (20) Kansas sentencing commission; (21) department of social and rehabilitation services; (22) state board of tax appeals; (23) state treasurer; and (24) Kansas commission on veterans affairs.

Sec. 62. (a) On or before October 1, 2001, the director of the budget shall review (1) the actual rate of shrinkage for each state agency specified in subsection (c) for the fiscal year ending June 30, 2001, (2) the rate of shrinkage in the approved budget for such state agency for the fiscal year ending June 30, 2002, and (3) the actual rate of shrinkage to date for such state agency during fiscal year 2002, as of October 1, 2001, and the director shall determine the amount by which the moneys that are budgeted and appropriated in each account of the state general fund for fiscal year 2002 for such state agency for salaries and wages for state officers and employees, including associated employer contributions, are to be adjusted in such budget and are to be lapsed from such appropriations pursuant to this section to reflect the appropriate rate of shrinkage for such state agency for fiscal year 2002, based on such shrinkage data and other appropriate factors: *Provided*, That, upon determining the appropriate adjustment in the rate of shrinkage for a state agency for fiscal year 2002 pursuant to this section, if the adjustment is to increase the rate of shrinkage for the state agency for fiscal year 2002, then the director of the budget is hereby authorized and directed to reduce the amount budgeted for salaries and wages for state officers and employees, including associated employer contributions, in each account of the state general fund for fiscal year 2002 of such state agency and to certify on October 1, 2001, to the director of accounts and reports the amount in each such account of the state general fund for fiscal year 2002 of such state agency by which the director of the budget is reducing the budget of such state agency for salaries and wages for state officers and employees, including associated employer contributions: *Provided further*, That, at the same time that each certification is made by the director of the budget to the director of accounts and reports under this subsection, the director of the budget shall deliver a copy of such certification to the director of the legislative research department: *And provided further*, That the aggregate of all amounts certified to the director of accounts and reports by the director of the budget pursuant to this subsection shall not exceed \$4,800,000.

(b) On October 1, 2001, the amount certified by the director of the budget to the director of accounts and reports under subsection (a) in each account of the state general fund of each state agency that is appropriated for fiscal year 2002, as specified in such certification, is hereby lapsed from the designated appropriation or appropriations from the state

general fund for fiscal year 2002 and the director of accounts and reports shall make the appropriate adjustments to the accounts of each such state agency: *Provided*, That the aggregate of all such amounts lapsed shall not exceed \$4,800,000.

(c) The provision of this section shall apply to each of the following state agencies: (1) Adjutant general; (2) department on aging; (3) Kansas department of agriculture; (4) Kansas animal health department; (5) attorney general; (6) Kansas state school for the deaf; (7) Kansas state school for the blind; (8) emergency medical services board; (9) governmental ethics commission; (10) Kansas guardianship program; (11) Kansas highway patrol; (12) state historical society; (13) department of human resources; (14) Kansas human rights commission; (15) attorney general—Kansas bureau of investigation; (16) state library; (17) ombudsman of corrections; (18) Kansas parole board; (19) secretary of state; (20) Kansas sentencing commission; (21) department of social and rehabilitation services; (22) state board of tax appeals; (23) state treasurer; and (24) Kansas commission on veterans affairs.

~~Sec. 63. On the effective date of this act, section 171 of 2001 Senate Bill No. 57 is hereby amended to read as follows: Sec. 171. (a) In addition to the other purposes for which expenditures may be made by the governor's department from the governor's department account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the governor's department from the governor's department account of the state general fund for fiscal year 2002:~~

~~(1) For an additional amount of biweekly compensation for the governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,671.00 per biweekly pay period for each biweekly pay period commencing on or after June 10, 2001, and ending before December 9, 2001 March 3, 2002, and~~

~~(2) for an additional amount of biweekly compensation for the governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,726.07 per biweekly pay period for each biweekly pay period commencing on or after December 9, 2001 March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (a) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the governor for the biweekly pay periods which commence on or after June 10, 2001 and which are chargeable to fiscal year 2002.~~

~~(b) In addition to the other purposes for which expenditures may be made by the lieutenant governor from the operations account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the lieutenant governor from the operations account of the state general fund for fiscal year 2002:~~

~~(1) For an additional amount of biweekly compensation for the lieutenant governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$1,038.33 per biweekly pay period for each biweekly pay period commencing on or after June 10, 2001, and ending before December 9, 2001 March 3, 2002, and~~

~~(2) for an additional amount of biweekly compensation for the lieutenant governor equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$1,053.91 per biweekly pay period for each biweekly pay period commencing on or after December 9, 2001 March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (b) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the lieutenant governor for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.~~

~~(c) In addition to the other purposes for which expenditures may be made by the secretary of state from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2002 expenditures shall be made by the secretary of state from the operating expenditures account of the state general fund for fiscal year 2002:~~

~~(1) For an additional amount of biweekly compensation for the secretary of state equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,851.83 per biweekly pay period for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and~~

(2) for an additional amount of biweekly compensation for the secretary of state equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (c) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the secretary of state for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.

(d) In addition to the other purposes for which expenditures may be made by the attorney general from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the attorney general from the operating expenditures account of the state general fund for fiscal year 2002:

(1) For an additional amount of biweekly compensation for the attorney general equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,279.52 per biweekly pay period for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and

(2) for an additional amount of biweekly compensation for the attorney general equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$3,328.71 per biweekly pay period for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (d) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the attorney general for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.

(e) In addition to the other purposes for which expenditures may be made by the state treasurer from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the state treasurer from the operating expenditures account of the state general fund for fiscal year 2002:

(1) For an additional amount of biweekly compensation for the state treasurer equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,851.83 per biweekly pay period for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and

(2) for an additional amount of biweekly compensation for the state treasurer equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (e) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the state treasurer for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.

(f) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance department service regulation fund for the fiscal year ending June 30, 2002, expenditures shall be made by the insurance department from the insurance department service regulation fund for fiscal year 2002:

(1) For an additional amount of biweekly compensation for the commissioner of insurance equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,851.83 per biweekly pay period for

~~each biweekly pay period commencing on or after June 10, 2001, and ending before December 9, 2001~~ *March 3, 2002*, and

(2) for an additional amount of biweekly compensation for the commissioner of insurance equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation of \$2,894.60 per biweekly pay period for each biweekly pay period commencing on or after ~~December 9, 2001~~ *March 3, 2002*, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (f) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to the commissioner of insurance for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.

(g) (1) In addition to the other purposes for which expenditures may be made by each state agency from appropriations made for the fiscal year ending June 30, 2002, expenditures shall be made by each state agency from the appropriations made for fiscal year 2002:

(A) For an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$77.59 per calendar day for each member of a board for any calendar day occurring on or after June 10, 2000, ~~and before December 9, 2001, and before March 3, 2002~~, for which per diem compensation is payable to such member of a board under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2002 and

(B) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of a board for any calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such member of a board under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (g) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such member of a board for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 10, 2001, is payable and which are chargeable to fiscal year 2002.

(2) As used in this subsection (g), (A) “state agency” means any state agency of the executive branch of state government (i) which has appropriations made for the fiscal year ending June 30, 2002, by this act or any other appropriation act of the 2001 regular session of the legislature, and (ii) which is, or which makes expenditures for, any board; and

(B) “board” means any board, commission, committee, task force, panel or other body in the executive branch of state government, including any advisory body, having one or more members who are entitled to receive per diem compensation for attendance at meetings of such body, or attendance at meetings authorized by such body of a subcommittee or other subsidiary group of such body, as provided in K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto.

(h) In addition to the other purposes for which expenditures may be made by the Kansas turnpike authority for the period commencing June 10, 2001, and ending June 30, 2002, expenditures shall be made by the Kansas turnpike authority for such period:

(1) For an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$77.59 per calendar day for each member of the Kansas turnpike authority for any calendar day occurring on or after June 10, 2000, ~~and before December 9, 2001, and before March 3, 2002~~, for which per diem compensation is payable to such member of the Kansas turnpike authority under K.S.A. 68-2003 and amendments thereto who is entitled, in accordance with K.S.A. 75-3223 and amendments thereto, to receive such ~~per diem compensation as provided in K.S.A. 75-3212 and amendments~~

~~thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and~~

(2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the Kansas turnpike authority for any calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such member of the Kansas turnpike authority under K.S.A. 68-2003 and amendments thereto who is entitled, in accordance with K.S.A. 75-3223 and amendments thereto, to receive such per diem compensation as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (h) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such member of the Kansas turnpike authority for the appropriate pay periods for which such per diem compensation for calendar days occurring on or after June 10, 2001, and prior to July 1, 2002, is payable by the Kansas turnpike authority.

(i) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2002:

(1) (A) For an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$77.59 per calendar day for each member of the legislature for service at the regular session or any special session of the legislature for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ *March 3, 2002*; and

(B) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislature for service at the regular session or any special session of the legislature for any calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, which is chargeable to fiscal year 2002; and

(2) (A) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$77.59 per calendar day for each member of the legislature and for any other public officer or person for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable from appropriations for the legislature to such member of the legislature, public officer or person under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2002; and

(B) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislature and for any other public officer or person for any calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable from appropriations for the legislature to such member of the legislature, public officer or person under K.S.A. 75-3212 or 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto and is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (i) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislature, public officials and persons for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 10, 2001, is payable and which are chargeable to fiscal year 2002.

~~(j) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2002 for an additional amount of biweekly compensation for the following legislative officers equal to the amount required to provide, along with the amount of biweekly compensation otherwise payable, an aggregate amount of compensation per biweekly pay period for such legislative officers as follows:~~

~~(1) For the president of the senate and the speaker of the house of representatives equal to the amount required to provide (A) an aggregate amount of \$472.51 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and (B) an aggregate amount of \$479.60 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002;~~

~~(2) for the speaker pro tem of the house of representatives, the vice president of the senate, the assistant majority leaders of the senate and house of representatives, and the assistant minority leaders of the senate and house of representatives equal to the amount required to provide (A) an aggregate amount of \$241.17 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and (B) an aggregate amount of \$244.79 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002;~~

~~(3) for the chairperson of the senate committee on ways and means and the chairperson of the house of representatives committee on appropriations equal to the amount required to provide (A) an aggregate amount of \$379.99 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and (B) an aggregate amount of \$385.69 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002;~~

~~(4) for the majority leaders of the senate and house of representatives equal to the amount required to provide (A) an aggregate amount of \$426.29 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and (B) an aggregate amount of \$432.68 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002; and~~

~~(5) for the minority leaders of the senate and house of representatives equal to the amount required to provide (A) an aggregate amount of \$426.29 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after June 10, 2001, and ending before ~~December 9, 2001~~ March 3, 2002, and (B) an aggregate amount of \$432.68 per biweekly pay period for services performed in connection with discharging the duties assigned to the respective positions for each biweekly pay period commencing on or after ~~December 9, 2001~~ March 3, 2002, which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (j) for such purposes shall be made in the same manner and at the same times that biweekly compensation is payable to such legislative officers under K.S.A. 46-137b and amendments thereto for the biweekly pay periods which commence on or after June 10, 2001, and which are chargeable to fiscal year 2002.~~

~~(k) In addition to the other purposes for which expenditures may be made by the legislative coordinating council from the legislative coordinating council—operations account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the legislative coordinating council from the legislative coordinating council—operations account of the state general fund for fiscal year 2002 for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, (1) an aggregate amount of compensation of \$77.59 per calendar day for each member of the legislative coordinating council for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the legislative coordinating council under K.S.A. 46-1209 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and (2) an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislative coordinating council for any calendar day occurring on or after ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the legislative coordinating council under K.S.A. 46-1209 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2001: *Provided*, That all expenditures under this subsection (k) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislative coordinating council for the biweekly pay periods for which such per diem compensation is payable for calendar days occurring on or after June 10, 2001, and which are chargeable to fiscal year 2002.~~

~~(l) In addition to the other purposes for which expenditures may be made by the division of post audit from the operations (including legislative post audit committee) account of the state general fund for the fiscal year ending June 30, ~~2001~~ 2002, expenditures shall be made by the division of post audit from the operations (including legislative post audit committee) account of the state general fund for fiscal year ~~2001~~ 2002:~~

~~(1) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, (A) an aggregate amount of compensation of \$77.59 per calendar day for each member of the legislative post audit committee for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1104 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and (B) an aggregate amount of compensation of \$78.75 per calendar day for each member of the legislative post audit committee for any calendar day occurring on or after ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1104 and amendments thereto to such member as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2002; and~~

~~(2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, (A) an aggregate amount of compensation of \$77.59 per calendar day for each member of the contract audit committee for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1120 and amendments thereto to such member as provided in K.S.A. 75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and (B) an aggregate amount of compensation of \$78.75 per calendar day for each member of the contract audit committee for any calendar day occurring on or after ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable from appropriations for the division of post audit under K.S.A. 46-1120 and amendments thereto to such member as provided in K.S.A.~~

~~75-3223 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (l) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the legislative post audit committee or contract audit committee for the bi-weekly pay periods for which such per diem compensation is payable for calendar days occurring on or after June 10, 2001, and which are chargeable to fiscal year 2002.~~

(m) In addition to the other purposes for which expenditures may be made by the judicial branch from the judiciary operations account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the judicial branch from the judiciary operations account of the state general fund for fiscal year 2002:

(1) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, (A) an aggregate amount of compensation of \$77.59 per calendar day for each member of the advisory council on dispute resolution for any calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such member of the advisory council on dispute resolution under K.S.A. 5-505 and amendments thereto who is entitled, in accordance with subsection (e) of K.S.A. 75-3223 and amendments thereto, to receive such per diem compensation as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and (B) an aggregate amount of compensation of \$78.75 per calendar day for each member of the advisory council on dispute resolution for any calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such member of the advisory council on dispute resolution under K.S.A. 5-505 and amendments thereto who is entitled, in accordance with subsection (e) of K.S.A. 75-3223 and amendments thereto, to receive such per diem compensation as provided in K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and which is chargeable to fiscal year 2002; and

(2) for an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, (A) an aggregate amount of compensation of \$77.59 per calendar day for each retired justice or judge who performs judicial service or duties under K.S.A. 20-2616 and amendments thereto for each calendar day occurring on or after June 10, 2001, and before ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such retired justice or judge under K.S.A. 20-2616 and amendments thereto, and (B) an aggregate amount of compensation of \$78.75 per calendar day for each retired justice or judge who performs judicial service or duties under K.S.A. 20-2616 and amendments thereto for each calendar day occurring on or after ~~December 9, 2001~~ *March 3, 2002*, for which per diem compensation is payable to such retired justice or judge under K.S.A. 20-2616 and amendments thereto, and is chargeable to fiscal year 2002: *Provided*, That all expenditures under this subsection (m) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the advisory council on dispute resolution or to such retired justices or judges for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 10, 2001, is payable and which are chargeable to fiscal year 2002.

(n) In addition to the other purposes for which expenditures may be made by the judicial council from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2002, expenditures shall be made by the judicial council from the operating expenditures account of the state general fund for fiscal year ~~2001~~ *2002* for:

(1) an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$77.59 per calendar day for each member of the judicial council and for each regularly appointed member of a special committee of the judicial council who is not a member of the judicial council for any calendar day

occurring on or after June 10, 2000, and before December 9, 2001, and before March 3, 2002, for which per diem compensation is payable to such member of the judicial council or a special committee thereof under K.S.A. 20-2206 and amendments thereto at the rate of compensation in accordance with K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto; and

(2) an additional amount of per diem compensation equal to the amount required to provide, along with the amount of per diem compensation otherwise payable, an aggregate amount of compensation of \$78.75 per calendar day for each member of the judicial council and for each regularly appointed member of a special committee of the judicial council who is not a member of the judicial council for any calendar day occurring on or after ~~December 9, 2001~~ March 3, 2002, for which per diem compensation is payable to such member of the judicial council or a special committee thereof under K.S.A. 20-2206 and amendments thereto at the rate of compensation in accordance with K.S.A. 75-3212 and amendments thereto at the rate prescribed by subsection (a) of K.S.A. 46-137a and amendments thereto, and is chargeable to fiscal year 2001; *Provided*, That all expenditures under this subsection (n) for such purposes shall be made in the same manner and at the same times that per diem compensation is payable to such members of the judicial council or special committees thereof for the biweekly pay periods for which such per diem compensation for calendar days occurring on or after June 10, 2001, is payable and which are chargeable to fiscal year 2002.

(o) *In accordance with appropriations for the fiscal year ending June 30, 2002, made by this or other appropriation act of the 2001 regular session of the legislature:*

(1) *The governor is hereby authorized and directed to modify the pay plan for fiscal year 2001 in accordance with this subsection (o)(1) and to adopt such pay plan as so modified. The existing pay plan for fiscal year 2001 shall be modified to provide (A) for an increase of 1.5% in the pay rates of such pay plan, to be effective for biweekly pay periods commencing on or after June 10, 2001, and (B) for an additional increase of 1.5% in the pay rates of such pay plan, to be effective for biweekly pay periods commencing on or after March 3, 2002. The pay plan adopted by the governor under this subsection (o)(1) shall be the pay plan for the classified service under the Kansas civil service act and shall be effective on the first day of the first biweekly payroll period which is chargeable to the fiscal year ending June 30, 2002. Such pay plan shall be subject to modification and approval as provided under K.S.A. 75-2938 and amendments thereto and to any enactment of the legislature applicable thereto.*

(2)(A) *The governor is hereby authorized and directed to modify or authorize the modification of the salaries of state officers and employees who are in the unclassified service under the Kansas civil service act and whose salaries are subject to approval by the governor under K.S.A. 75-2935b or 75-2935c and amendments thereto to provide for (i) base salary increases, to be effective on the first day of the payroll period commencing on June 10, 2001, and to be distributed on a merit basis from a merit salary increase pool, the average of such increases shall not exceed 1.5% of the base salaries of such officers and employees, and (ii) additional base salary increases, to be effective on the first day of the payroll period commencing on March 3, 2002, and to be distributed on a merit basis from a merit salary increase pool, the average of such increases shall not exceed 1.5% of the base salaries of such officers and employees.*

(B) *Each elected state official of the executive branch of state government, including the state board of education, and the Kansas technology enterprise corporation, Kansas, inc., the state board of regents and the board of trustees of the Kansas public employees retirement system, in each such official or board's discretion, are hereby authorized and directed to modify or to authorize the modification of the salaries of the state officers and employees of such official or board, who are in the unclassified service under the Kansas civil service act and whose salaries are not subject to approval by the governor under K.S.A. 75-2935b or 75-2935c and amendments thereto, to provide for (i) base salary increases, to be effective on the first day of the payroll period commencing on June 10, 2001, and to be distributed on a merit basis from a merit salary increase pool, except that the average of such increases shall not exceed 1.5% of the base salaries of such officers and employees, and (ii) additional*

~~base salary increases, to be effective on the first day of the payroll period commencing on March 3, 2002, and to be distributed on a merit basis from a merit salary increase pool, except that the average of such increases shall not exceed 1.5% of the base salaries of such officers and employees. The provisions of this subsection (o)(2)(B) shall not authorize or provide any salary increase for the governor, lieutenant governor, secretary of state, state treasurer, commissioner of insurance, attorney general, or to any member of any state board, commission, council or committee receiving per diem compensation as provided by statute.~~

Sec. 64. On July 1, 2001, K.S.A. 2000 Supp. 2-223 is hereby amended to read as follows: 2-223. (a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fair-grounds and the payment of capital improvement obligations that have been financed. Capital improvement projects for the Kansas state fair-grounds are hereby approved 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.

(b) On each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities. Upon receipt of such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification.

(c) On each July 1, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund, an amount equal to the amount certified by the state fair board pursuant to subsection (b), except that (1) no transfer from the state general fund under this subsection shall exceed \$300,000 in any fiscal year; and (2) no amount shall be transferred under this section from the state general fund to the state fair capital improvements fund during the fiscal year ending June 30, 2002.

Sec. 65. On July 1, 2001, K.S.A. 2000 Supp. 79-2959, as amended by section 167 of 2001 Senate Bill No. 57, 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 4.5% 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) The transfers on January 15 and July 15 of each year shall be in equal amounts which in the aggregate equal 3.630% of such taxes credited to the state general fund during the preceding calendar year; and (2) the amount of the transfer on each such date during state fiscal year 2002 shall be ~~\$28,951,485.50~~ \$27,340,335.50. 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 the fiscal year ending June 30, 2002, shall be considered 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. 66. On July 1, 2001, K.S.A. 2000 Supp. 79-2964, as amended by section 168 of 2001 Senate Bill No. 57, 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 3.5% 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: (a) The transfers on July 15 and December 10 of each year shall be in equal amounts which in the aggregate equal 2.823% of such taxes credited to the state general fund during the preceding calendar year; and (b) the amount of the transfer on each such date during state fiscal year 2002 shall be ~~\$18,465,844~~ \$17,438,174.50. 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 the fiscal year ending June 30, 2002, shall be considered revenue transfers from the state general fund.*

Sec. 67. On July 1, 2001, K.S.A. 2000 Supp. 79-3425i, as amended by section 169 of 2001 Senate Bill No. 57, is hereby amended to read as follows: 79-3425i. On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; and (2) the amount of the transfer on each such date during state fiscal year 2002 shall not exceed ~~\$5,590,913~~ \$5,223,310.50. All transfers under this section shall be considered to be demand transfers from the state general fund, *except that all such transfers during the fiscal year ending June 30, 2002, shall be considered revenue transfers from the state general fund.*

~~Sec. 68. On July 1, 2001, K.S.A. 2000 Supp. 79-34,147, as amended by section 170 of 2001 Senate Bill No. 57, is hereby amended to read as follows: 79-34,147. (a) (1) On July 1, 1999, and quarterly thereafter the secretary of revenue shall certify to the director of accounts and reports the amount equal to 7.628% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.~~

~~(2) On July 1, 2001, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 9.5% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.~~

~~(3) On July 1, 2002, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 11% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.~~

~~(4) On July 1, 2003, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to 11.25% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.~~

~~(5) On July 1, 2004, and quarterly thereafter, the secretary of revenue shall certify to the director of accounts and reports the amount equal to~~

~~12% of the total revenues received by the secretary from the taxes imposed under the Kansas retailers' sales tax act and deposited in the state treasury and credited to the state general fund during the preceding three calendar months.~~

(b) Upon receipt of each certification under subsection (a), the director of accounts and reports shall transfer from the state general fund to the state highway fund an amount equal to the amount so certified, on each July 1, October 1, January 1 and April 1, except that the amount of the transfer on each such date during state fiscal year 2002 shall not exceed ~~\$30,277,162~~ \$19,552,162. All transfers made pursuant to this section are subject to reduction under K.S.A. 75-6704, and amendments thereto.

(c) All transfers made in accordance with the provisions of this section ~~shall be considered to be demand transfers from the state general fund.~~

~~Sec. 69. On July 1, 2001, K.S.A. 2000 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. In each fiscal year, the director of accounts and reports shall transfer \$6,000,000 from the state general fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto, ½ of such amount to be transferred on July 15 and ½ to be transferred on January 15, except that (1) such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; and (2) the amount of the transfer on each such date during state fiscal year 2001 shall be \$2,250,000. All transfers under this section shall be considered to be demand transfers from the state general fund.~~

Sec. 70. The provisions of sections 2 through 12 of 2001 Senate Bill No. 57, in addition to other provisions of that act, make appropriations, impose restrictions and limitations and direct or authorize transfers, disbursements, procedures and acts incidental to the foregoing for the fiscal year ending June 30, 2001, as provided in that act.

Sec. 71. *Appeals to exceed position limitations.* (a) The limitations imposed by this act on 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 year ending June 30, 2001, made in chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or in this or in any other appropriation act of the 2001 regular session of the legislature may be exceeded upon approval of the state finance council.

(b) The limitations imposed by this act on 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 year ending June 30, 2002, made in chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or in this or in any other appropriation act of the 2001 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 72. *Appeals to exceed expenditure limitations.* Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

Sec. 73. *Savings.* (a) Any unencumbered balance as of June 30, 2001, in any special revenue fund, or account thereof, of any state agency named in this act which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2001 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2002, for the same use and purpose as the same was heretofore appropriated.

(b) Any unencumbered balance as of June 30, 2002, in any special revenue fund, or account thereof, of any state agency named in section 99 of 2001 Senate Bill No. 57 which is not otherwise specifically appropriated or limited for fiscal year 2003 by this or other appropriation act of the 2001 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2002, for the same use and purpose as the same was heretofore appropriated.

(c) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund or the state water plan fund or any account of any of such funds.

Sec. 74. During the fiscal year ending June 30, 2002, all moneys which are lawfully credited to and available in any bond special revenue fund, which are not otherwise specifically appropriated or limited by this or

other appropriation act of the 2001 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2002, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this subsection, “bond special revenue fund” means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 75. *Federal grants.* (a) During the fiscal year ending June 30, 2002, each federal grant or other federal receipt which is received by a state agency named in this act and which is not otherwise appropriated to that state agency by this or other appropriation act of the 2001 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2002, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

(b) During the fiscal year ending June 30, 2003, each federal grant or other federal receipt which is received by a state agency named in section 99 of 2001 Senate Bill No. 57 and which is not otherwise appropriated to that state agency for fiscal year 2003 by this or other appropriation act of the 2001 regular session of the legislature or by an appropriation act of the 2002 regular session of the legislature, is hereby appropriated for fiscal year 2003 for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, for fiscal year 2003, until the governor has authorized the state agency to make expenditures from such federal grant or other federal receipt for fiscal year 2003.

(c) (1) In addition to the other purposes for which expenditures may be made by any state agency which is named in this or other appropriation act of the 2001 regular session of the legislature and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2001 by chapter 130 or chapter 183 of the 2000 Session Laws of Kansas or by this or other appropriation act of the 2001 regular session of the legislature to apply for and receive federal grants during fiscal year 2001, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

(2) In addition to the other purposes for which expenditures may be made by any state agency which is named in this or other appropriation act of the 2001 regular session of the legislature and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2002 by this or other appropriation act of the 2001 regular session of the legislature to apply for and receive federal grants during fiscal year 2002, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 76. Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2001 regular session of the legislature, and having an

unencumbered balance as of June 30, 2001, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2002, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

Sec. 77. Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2001 regular session of the legislature and having an unencumbered balance as of June 30, 2001, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2002, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

Sec. 78. Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2001 regular session of the legislature and having an unencumbered balance as of June 30, 2001, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2002, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

Sec. 79. Any transfers of money during the fiscal year ending June 30, 2002, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121 and amendments thereto shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2002.

Sec. 80. On the effective date of this act, section 171 of 2001 Senate Bill No. 57 is hereby repealed.

Sec. 81. On July 1, 2001, K.S.A. 2000 Supp. 2-223, 79-2959, as amended by section 167 of 2001 Senate Bill No. 57, 79-2964, as amended by section 168 of 2001 Senate Bill No. 57, 79-3425i, as amended by section 169 of 2001 Senate Bill No. 57, 79-34,147, as amended by section 170 of 2001 Senate Bill No. 57, and 82a-953a are hereby repealed.

Sec. 82. This act shall take effect and be in force from and after its publication in the Kansas register.

I hereby certify that the above BILL originated in the HOUSE, and passed that body

HOUSE adopted
Conference Committee Report _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

SENATE adopted
Conference Committee Report _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.