

## SENATE BILL No. 62

By Committee on Ways and Means

1-23

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AN ACT making and concerning appropriations for the fiscal year ending June 30, 2003, for the state bank commissioner, Kansas board of barbering, Kansas state board of cosmetology, state department of credit unions, board of nursing, board of examiners in optometry, state board of pharmacy, office of the securities commissioner of Kansas, lieutenant governor, insurance department, department of administration, state board of tax appeals, department of revenue, Kansas racing and gaming commission, department of commerce and housing, Kansas technology enterprise corporation, Kansas commission on veterans affairs, department of health and environment, department on aging, department of social and rehabilitation services, department of education, Kansas state historical society, Emporia state university, Wichita state university, state board of regents, department of corrections, juvenile justice authority, adjutant general, Kansas highway patrol, Kansas department of agriculture, state fair board, state conservation commission, Kansas water office and department of transportation; authorizing certain transfers and capital improvement projects, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing; amending K.S.A. 2-223 and repealing the existing section.

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

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

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

Sec. 2.

### STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending on June 30, 2003, by section 12(e)(2) of chapter 204 of the 2002 Session Laws of Kansas on the bank commissioner fee fund is hereby decreased from \$5,708,966 to \$5,547,921.

1 Sec. 3.

2 KANSAS BOARD OF BARBERING

3 (a) On the effective date of this act, the expenditure limitation estab-  
4 lished for the fiscal year ending June 30, 2003, by section 13(b) of chapter  
5 204 of the 2002 Session Laws of Kansas on the board of barbering fee  
6 fund is hereby decreased from \$132,390 to \$113,266.

7 Sec. 4.

8 KANSAS STATE BOARD OF COSMETOLOGY

9 (a) On the effective date of this act, the expenditure limitation estab-  
10 lished for the fiscal year ending June 30, 2003, by section 16(b) of chapter  
11 204 of the 2002 Session Laws of Kansas on the cosmetology fee fund is  
12 hereby decreased from \$735,704 to \$661,161.

13 Sec. 5.

14 STATE DEPARTMENT OF CREDIT UNIONS

15 (a) On the effective date of this act, the expenditure limitation estab-  
16 lished for the fiscal year ending June 30, 2003, by section 18(a) of chapter  
17 204 of the 2002 Session Laws of Kansas on the credit union fee fund is  
18 hereby decreased from \$896,620 to \$850,554.

19 Sec. 6.

20 BOARD OF NURSING

21 (a) On the effective date of this act, the expenditure limitation estab-  
22 lished for the fiscal year ending June 30, 2003, by section 20(b) of chapter  
23 204 of the 2002 Session Laws of Kansas on the board of nursing fee fund  
24 is hereby increased from \$1,397,017 to \$1,459,832.

25 Sec. 7.

26 BOARD OF EXAMINERS IN OPTOMETRY

27 (a) On the effective date of this act, the expenditure limitation estab-  
28 lished for the fiscal year ending June 30, 2003, by section 21(a) of chapter  
29 204 of the 2002 Session Laws of Kansas on the optometry fee fund is  
30 hereby increased from \$85,305 to \$106,777.

31 Sec. 8.

32 STATE BOARD OF PHARMACY

33 (a) On the effective date of this act, the expenditure limitation estab-  
34 lished for the fiscal year ending June 30, 2003, by section 22(c) of chapter  
35 204 of the 2002 Session Laws of Kansas on the state board of pharmacy  
36 fee fund is hereby increased from \$571,321 to \$581,497.

37 Sec. 9.

38 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

39 (a) On the effective date of this act, the expenditure limitation estab-  
40 lished for the fiscal year ending June 30, 2003, by section 25(a) of chapter  
41 204 of the 2002 Session Laws of Kansas on the securities act fee fund is  
42 hereby decreased from \$2,113,020 to \$2,092,824.

43

1 Sec. 10.

2 LIEUTENANT GOVERNOR

3 (a) On the effective date of this act, the expenditure limitation estab-  
4 lished by section 70(c) of chapter 204 of the 2002 Session Laws of Kansas  
5 on expenditures for official hospitality from the operations account of the  
6 state general fund is hereby increased from \$2,000 to no limit at the  
7 discretion of the lieutenant governor.

8 Sec. 11.

9 INSURANCE DEPARTMENT

10 (a) On the effective date of this act, or as soon thereafter as moneys  
11 are available, the director of accounts and reports shall transfer \$100,000  
12 from the insurance department service regulation fund to the state gen-  
13 eral fund: *Provided*, That the transfer of such amount shall be in addition  
14 to any other transfer from the insurance department service regulation  
15 fund to the state general fund as prescribed by law: *Provided further*,  
16 That the amount transferred from the insurance department service reg-  
17 ulation fund to the state general fund pursuant to this subsection is to  
18 reimburse the state general fund for accounting, auditing, budgeting, le-  
19 gal, payroll, personnel and purchasing services and any other govern-  
20 mental services which are performed on behalf of the insurance depart-  
21 ment by other state agencies which receive appropriations from the state  
22 general fund to provide such services.

23 Sec. 12.

24 DEPARTMENT OF ADMINISTRATION

25 (a) On the effective date of this act, any unencumbered balance in each  
26 of the following accounts of the state budget stabilization fund is hereby  
27 lapsed: Statehouse elevators renovation; statehouse fire and safety alarms;  
28 statehouse grounds & facility improvements.

29 (b) In addition to the other purposes for which expenditures may be  
30 made by the above agency from the state budget stabilization fund for  
31 fiscal year 2003, expenditures may be made by the above agency from  
32 the following capital improvement account or accounts of the state budget  
33 stabilization fund for fiscal year 2003 for the following capital improve-  
34 ment project or projects, subject to the expenditure limitations prescribed  
35 therefor:

36 Rehabilitation and repair for state facilities.....	\$143,886
37 Judicial center rehabilitation and repair .....	\$100,000

38 (c) On the effective date of this act, of the amount reappropriated for  
39 the above state agency for the fiscal year ending June 30, 2003, by section  
40 141(a) of chapter 204 of the 2002 Session Laws of Kansas in the state-  
41 house grounds and facility improvements account of the state general  
42 fund, the sum of \$42,625 is hereby lapsed.

43 (d) There is appropriated for the above agency from the following spe-

1 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
 2 moneys now or hereafter lawfully credited to and available in such fund  
 3 or funds, except that expenditures shall not exceed the following:

4 Deferred compensation fees fund..... No Limit

5 (e) On and after the effective date of this month, on or before the 10th  
 6 of each month during the fiscal year ending June 30, 2003, the director  
 7 of accounts and reports shall transfer from the state general fund to the  
 8 deferred compensation fees fund interest earnings based on: (1) The av-  
 9 erage daily balance of moneys in the deferred compensation fees fund  
 10 for the preceding month; and (2) the net earnings rate for the pooled  
 11 money investment portfolio for the preceding month.

12 (f) On the effective date of this act, the public school districts benefit  
 13 fund of the department of administration is hereby redesignated as the  
 14 non-state employer group benefit fund of the department of administra-  
 15 tion.

16 (g) In addition to the other purposes for which expenditures may be  
 17 made by the above agency from the state buildings operating fund for  
 18 fiscal year 2003, expenditures may be made by the above agency from  
 19 the following capital improvement account or accounts of the state build-  
 20 ings operating fund for fiscal year 2003 for the following capital improve-  
 21 ment project or projects, subject to the expenditure limitations prescribed  
 22 therefor:

23 Docking cooling towers replacement — debt service..... No Limit

24 (h) On the effective date of this act, any unencumbered balance in  
 25 excess of \$233,290 in the capitol complex pedestrian — utility tunnels  
 26 design and construction account of the state buildings depreciation fund  
 27 is hereby lapsed.

28 (i) On the effective date of this act, the amount of the billing invoice  
 29 established by section 83(f) of chapter 204 of the 2002 Session Laws of  
 30 Kansas to be prepared and submitted each month by the director of the  
 31 office of administrative hearings of the department of administration to  
 32 the secretary of social and rehabilitation services for administrative hear-  
 33 ing services performed by the department of administration for the de-  
 34 partment of social and rehabilitation services is hereby increased from  
 35 the amount equal to  $\frac{1}{12}$  of \$792,584 to the amount equal to  $\frac{1}{12}$  of  
 36 \$827,741.

37 Sec. 13.

#### 38 STATE BOARD OF TAX APPEALS

39 (a) On the effective date of this act, of the \$1,817,644 appropriated for  
 40 the above agency for the fiscal year ending June 30, 2003, by section 84(a)  
 41 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
 42 fund in the operating expenditures account, the sum of \$100,000 is hereby  
 43 lapsed.

## 1     Sec. 14.

## 2                     DEPARTMENT OF REVENUE

3     (a) On the effective date of this act, the expenditure limitation estab-  
4     lished by section 85(b) of chapter 204 of the 2002 Session Laws of Kansas  
5     on the electronic databases fee fund is hereby increased from \$5,700,644  
6     to \$6,592,103.

## 7     Sec. 15.

## 8                     KANSAS RACING AND GAMING COMMISSION

9     (a) On the effective date of this act, the expenditure limitation estab-  
10     lished by section 87(a) of chapter 204 of the 2002 Session Laws of Kansas  
11     on the state racing fund is hereby decreased from \$3,155,357 to  
12     \$2,997,628.

## 13     Sec. 16.

## 14                     DEPARTMENT OF COMMERCE AND HOUSING

15     (a) On or after the effective date of this act during the fiscal year ending  
16     June 30, 2003, the director of accounts and reports shall transfer the  
17     amount or amounts specified by the secretary of commerce and housing  
18     from the Kansas venture capital companies certificate fee fund to the  
19     general fees fund to reimburse the amount expended from the general  
20     fees fund for consulting services purchased by the department of com-  
21     merce and housing in connection with establishing a program to admin-  
22     ister the certified capital formation company act.

23     (b) The director of accounts and reports shall not make the transfer of  
24     any unencumbered balance from the operating grant (including official  
25     hospitality) account of the state economic development initiatives fund to  
26     the state general fund which was directed to be made on June 30, 2003,  
27     by section 16 of chapter 205 of the 2002 Session Laws of Kansas.

## 28     Sec. 17.

## 29                     KANSAS TECHNOLOGY ENTERPRISE CORPORATION

30     (a) On the effective date of this act, of the \$11,596,888 appropriated  
31     for the above agency for the fiscal year ending June 30, 2003, by section  
32     90(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
33     economic development initiatives fund in the operations, assistance and  
34     grants (including official hospitality) account, the sum of \$132,530 is  
35     hereby lapsed.

## 36     Sec. 18.

## 37                     KANSAS COMMISSION ON VETERANS AFFAIRS

38     (a) In addition to the other purposes for which expenditures may be  
39     made by the Kansas commission on veterans affairs from moneys appro-  
40     priated in the operations — state veterans cemeteries account of the state  
41     general fund for fiscal year 2003 as authorized by section 92(a) of chapter  
42     204 of the 2002 Session Laws of Kansas, expenditures may be made by  
43     the above agency from the operations — state veterans cemeteries ac-

1 count of the state general fund for fiscal year 2003 for official hospitality:  
2 *Provided*, That expenditures for official hospitality from the operations  
3 — state veterans cemeteries account of the state general fund for fiscal  
4 year 2003 shall not exceed \$500.

5 Sec. 19.

6 DEPARTMENT OF HEALTH AND ENVIRONMENT

7 (a) There is appropriated for the above agency from the following spe-  
8 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
9 moneys now or hereafter lawfully credited to and available in such fund  
10 or funds, except that expenditures other than refunds authorized by law  
11 shall not exceed the following:

12 Brownfields revolving loan federal fund.....	No limit
13 HRSA federal grant fund.....	No limit
14 One-stop national environmental exchange network	
15 fund .....	No limit

16 (b) On the effective date of this act, the director of accounts and reports  
17 shall transfer \$10,000,000 from the underground petroleum storage tank  
18 release trust fund of the department of health and environment to the  
19 state general fund: *Provided*, That the amount transferred from the un-  
20 derground petroleum storage tank release trust fund of the department  
21 of health and environment to the state general fund pursuant to this  
22 subsection is to reimburse the state general fund for accounting, auditing,  
23 budgeting, legal, payroll, personnel and purchasing services and any other  
24 governmental services which are performed on behalf of the state agency  
25 involved by other state agencies which receive appropriations from the  
26 state general fund to provide such services.

27 Sec. 20.

28 DEPARTMENT ON AGING

29 (a) There is appropriated for the above agency from the following spe-  
30 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
31 moneys now or hereafter lawfully credited to and available in such fund  
32 or funds, except that expenditures other than refunds authorized by law  
33 shall not exceed the following:

34 Senior citizen nutrition check-off fund .....	No limit
35 Other federal grants and assistance fund.....	No limit

36 (b) On the effective date of this act, the director of accounts and reports  
37 shall transfer \$170,838 from the aging — IGT fund of the department  
38 on aging to the state medicaid match fund — department on aging of the  
39 department on aging.

40 (c) On the effective date of this act, the director of accounts and reports  
41 shall transfer \$3,618,418 from the long-term care loan and grant fund of  
42 the department on aging to the state medicaid match fund — department  
43 on aging of the department on aging.

1 Sec. 21.

2 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

3 (a) There is appropriated for the above agency from the state general  
4 fund for the fiscal year ending June 30, 2003, the following:

5 State operations .....	\$4,226,514
6 Other medical assistance .....	\$19,602,092
7 Cash assistance .....	\$323,920
8 Vocational rehabilitation aid and assistance .....	\$332

9 (b) On the effective date of this act, of the \$3,535,388 appropriated for  
10 the above agency for the fiscal year ending June 30, 2003, by section 95(a)  
11 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
12 fund in the alcohol and drug abuse services grants account, the sum of  
13 \$151,620 is hereby lapsed.

14 (c) On the effective date of this act, of the \$89,151,475 appropriated  
15 for the above agency for the fiscal year ending June 30, 2003, by section  
16 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
17 general fund in the mental health and retardation services aid and assis-  
18 tance account, the sum of \$6,499,804 is hereby lapsed.

19 (d) On the effective date of this act, of the \$70,738,364 appropriated  
20 for the above agency for the fiscal year ending June 30, 2003, by section  
21 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
22 general fund in the youth services aid and assistance account, the sum of  
23 \$7,656,554 is hereby lapsed.

24 (e) On the effective date of this act, of the \$12,785,911 appropriated  
25 for the above agency for the fiscal year ending June 30, 2003, by section  
26 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
27 general fund in the children's health insurance account, the sum of  
28 \$838,655 is hereby lapsed.

29 (f) On the effective date of this act, of the \$20,217,984 appropriated  
30 for the above agency for the fiscal year ending June 30, 2003, by section  
31 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
32 general fund in the community based services account, the sum of  
33 \$1,819,038 is hereby lapsed.

34 (g) On the effective date of this act, of the \$9,787,828 appropriated for  
35 the above agency for the fiscal year ending June 30, 2003, by section 95(a)  
36 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
37 fund in the Kansas neurological institute — operating expenditures ac-  
38 count, the sum of \$200,150 is hereby lapsed.

39 (h) On the effective date of this act, of the \$10,551,306 appropriated  
40 for the above agency for the fiscal year ending June 30, 2003, by section  
41 95(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
42 general fund in the Larned state hospital — operating expenditures ac-  
43 count, the sum of \$642,296 is hereby lapsed.

1 (i) On the effective date of this act, of the \$6,298,953 appropriated for  
2 the above agency for the fiscal year ending June 30, 2003, by section 95(a)  
3 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
4 fund in the Osawatomie state hospital-operating expenditures account,  
5 the sum of \$120,936 is hereby lapsed.

6 (j) On the effective date of this act, of the \$6,704,185 appropriated for  
7 the above agency for the fiscal year ending June 30, 2003, by section 95(a)  
8 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
9 fund in the Parsons state hospital and training center — operating ex-  
10 penditures account, the sum of \$152,196 is hereby lapsed.

11 (k) On the effective date of this act, of the \$697,077 appropriated for  
12 the above agency for the fiscal year ending June 30, 2003, by section 95(a)  
13 of chapter 204 of the 2002 Session Laws of Kansas from the state general  
14 fund in the Rainbow mental health facility — operating expenditures  
15 account, the sum of \$55,234 is hereby lapsed.

16 (l) On the effective date of this act, the expenditure limitation estab-  
17 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
18 on the Title XIX fund is hereby increased from \$50,538,731 to  
19 \$51,068,483.

20 (m) On the effective date of this act, the expenditure limitation estab-  
21 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
22 on the Larned state hospital fee fund is hereby increased from \$1,675,160  
23 to \$2,811,230.

24 (n) On the effective date of this act, the expenditure limitation estab-  
25 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
26 on the Osawatomie state hospital fee fund is hereby increased from  
27 \$2,988,456 to \$3,531,601.

28 (o) On the effective date of this act, the director of accounts and reports  
29 shall transfer \$1,033,222 from the SRS — IGT fund of the department  
30 of social and rehabilitation services to the state medicaid match fund —  
31 SRS of the department of social and rehabilitation services.

32 (p) On the effective date of this act, the director of accounts and reports  
33 shall transfer \$691,037 from the long-term care loan and grant fund of  
34 the department on aging to the state medicaid match fund — SRS of the  
35 department of social and rehabilitation services.

36 (q) On the effective date of this act, the expenditure limitation estab-  
37 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
38 on the Rainbow mental health facility fee fund is hereby increased from  
39 \$364,678 to \$489,863.

40 (r) On the effective date of this act, the expenditure limitation estab-  
41 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
42 on the Kansas neurological institute fee fund is hereby increased from  
43 \$1,044,781 to \$1,109,081.

1 (s) On the effective date of this act, the expenditure limitation estab-  
2 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
3 on the SRS — IGT fund is hereby increased from \$62,529,094 to  
4 \$66,529,094.

5 (t) On the effective date of this act, the expenditure limitation estab-  
6 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
7 on the social services block grant — federal fund is hereby increased from  
8 \$22,928,100 to \$25,272,872.

9 (u) On the effective date of this act, the expenditure limitation estab-  
10 lished by section 95(b) of chapter 204 of the 2002 Session Laws of Kansas  
11 on the mental health block grant federal fund is hereby increased from  
12 \$3,389,293 to \$3,427,726.

13 Sec. 22.

14 DEPARTMENT OF EDUCATION

15 (a) There is appropriated for the above agency from the state general  
16 fund for the fiscal year ending June 30, 2003, the following:

17 General state aid ..... \$4,637,027  
18 Supplemental general state aid ..... \$21,999,043

19 (b) On the effective date of this act, of the \$252,186,766 appropriated  
20 for the above agency for the fiscal year ending June 30, 2003, by section  
21 97(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
22 general fund in the special education services aid account, the sum of  
23 \$254,991 is hereby lapsed.

24 Sec. 23.

25 KANSAS STATE HISTORICAL SOCIETY

26 (a) There is appropriated for the above agency from the following spe-  
27 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
28 moneys now or hereafter lawfully credited to and available in such fund  
29 or funds, except that expenditures other than refunds authorized by law  
30 shall not exceed the following:

31 Grinter place federal grant fund ..... No limit  
32 Native American heritage museum federal grant fund ..... No limit

33 Sec. 24.

34 EMPORIA STATE UNIVERSITY

35 (a) On the effective date of this act, or as soon thereafter as moneys  
36 are available, the director of accounts and reports shall transfer \$101,695  
37 from the student union account of the restricted fees fund of Emporia  
38 state university to the state general fund: *Provided*, That the amount  
39 transferred from the student union account of the restricted fees fund of  
40 Emporia state university to the state general fund pursuant to this sub-  
41 section is to reimburse the state general fund for accounting, auditing,  
42 budgeting, legal, payroll, personnel and purchasing services and any other  
43 governmental services which are performed on behalf of the state agency

1 involved by other state agencies which receive appropriations from the  
2 state general fund to provide such services.

3 (b) On the effective date of this act, or as soon thereafter as moneys  
4 are available, the director of accounts and reports shall transfer \$4,897  
5 from the housing systems operations fund of Emporia state university to  
6 the state general fund: *Provided*, That the amount transferred from the  
7 housing systems operations fund of Emporia state university to the state  
8 general fund pursuant to this subsection is to reimburse the state general  
9 fund for accounting, auditing, budgeting, legal, payroll, personnel and  
10 purchasing services and any other governmental services which are per-  
11 formed on behalf of the state agency involved by other state agencies  
12 which receive appropriations from the state general fund to provide such  
13 services.

14 Sec. 25.

15 WICHITA STATE UNIVERSITY

16 (a) There is appropriated for the above agency from the following spe-  
17 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
18 moneys now or hereafter lawfully credited to and available in such fund  
19 or funds, except that expenditures shall not exceed the following:

20 Education opportunity grant — federal fund..... No limit

21 Sec. 26.

22 STATE BOARD OF REGENTS

23 (a) There is appropriated for the above agency from the following spe-  
24 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
25 moneys now or hereafter lawfully credited to and available in such fund  
26 or funds, except that expenditures shall not exceed the following:

27 Tuition waiver gifts, grants and reimbursements fund..... No limit

28 (b) On the effective date of this act, of the \$3,645,583 appropriated for  
29 the above agency for the fiscal year ending June 30, 2003, by section  
30 112(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
31 general fund in the operating expenditures (including official hospitality)  
32 account, the sum of \$345,000 is hereby lapsed.

33 Sec. 27.

34 DEPARTMENT OF CORRECTIONS

35 (a) There is appropriated for the above agency from the state general  
36 fund for the fiscal year ending June 30, 2003, the following:

37 Treatment and programs ..... \$2,692,595

38 Facilities operations ..... \$1,305,259

39 (b) There is appropriated for the above agency from the following spe-  
40 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
41 moneys now or hereafter lawfully credited to and available in such fund  
42 or funds, except that expenditures other than refunds authorized by law  
43 shall not exceed the following:

1 Topeka correctional facility — bureau of prisons contract  
 2 — federal fund ..... No limit  
 3 Sec. 28.

4 JUVENILE JUSTICE AUTHORITY

5 (a) On the effective date of this act, or as soon thereafter as moneys  
 6 are available therefor, the director of accounts and reports shall transfer  
 7 \$500,000 from the juvenile detention facilities fund to the state general  
 8 fund: *Provided*, That the amount transferred from the juvenile detention  
 9 facilities fund to the state general fund pursuant to this subsection is to  
 10 reimburse the state general fund for accounting, auditing, budgeting, le-  
 11 gal, payroll, personnel and purchasing services and any other govern-  
 12 mental services which are performed on behalf of the juvenile justice  
 13 authority by other state agencies which receive appropriations from the  
 14 state general fund to provide such services.

15 Sec. 29.

16 ADJUTANT GENERAL

17 (a) On the effective date of this act, of the \$25,000 appropriated for  
 18 the above agency for the fiscal year ending June 30, 2003, by section  
 19 115(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
 20 general fund in the additional operating expenditures account, the sum  
 21 of \$18,750 is hereby lapsed.

22 Sec. 30.

23 KANSAS HIGHWAY PATROL

24 (a) There is appropriated for the above agency from the following spe-  
 25 cial revenue fund or funds for the fiscal year ending June 30, 2003, all  
 26 moneys now or hereafter lawfully credited to and available in such fund  
 27 or funds, except that expenditures other than refunds authorized by law  
 28 shall not exceed the following:

29 Kansas highway patrol operations fund ..... \$13,111,912

30 (b) On the effective date of this act, of the \$26,027,733 appropriated  
 31 for the above agency for the fiscal year ending June 30, 2003, by section  
 32 118(a) of chapter 204 of the 2002 Session Laws of Kansas from the state  
 33 general fund in the operating expenditures account, the sum of  
 34 \$12,085,011 is hereby lapsed.

35 (c) On the effective date of this act, or as soon thereafter as moneys  
 36 are available, the director of accounts and reports shall transfer  
 37 \$13,111,912 from the state highway fund of the department of transpor-  
 38 tation to the Kansas highway patrol operations fund of the Kansas highway  
 39 patrol.

40 Sec. 31.

41 KANSAS DEPARTMENT OF AGRICULTURE

42 (a) On the effective date of this act, the expenditure limitation for the  
 43 fiscal year ending June 30, 2003, by section 123(b) of chapter 204 of the

1 2002 Session Laws of Kansas on the wheat quality survey fund is hereby  
2 increased from \$29,341 to \$33,500.

3 (b) On the effective date of this act, the expenditure limitation for the  
4 fiscal year ending June 30, 2003, by section 123(b) of chapter 204 of the  
5 2002 Session Laws of Kansas on the petroleum inspection fee fund is  
6 hereby increased from \$623,605 to \$632,593.

7 (c) There is appropriated for the above agency from the state water  
8 plan fund for the fiscal year ending June 30, 2003, for the water plan  
9 project or projects specified, the following:

10 Water use study ..... \$10,000

11 (d) On the effective date of this act, of the \$218,297 appropriated for  
12 the above agency for the fiscal year ending June 30, 2003, by section  
13 123(c) of chapter 204 of the 2002 Session Laws of Kansas from the state  
14 water plan fund in the interstate water issues account, the sum of \$315  
15 is hereby lapsed.

16 (e) On the effective date of this act, of the \$493,508 appropriated for  
17 the above agency for the fiscal year ending June 30, 2003, by section  
18 123(c) of chapter 204 of the 2002 Session Laws of Kansas from the state  
19 water plan fund in the subbasin water resources management account,  
20 the sum of \$633 is hereby lapsed.

21 Sec. 32.

22 STATE FAIR BOARD

23 (a) On the effective date of this act, the position limitation established  
24 by section 131(a) of chapter 204 of the 2002 Session Laws of Kansas for  
25 the state fair board is hereby increased from 22.0 to 23.0.

26 Sec. 33.

27 STATE CONSERVATION COMMISSION

28 (a) On the effective date of this act, of the \$2,835,000 appropriated for  
29 the above agency for the fiscal year ending June 30, 2003, by section  
30 127(c) of chapter 204 of the 2002 Session Laws of Kansas from the state  
31 water plan fund in the nonpoint source pollution assistance account, the  
32 sum of \$145,000 is hereby lapsed.

33 (b) On the effective date of this act, of the \$3,896,770 appropriated for  
34 the above agency for the fiscal year ending June 30, 2003, by section  
35 127(c) of chapter 204 of the 2002 Session Laws of Kansas from the state  
36 water plan fund in the land treatment cost share account, the sum of  
37 \$75,808 is hereby lapsed.

38 (c) On the effective date of this act, of the aggregate of (1) the \$62,490  
39 appropriated for the above agency for the fiscal year ending June 30, 2003,  
40 by section 127(c) of chapter 204 of the 2002 Session Laws of Kansas from  
41 the state water plan fund in the water rights purchase account and (2)  
42 the amount reappropriated for the above agency for the fiscal year ending  
43 June 30, 2003, by section 127(c) of chapter 204 of the 2002 Session Laws

1 of Kansas from the state water plan fund in the water rights purchase  
2 account, the sum of \$131,923 is hereby lapsed.

3 Sec. 34.

4 KANSAS WATER OFFICE

5 (a) On the effective date of this act, of the \$392,668 appropriated for  
6 the above agency for the fiscal year ending June 30, 2003, by section  
7 128(c) of chapter 204 of the 2002 Session Laws of Kansas from the state  
8 water plan fund in the technical assistance to water users account, the  
9 sum of \$10,000 is hereby lapsed.

10 Sec. 35.

11 DEPARTMENT OF TRANSPORTATION

12 (a) On the effective date of this act, the expenditure limitation estab-  
13 lished by section 130(b) of chapter 204 of the 2002 Session Laws of Kan-  
14 sas on the agency operations account of the state highway fund is hereby  
15 decreased from \$227,072,321 to \$225,634,631.

16 Sec. 36. On the effective date of this act, K.S.A. 2-223 is hereby  
17 amended to read as follows: 2-223. (a) There is hereby established in the  
18 state treasury the state fair capital improvements fund. All expenditures  
19 of moneys in the state fair capital improvements fund shall be used for  
20 the payment of capital improvements and maintenance for the state fair-  
21 grounds and the payment of capital improvement obligations that have  
22 been financed. Capital improvement projects for the Kansas state fair-  
23 grounds are hereby approved for the purposes of subsection (b) of K.S.A.  
24 74-8905 and amendments thereto and the authorization of the issuance  
25 of bonds by the Kansas development finance authority in accordance with  
26 that statute.

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

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

1 *ending June 30, 2003, shall be considered to be revenue transfers from*  
2 *the state general fund.*

3 *Sec. 37. Appeals to exceed position limitations.* (a) The limitations  
4 imposed by this act on the number of full-time and regular part-time  
5 positions equated to full-time, excluding seasonal and temporary posi-  
6 tions, paid from appropriations for the fiscal year ending June 30, 2003,  
7 made in this act or in any appropriation act of the 2002 regular session  
8 of the legislature or in any other appropriation act of the 2003 regular  
9 session of the legislature may be exceeded upon approval of the state  
10 finance council.

11 *Sec. 38. Appeals to exceed limitations.* Upon written application to the  
12 governor and approval of the state finance council, expenditures from  
13 special revenue funds may exceed the amounts specified in this act.

14 *Sec. 39.* On the effective date of this act, K.S.A. 2-223 is hereby re-  
15 pealed.

16 *Sec. 40.* This act shall take effect and be in force from and after its  
17 publication in the Kansas register.

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