

Message from the Governor

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return Senate Substitute for House Bill No. 2482 with my signature approving the bill, except for the items enumerated below.

Social and Rehabilitative Services

Section 9(p) that reads as follows has been line-item vetoed:

“During the fiscal year ending June 30, 2006, no moneys paid by the department of social and rehabilitation services from the mental health and retardation services aid and assistance of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the department of social and rehabilitation services, the legislative division of post audit, or another state agency with access to its financial records upon request for such access.”

I veto Section 9(p) of Senate substitute for House Bill 2482. This proviso would prohibit moneys paid from the mental health and retardation services aid and assistance account from being used to pay membership dues or fees to any entity, unless that entity opened its financial records to the state upon request. This proviso represents an unreasonable government intrusion into the finances of private organizations, and it would expose these organizations' financial records in their entirety, not just those that pertain to state business. Such a requirement goes well beyond any reasonable use of government power.

Dated May 16, 2005

Kathleen Sebelius
Governor.

SENATE Substitute for HOUSE BILL No. 2482

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2005, June 30, 2006, June 30, 2007, June 30, 2008 and June 30, 2009, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2004 Supp. 82a-953a, section 150 of 2005 Senate Bill No. 225, and section 187 of 2005 Senate Bill No. 225, and repealing the existing sections; also repealing K.S.A. 2004 Supp. 82a-953a, as amended by section 186 of 2005 Senate Bill No. 225.

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

Section 1. (a) For the fiscal years ending June 30, 2005, June 30, 2006, June 30, 2007, June 30, 2008 and June 30, 2009, 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) 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 2005 and shall constitute the omnibus reconciliation spending limit bill for the 2005 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.

LEGISLATURE

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

Operations (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$442,771

(b) During the fiscal year ending June 30, 2006, expenditures shall be made from the operations (including official hospitality) account of the state general fund or from the legislative special revenue fund by the legislature to pay per diem compensation and travel expenses and subsistence expenses or allowances as provided by law for members of the legislature for all official travel during fiscal year 2006 authorized as provided by law: *Provided*, That, if the legislative coordinating council approves any official travel by members of the legislature during fiscal year 2006, then the legislative coordinating council shall not limit the amounts or rates of per diem compensation or any expense reimbursement authorized by law for any official travel during fiscal year 2006 authorized as provided by law, except as authorized by this subsection: *Provided further*, That such member of the legislature shall be reimbursed for the actual and reasonable expenses incurred during such official travel in an amount not greater than the amount allowed for all other similarly situated employees: *And provided further*, That the legislative coordinating council may establish limitations for the following specific categories of travel and subsistence expenses: Meals, local transportation, tips and other related incidental travel expenses, and may require legislators to agree to such limitations as a condition of approval of the official travel.

Sec. 3.

DIVISION OF POST AUDIT

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

Operations (including legislative post audit committee)	
For the fiscal year ending June 30, 2006.....	\$518,551

Sec. 4.

LEGISLATIVE COORDINATING COUNCIL

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

Legislative coordinating council—operations	
For the fiscal year ending June 30, 2006.....	\$23,845
Legislative research department—operations	
For the fiscal year ending June 30, 2006.....	\$61,397
Office of revisor of statutes—operations	
For the fiscal year ending June 30, 2006.....	\$71,109

Sec. 5.

DEPARTMENT OF ADMINISTRATION

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

General administration	
For the fiscal year ending June 30, 2006.....	\$33,319
Personnel services	
For the fiscal year ending June 30, 2006.....	\$52,680
Purchasing	
For the fiscal year ending June 30, 2006.....	\$12,916
Budget analysis	
For the fiscal year ending June 30, 2006.....	\$40,614
Long-term care ombudsman	
For the fiscal year ending June 30, 2006.....	\$120,842
Health policy and finance—state operations	
For the fiscal year ending June 30, 2006.....	\$16,903,613
Health policy and finance—other medical assistance	
For the fiscal year ending June 30, 2006.....	\$397,138,363
Health policy and finance—children’s health insurance program	
For the fiscal year ending June 30, 2006.....	\$13,965,271

(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:

Homeland security grants—federal fund	
For the fiscal year ending June 30, 2006.....	No limit
National governor’s association consulting grant—federal fund	
For the fiscal year ending June 30, 2005.....	No limit
For the fiscal year ending June 30, 2006.....	No limit
Social welfare fund	
For the fiscal year ending June 30, 2006.....	\$40,789,636
Other state fees fund	
For the fiscal year ending June 30, 2006.....	No limit
Health care access improvement fund	
For the fiscal year ending June 30, 2006.....	No limit
Other federal grants and assistance fund	
For the fiscal year ending June 30, 2006.....	No limit
Medical assistance federal fund	
For the fiscal year ending June 30, 2006.....	No limit
Children’s health insurance federal fund	
For the fiscal year ending June 30, 2006.....	No limit
Ticket to work infrastructure grant federal fund	
For the fiscal year ending June 30, 2006.....	No limit
Health policy and finance—PERM grant federal fund	
For the fiscal year ending June 30, 2006.....	No limit

(c) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the department on aging to the older Americans act long-term care ombudsman federal fund of the department of administration: *Provided*, That the aggregate of such amount or amounts transferred during fiscal year 2006 shall be equal to and shall not exceed the Older Americans Act Title VII: Ombudsman Award and 4.38% of the Kansas Older Americans Act Title III: Part B Supportive Services Award.

(d) 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 2006 or fiscal year 2007 as authorized by this or other appropriation act of the 2005 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 2006 or fiscal year 2007 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 grants for public broadcasting projects to construct a broadcast tower for station KANZ at Garden City, to convert public radio stations to digital broadcasting and to purchase equipment: *Provided*, That such public broadcasting 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 public broadcasting projects: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$1,700,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such public broadcasting projects during the construction of such projects and acquisitions 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 any appropriate special revenue fund or funds of the department of administration: *And provided further*, That all expenditures from the public broadcasting council grants account for the capital equipment shall be made to provide matching funds for federal capital equipment grants awarded to eligible public broadcasting stations: *And provided further*, That expenditures from this account may be made to provide matching funds for capital equipment projects funded from any nonstate source in the event federal capital equipment grants are not awarded: *And provided further*, That in the event the federal facility programs cease to exist or fail to conduct grant solicitations, expenditures may be made from this account to provide matching funds for capital equipment projects funded from any nonstate source.

(e) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 98(b) of 2005 Senate Bill No. 225 on expenditures for salaries and wages and other operating expenditures from the cafeteria benefits fund is hereby increased from \$2,081,141 to \$2,104,346.

(f) On July 1, 2005, the position limitation established for the fiscal year ending June 30, 2006, by section 146(a) of 2005 Senate Bill No. 225 for the department of administration is hereby increased from 802.60 to 935.98.

(g) (1) On July 1, 2005, notwithstanding the provisions of any other statute, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state general fund and shall record a corresponding credit to the state general fund in the amount of \$32,689,900 to finance the cost of the 27th payroll chargeable to the fiscal year ending June 30, 2006, for state agencies.

(2) On or before September 1, 2005, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state general fund pursuant to this subsection (g), to reflect all moneys actually transferred and credited to the state general fund during fiscal year 2006.

(3) Prior to August 15, 2005, the director of the budget shall determine and certify to the director of accounts and reports:

(A) (i) The amount reappropriated in each account of the state general fund of a state agency, other than any regents agency, from the state general fund that has a specific expenditure limitation prescribed for fiscal year 2006 and that is in excess of the amount authorized under the approved budget of expenditures to be expended from such reappropriated amount for fiscal year 2006;

(ii) the amount reappropriated in each account of the state general fund of a state agency, other than any regents agency, from the state general fund that has no specific expenditure limitation prescribed for the fiscal year, that is in excess of the amount estimated under the approved budget of expenditures to be expended from such reappropriated amount for fiscal year 2006, and that is determined by the director of the budget not to be needed for the purpose for which such amount was originally budgeted, including, but not limited to, actual or projected cost savings as a result of completed, cancelled or modified projects, programs or operations: *Provided*, That, as used in paragraphs (i) and (ii) of this subsection (g)(3)(A), "specific expenditure limitation prescribed for the fiscal year" includes any case in which no expenditures may be made from such reappropriated balance except upon approval by the state finance council;

(B) the amount equal to 10% of the amount determined by the director of the budget to be the amount (i) that is available to be expended for fiscal year 2006 from each Kansas savings incentive program account in the state general fund or in any special revenue fund of each state agency,

other than any regents agency, under the Kansas savings incentive program, and (ii) that is in excess of \$50,000 in such Kansas savings incentive program account;

(C) the aggregate of all unanticipated lapses of moneys which were appropriated or reappropriated from the state general fund for fiscal year 2005 and which were not reappropriated for fiscal year 2006, as determined by the director of the budget after consulting with the director of the legislative research department: *Provided*, That, as used in this subsection (g)(3)(C), “unanticipated lapses of moneys” shall not include any amount lapsed from the state general fund pursuant to explicit language in an appropriation act of the 2005 regular session of the legislature or any amount lapsed from the state general fund for which specific reappropriation language was deliberately not included in any appropriation act of the 2005 regular session of the legislature; and

(D) the aggregate of all amounts of unencumbered balances in accounts of the state general fund that were first encumbered during a fiscal year commencing prior to July 1, 2004, that were released during fiscal year 2005, and that were not specifically reappropriated by an appropriation act of the 2005 regular session of the legislature.

(4) On August 15, 2005, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under subsection (g)(3), the expenditure limitation established for fiscal year 2006 for each special revenue fund account under the Kansas savings incentive program that is appropriated for the fiscal year ending June 30, 2006, by this or other appropriation act of the 2005 regular session of the legislature is hereby respectively decreased by the amount equal to the amount certified under subsection (g)(3).

(5) (A) On August 15, 2005, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under subsection (g)(3), the appropriation for fiscal year 2006 for each account of the state general fund, state economic development initiatives fund, state water plan fund, children’s initiatives fund and Kansas endowment for youth fund that is appropriated or reappropriated for the fiscal year ending June 30, 2006, by this or other appropriation act of the 2005 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under subsection (g)(3).

(B) On August 15, 2005, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under subsection (g)(3), the appropriation for fiscal year 2006 for each account of the state general fund, state economic development initiatives fund, state water plan fund, children’s initiatives fund and Kansas endowment for youth fund under the Kansas savings incentive program that is appropriated or reappropriated for the fiscal year ending June 30, 2006, by this or other appropriation act of the 2005 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under subsection (g)(3).

(6) At the same time as the director of the budget transmits the certification to the director of accounts and reports pursuant to subsection (g)(3), the director of the budget shall transmit a copy of such certification to the director of the legislative research department.

(7) (A) Prior to August 15, 2005, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection (g): *Provided* That the aggregate of all such amounts certified to the director of the budget shall be an amount that is equal to or more than \$1,184,054. The certification by the state board of regents shall specify the amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection (g). At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of the legislative research department.

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

(C) On August 15, 2005, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection (g)(7), the appropriation for fiscal year 2006 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2006, by this or other appropriation act of the 2005 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection (g)(7).

(8) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection (g), the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the state agencies for fiscal year 2006.

(9) (A) On or before September 1, 2005, after receipt of each certification by the director of the budget pursuant to this subsection (g), the director of accounts and reports shall transfer and debit to the 27th payroll adjustment account of the state general fund, which is hereby established in the state general fund, by an amount equal to the aggregate of the amounts certified by the director of the budget pursuant to subsection (g)(3) and subsection (g)(7) in accordance with such certifications.

(B) On September 1, 2005, the director of accounts and reports shall transfer the balance of the 27th payroll adjustment account of the state general fund to the master account of the state general fund: *Provided, however,* That the amount transferred shall not exceed the amount of the then outstanding balance of the state treasurer's receivables for the state general fund.

(C) On September 1, 2005, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the 27th payroll adjustment account of the state general fund pursuant to this subsection (g), to reflect all moneys actually transferred and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection (g) during fiscal year 2006.

(D) On or before June 30, 2006, the director of accounts and reports shall record a credit to the state treasurer's receivables for the state general fund and shall record a corresponding debit to the state general fund in the amount of the outstanding receivable created to finance the cost of the 27th payroll chargeable to the fiscal year ending June 30, 2006.

(E) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the 27th payroll adjustment account of the state general fund pursuant to this subsection (g) and all reductions and adjustments thereto made pursuant to this subsection (g). The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state general fund by the state treasurer in accordance with the notice thereof.

(10) As used in this subsection (g), "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, university of Kansas, university of Kansas medical center, and Wichita state university.

(11) The provisions of this subsection (g) shall not apply to:

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

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

(C) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state

board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection (g); or

(D) any account of the Kansas educational building fund or the state institutions building fund.

(12) Each amount transferred from any special revenue fund of any state agency, including any regents agency, to the state general fund pursuant to this subsection (g), is transferred 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.

(13) On or after July 1, 2006, notwithstanding the provisions of K.S.A. 75-4209 and amendments thereto or any other statute, upon specific authorization in an appropriation act of the legislature, the pooled money investment board is authorized and directed to loan an amount of not more than \$6,000,000 to the state general fund to provide financing for any additional amounts required above the moneys otherwise provided by law to repay amounts provided by law to finance the cost of the 27th payroll chargeable to the fiscal year 2006 and to provide for an adequate reserve in the 27th payroll adjustment account. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for such loan. Such loan shall not bear interest and shall not be deemed to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas.

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

HealthWave	
For the fiscal year ending June 30, 2006.....	\$2,000,000
Medicaid	
For the fiscal year ending June 30, 2006.....	\$3,000,000
Immunization outreach	
For the fiscal year ending June 30, 2006.....	\$500,000

(i) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$40,789,636 from the social welfare fund of the department of social and rehabilitation services to the social welfare fund of the department of administration.

(j) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$187,500 from the other state fees fund of the department of social and rehabilitation services to the other state fees fund of the department of administration.

(k) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$803,875,736 from the medical assistance federal fund of the department of social and rehabilitation services to the medical assistance federal fund of the department of administration.

(l) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$536,685 from the other federal grants and assistance fund of the department of social and rehabilitation services to the other federal grants and assistance fund of the department of administration.

(m) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$45,324,484 from the children's health insurance federal fund of the department of social and rehabilitation services to the children's health insurance federal fund of the department of administration.

(n) On July 1, 2005, or as soon thereafter as moneys are available during the fiscal year ending June 30, 2006, the director of accounts and reports shall transfer \$44,737,733 from the health care access improvement fund of the department of social and rehabilitation services to the health care access improvement fund of the department of administration.

(o) (1) During the fiscal year ending June 30, 2006, 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, the secretary of social and rehabilitation services may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the department of social and rehabilitation services to the appropriate account of the state general fund or special revenue fund of the department of administration for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of social and rehabilitation services and department of social and rehabilitation services to the director of health policy and finance and the division of health policy and finance within the department of administration on July 1, 2005, pursuant to 2005 House Substitute for Senate Bill No. 272.

(2) During the fiscal year ending June 30, 2006, 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, the secretary of administration may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the department of administration to the appropriate account of the state general fund or special revenue fund of the department of social and rehabilitation services for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of social and rehabilitation services and department of social and rehabilitation services to the director of health policy and finance and the division of health policy and finance within the department of administration on July 1, 2005, pursuant to 2005 House Substitute for Senate Bill No. 272.

(p) In addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, to include modifications, within the federally required modifications to the medicaid management information system (MMIS), for implementation of the electronic prescriptions system (e-prescriptions) including components to provide information for non-medicaid eligible prescriptions to recipients in order to assist in access to free or reduced-cost drugs: *Provided*, That no expenditures shall be made for modification to the medicaid management information system without review by the joint committee on information technology.

Sec. 6.

GOVERNOR'S DEPARTMENT

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

Governor's department	
For the fiscal year ending June 30, 2006.....	\$61,745

Sec. 7.

LIEUTENANT GOVERNOR

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

Operations	
For the fiscal year ending June 30, 2006.....	\$4,726

Sec. 8.

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:

Central administration operations and parole and post-release supervision operations	
For the fiscal year ending June 30, 2006.....	\$407,762
Treatment and programs	
For the fiscal year ending June 30, 2006.....	\$13,641

Larned correctional mental health facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$283,668
Winfield correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$302,816
Ellsworth correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$304,519
El Dorado correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$593,709
Topeka correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$335,543
Hutchinson correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$706,843
Lansing correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$953,307
Norton correctional facility—facilities operations	
For the fiscal year ending June 30, 2006.....	\$359,911
Day reporting centers and reentry programs	
For the fiscal year ending June 30, 2006.....	\$844,263

Provided, That all expenditures from the day reporting centers and reentry programs account shall be for the purposes of providing the required state match for receipt of local funds for reentry programs with the state match of two-thirds and a local match of one-third: *Provided further*, That all expenditures from the day reporting centers and reentry programs account shall be made pursuant to contracts which are hereby authorized to be entered into by the secretary of corrections with the counties of Sedgwick and Wyandotte and the city of Wichita for operation of such reentry programs: *And provided further*, That the secretary of corrections shall report to the joint committee on corrections and juvenile justice oversight prior to January 2006 on the status of the negotiations and plans for the reentry program and day reporting center in Wyandotte county, including a report about the cooperation and financial participation of Wyandotte county with the reentry program and with the day reporting center of the department of corrections in such county during fiscal year 2006.

(b) On June 30, 2005, of the \$13,963,028 appropriated for the above agency for the fiscal year ending June 30, 2005, by section 121(a) of chapter 123 of the 2004 Session Laws of Kansas from the state general fund in the central administration operations and parole and post-release supervision operations account, the sum of \$58,909 is hereby lapsed.

(c) On July 1, 2005, of the \$2,091,697 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129 (a) of 2005 Senate Bill No. 225, from the state general fund in the day reporting centers account, the sum of \$515,030 is hereby lapsed.

(d) On June 30, 2005, of the \$3,250,328 appropriated for the above agency for the fiscal year ending June 30, 2005, by section 147 (b) of chapter 123 of the 2004 Session Laws of Kansas from the correctional institutions building fund in the capital improvements—rehabilitation and repair of correctional institutions account, the sum of \$15,067 is hereby lapsed.

(e) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2006, for the capital improvement project or projects specified as follows:

Debt service payment for the revenue refunding bond issues.....	\$575,303
Debt service payment for the Wichita work release facility bond issue...	\$170,000
Debt service payment for the Ellsworth correctional facility at Ellsworth, Kansas	\$1,620,000
Debt service payment for the reception and diagnostic unit relocation bond issue	\$1,336,000
Debt service payment for the Topeka and Lansing correctional facility bond issue	\$1,018,000

(f) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2006, for the capital improvement project or projects specified as follows:

Debt service payment for the revenue refunding bond issues.....	\$1,689,697
Capital improvements—rehabilitation and repair of correctional institutions.....	\$3,246,170

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2006 from the capital improvements—rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction of the secretary of corrections to be expended during fiscal year 2006 by the institution or facility for capital improvement projects and for security improvement projects including acquisition of security equipment.

(g) On July 1, 2005, the capital improvements—rehabilitation, remodeling, renovation and repair of correctional institutions account of the correctional institutions building fund is hereby redesignated as the capital improvements—rehabilitation and repair of correctional institutions account of the correctional institutions building fund.

(h) On July 1, 2005, the day reporting center account of the state general fund of the department of corrections, as designated by section 129(f) of 2005 Senate Bill No. 225, is hereby redesignated as the day reporting centers and reentry programs account of the state general fund of the department of corrections.

Sec. 9.

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:

Kansas neurological institute—operating expenditures	
For the fiscal year ending June 30, 2006.....	\$715,925
Larned state hospital—operating expenditures	
For the fiscal year ending June 30, 2005.....	\$493,984
For the fiscal year ending June 30, 2006.....	\$2,243,622
Larned state hospital—sexual predator treatment	
For the fiscal year ending June 30, 2005.....	\$78,000
For the fiscal year ending June 30, 2006.....	\$1,942,461
Osawatomie state hospital—operating expenditures	
For the fiscal year ending June 30, 2006.....	\$582,831
Parsons state hospital and training center—operating expenditures	
For the fiscal year ending June 30, 2005.....	\$693
For the fiscal year ending June 30, 2006.....	\$660,193
Rainbow mental health facility—operating expenditures	
For the fiscal year ending June 30, 2006.....	\$154,208
Youth services aid and assistance	
For the fiscal year ending June 30, 2005.....	\$3,852,219
For the fiscal year ending June 30, 2006.....	\$23,507,835
Cash assistance	
For the fiscal year ending June 30, 2005.....	\$100,000
For the fiscal year ending June 30, 2006.....	\$1,700,000
Community based services	
For the fiscal year ending June 30, 2006.....	\$193,690
Other medical assistance	
For the fiscal year ending June 30, 2005.....	\$12,585,000

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

Children's cabinet early childhood discretionary grant program	
For the fiscal year ending June 30, 2006.....	\$5,451

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 111(b) of 2005 Senate Bill No. 225 on the Rainbow mental health facility fee fund is hereby increased from \$975,939 to \$1,005,558.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2005, by section 38(d) of 2005 Senate Bill No. 225 on the social welfare fund is hereby increased from \$59,418,068 to \$69,690,032.

(e) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 111(b) of 2005 Senate Bill No. 225 on the social welfare fund is hereby decreased from \$73,404,396 to \$27,076,827.

(f) On the effective date of this act, of the \$342,000 appropriated for the above agency for the fiscal year ending June 30, 2005, by section 24(a) of chapter 184 of the 2004 Session Laws of Kansas from the state general fund in the community based services account, the sum of \$58,910 is hereby lapsed.

(g) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 111 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, for activities related to an analysis of programs related to low-cost or no-cost practices for prevention and social policy: *Provided*, That this analysis should include an investigation of potential funding sources: *Provided further*, That the secretary of social and rehabilitation services shall report to the legislature in January of 2006 on the results and findings derived from this analysis.

(h) On July 1, 2005, the position limitation established by section 146(a)

of 2005 Senate Bill No. 225 for the Larned state hospital is hereby increased from 798.20 to 940.20.

(i) On July 1, 2005, of the \$96,608,245 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(a) of 2005 Senate Bill No. 225 from the state general fund in the state operations account, the sum of \$13,154,158 is hereby lapsed.

(j) (1) On July 1, 2005, of the \$14,181,675 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(a) of 2005 Senate Bill No. 225 from the state general fund in the children's health insurance account, the sum of \$13,965,271 is hereby lapsed.

(2) On July 1, 2005, the appropriation of the unencumbered balance in the children's health insurance account of the department of social and rehabilitation services in excess of \$100 as of June 30, 2005, for the above agency for the fiscal year ending June 30, 2006, by section 111(a) of 2005 Senate Bill No. 225 from the state general fund in the children's health insurance account is hereby lapsed.

(k) (1) On July 1, 2005, of the \$426,725,237 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(a) of 2005 Senate Bill No. 225 from the state general fund in the other medical assistance account, the sum of \$375,543,603 is hereby lapsed.

(2) On July 1, 2005, the appropriation of the unencumbered balance in the other medical assistance account of the department of social and rehabilitation services in excess of \$100 as of June 30, 2005, for the above agency for the fiscal year ending June 30, 2006, by section 111(a) of 2005 Senate Bill No. 225 from the state general fund in the other medical assistance account, is hereby lapsed.

(l) (1) On July 1, 2005, the \$2,000,000 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the state general fund in the children's initiatives fund in the healthwave account, is hereby lapsed.

(2) On July 1, 2005, the appropriation of any unencumbered balance in the healthwave account of the department of social and rehabilitation services in excess of \$100 as of June 30, 2005, for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the children's initiatives fund in the healthwave account, is hereby lapsed.

(m) (1) On July 1, 2005, the \$3,000,000 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the children's initiatives fund in the medicaid account, is hereby lapsed.

(2) On July 1, 2005, the appropriation of unencumbered balance in the Medicaid account of the department of social and rehabilitation services in excess of \$100 as of June 30, 2005, for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the children's initiatives fund in the medicaid account, is hereby lapsed.

(n) (1) On July 1, 2005, the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the children's initiatives fund in the immunization outreach account, is hereby lapsed.

(2) On July 1, 2005, the appropriations of unencumbered balance in the immunization outreach account of the department of social and rehabilitation services in excess of \$100 as of June 30, 2005, for the above agency for the fiscal year ending June 30, 2006, by section 111(c) of 2005 Senate Bill No. 225 from the children's initiatives fund in the immunization outreach account, is hereby lapsed.

(o) On July 1, 2005, the position limitation established for the fiscal year ending June 30, 2006, by section 146(a) of 2005 Senate Bill No. 225 for the department of social and rehabilitation services is hereby decreased from 3,981.50 to 3,848.12.

~~(p) During the fiscal year ending June 30, 2006, no moneys paid by the department of social and rehabilitation services from the mental health and retardation services aid and assistance account of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the department of social and rehabilitation services, the legislative division of post audit, or another state agency with access to its financial records upon request for such access.~~

(q) During the fiscal year ending June 30, 2006, money shall be expended by the department of social and rehabilitation services from the cash assistance account of the state general fund to maximize child care assistance dollars to serve the most children possible.

Sec. 10.

BOARD OF NURSING

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 70(a) of 2005 Senate Bill No. 225 on the board of nursing fee fund is hereby increased from \$1,494,127 to \$1,527,199.

(b) In addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund, board of nursing fee fund, gifts and grants fund, education conference fund or any other special revenue fund for fiscal year 2006 or fiscal year 2007 for the board of nursing, as authorized by section 70(a) of 2005 Senate Bill No. 225 or as authorized by this or other appropriation act of the 2005 regular session of the legislature, notwithstanding the provisions of K.S.A. 74-1106, 74-1108 or 74-1109, and amendments thereto, or any other statute, the board of nursing shall make expenditures for fiscal year 2006 and fiscal year 2007 to pay for the costs of completing a clinical curriculum that meets the clinical component requirements in K.A.R. 60-1-104 and 60-2-105, and amendments thereto, for licensure as a registered nurse, for each of the 58 persons enrolled in the Excelsior College Associate Degree Registered Nurse program prior to February 16, 2005: *Provided*, That all such expenditures by the board of nursing from such funds for fiscal year 2006 and fiscal year 2007 to pay for the costs of completing such clinical programs shall be for payments to postsecondary educational institutions or proprietary schools, as defined by K.S.A. 74-3201b and amendments thereto, which are located in Kansas for clinical programs offered in Kansas.

Sec. 11.

DEPARTMENT ON AGING

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

Administration	
For the fiscal year ending June 30, 2006.....	\$9,361
Administration—assessments	
For the fiscal year ending June 30, 2006.....	\$2,002
Administration—medicaid	
For the fiscal year ending June 30, 2006.....	\$41,779
Administration—older Americans act match	
For the fiscal year ending June 30, 2006.....	\$2,089
Nursing facilities regulation	
For the fiscal year ending June 30, 2006.....	\$50,664
Nursing facilities regulation—title XIX	
For the fiscal year ending June 30, 2006.....	\$26,658
LTC—medicaid assistance—NF	
For the fiscal year ending June 30, 2005.....	\$3,033,680
For the fiscal year ending June 30, 2006.....	\$3,499,200

(b) In addition to the other purposes for which expenditures may be made by the department of social and rehabilitation services from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 for the department of social and rehabilitation services and in addition to the other purposes for which expenditures may be made by the department of health and environment—division of health from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 for the department of health and environment—division of health, as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the secretary of social and rehabilitation services and the secretary of health and environment for fiscal year 2006 to enter into a contract with the secretary of aging, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary of aging to perform the powers, duties, functions and responsibilities prescribed by and conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary of social and rehabilitation services and the secretary of health and environment under such statute, with respect to reports of abuse, neglect

or exploitation of residents or reports of residents in need of protective services on behalf of the secretary of social and rehabilitation services or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2006: *Provided*, That, 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 fund for fiscal year 2006 for the department on aging, as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the secretary of aging for fiscal year 2006 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

Sec. 12.

KANSAS STATE SCHOOL FOR THE BLIND

(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, 2006.....	\$270,369

(b) In addition to the other purposes for which expenditures may be made by the Kansas state school for the blind from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 116 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the Kansas state school for the blind from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, (1) to pay to each person employed by the Kansas state school for the blind, as defined by K.S.A. 76-11a04 and amendments thereto, compensation for such employment at a rate that is not less than the rate of compensation that is paid to a teacher employed by unified school district no. 233, Olathe, Kansas, who has comparable or substantially the same levels of education and experience as the person employed by the Kansas state school for the blind or (2) if no such teacher is employed by such school district during that time period, then to pay compensation such person employed by the Kansas state school for the blind shall be paid compensation at a rate that is not less than the rate of compensation that would be paid to such a teacher employed by unified school district no. 233, Olathe, Kansas, during such time period.

Sec. 13.

KANSAS STATE SCHOOL FOR THE DEAF

(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, 2006.....	\$556,696

(b) In addition to the other purposes for which expenditures may be made by the Kansas state school for the deaf from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 117 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the Kansas state school for the deaf from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, (1) to pay to each person employed by the Kansas state school for the deaf, as defined by K.S.A. 76-11a04 and amendments thereto, compensation for such employment at a rate that is not less than the rate of compensation that is paid to a teacher employed by unified school district no. 233, Olathe, Kansas, who has comparable or substantially the same levels of education and experience as the person employed by the Kansas state school for the deaf, or (2) if no such teacher is employed by such school district during that time period, then to pay compensation such person employed by the Kansas state school for the deaf shall be paid compensation at a rate that is not less than the rate of compensation that would be paid to such a teacher employed by unified school district no. 233, Olathe, Kansas, during such time period.

Sec. 14.

STATE CORPORATION COMMISSION

(a) On July 1, 2005, the aggregate expenditure limitation established for the fiscal year ending June 30, 2006, by section 96(b) of 2005 Senate Bill No. 225 on expenditures from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund, in the aggregate, is hereby increased from \$15,110,676 to \$15,500,127.

(b) During the fiscal year ending June 30, 2006, the executive director of the state corporation commission, with the approval of the director of the budget, may transfer additional moneys from the conservation fee fund of the state corporation commission, which are in excess of \$400,000 prescribed by K.S.A. 2004 Supp 55-193 and amendments thereto, to the abandoned oil and gas well plugging fund of the state corporation commission: *Provided*, That the executive director of the state corporation commission shall certify each such transfer of additional moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the legislative research department.

Sec. 15.

ABSTRACTERS' BOARD OF EXAMINERS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 59(a) of 2005 Senate Bill No. 225 on the abstracters' fee fund is hereby increased from \$21,539 to \$22,161.

Sec. 16.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 63(a) of 2005 Senate Bill No. 225 on the behavioral sciences regulatory board fee fund is hereby increased from \$551,670 to \$563,908.

Sec. 17.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 76(a) of 2005 Senate Bill No. 225 on the technical professions fee fund is hereby increased from \$527,025 to \$535,810.

Sec. 18.

GOVERNMENTAL ETHICS COMMISSION

(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, 2006.....	\$12,357

(b) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 78(b) of 2005 Senate Bill No. 225 on the governmental ethics commission fee fund is hereby increased from \$136,534 to \$141,119.

Sec. 19.

HEALTH CARE STABILIZATION FUND BOARD OF GOVERNORS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 90(b) of 2005 Senate Bill No. 225 on the operating expenditures account of the health care stabilization fund is hereby increased from \$1,118,907 to \$1,148,296.

Sec. 20.

CITIZENS' UTILITY RATEPAYER BOARD

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 97(a) of 2005 Senate Bill No. 225 on the utility regulatory fee fund is hereby increased from \$716,093 to \$729,941.

Sec. 21.

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:

Aviation research debt service	
For the fiscal year ending June 30, 2005.....	\$123,480

(b) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006

which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 22.

UNIVERSITY OF KANSAS

(a) On the effective date of this act, the director of accounts and reports shall transfer \$22,990 from the faculty of distinction matching fund to the state general fund.

(b) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 23.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) On July 1, 2005, the limitation established by section 165(f) of 2005 Senate Bill No. 225 on the amount that may be expended for the capital improvement project to construct the ambulatory care facility at the university of Kansas medical center from the moneys received from the issuance of bonds for such capital improvement project pursuant to such subsection, is hereby increased from \$42,000,000, 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, to \$53,000,000, 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.

(b) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 24.

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, 2006.....	\$144,727
Mathematics and science teacher service scholarship program	
For the fiscal year ending June 30, 2006.....	\$250,000
Regents 27th pay period	
For the fiscal year ending June 30, 2006.....	\$12,972,577

Provided, That the state board of regents shall transfer an amount of moneys from the regents 27th pay period account of the state general fund to the 27th pay period account of the state general fund of each state educational institution under the control and supervision of the state board of regents, which account shall be established by such state educational institution for this purpose: *Provided further*, That the moneys transferred to the 27th pay period account of the state general fund of a state educational institution shall be used solely to finance the amount required to be paid from the state general fund by such

state educational institution for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of such state educational institution.

(b) On July 1, 2005, the position limitation established by section 146 (a) of 2005 Senate Bill No. 225 for the state board of regents is hereby increased from 56.50 to 57.50.

(c) In addition to the other purposes for which expenditures may be made by the state board of regents from the moneys appropriated from the state general fund in the teachers scholarship program account, from the teacher scholarship program fund, and from the teacher scholarship repayment fund for fiscal year 2006 as authorized by section 128 of the 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, notwithstanding the provisions of the teacher service scholarship program, K.S.A. 74-32,101et seq., and amendments thereto, expenditures may be made by the state board of regents from the moneys appropriated from the state general fund in the teachers scholarship program account from the teacher scholarship program fund, or from the teacher scholarship repayment fund for fiscal year 2006 for scholarships to students attending Washburn university of Topeka who qualify under guidelines prescribed for the teacher service scholarship program on the same basis as students attending a state educational institution, as defined by K.S.A. 76-711, and amendments thereto.

Sec. 25.

KANSAS STATE UNIVERSITY

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 26.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 27.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 28.

EMPORIA STATE UNIVERSITY

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state

general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 29.

FORT HAYS STATE UNIVERSITY

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 30.

PITTSBURG STATE UNIVERSITY

(a) During the fiscal year ending June 30, 2006, upon receipt of a transfer of moneys for the 27th payroll chargeable to fiscal year 2006 which is transferred from the regents 27th pay period account of the state general fund of the state board of regents, the above agency shall establish a 27th pay period account within the state general fund and credit the amount of such transfer to the 27th pay period account: *Provided*, That such amount is hereby appropriated for the above agency from the state general fund in the 27th pay period account for fiscal year 2006: *Provided further*, That all expenditures from the 27th pay period account of the state general fund of the above agency shall be for the 27th payroll chargeable to fiscal year 2006 for the officers and employees of the above agency.

Sec. 31.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 94(c) of 2005 Senate Bill No. 225 on the agency operations account of the Kansas public employees retirement fund is hereby increased from \$6,927,750 to \$7,091,700.

(b) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 94(d) of 2005 Senate Bill No. 225 on the agency operations account of the non-retirement administration fund is hereby increased from \$145,318 to \$149,469.

(c) On the effective date of this act, the amount of \$1,654,514 authorized by section 26(b) of 2005 Senate Bill No. 225 to be transferred by the director of accounts and reports from the Kansas endowment for youth fund of the Kansas public employees retirement system to the state general fund on June 30, 2005, is hereby increased to \$2,030,471.

Sec. 32.

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, 2006.....	\$506,906

(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:

Hazmat fee fund	
For the fiscal year ending June 30, 2005.....	No limit
For the fiscal year ending June 30, 2006.....	No limit

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 100(b) of 2005 Senate Bill No. 225

on the division of vehicles operating fund is hereby increased from \$40,404,963 to \$41,020,308.

Sec. 33.

KANSAS RACING AND GAMING COMMISSION

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 102(a) of 2005 Senate Bill No. 225 on the state racing fund is hereby increased from \$2,754,564 to \$2,827,801.

Sec. 34.

DEPARTMENT OF WILDLIFE AND PARKS

(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, 2006..... \$755,082

(b) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 143(b) of 2005 Senate Bill No. 225 on the parks fee fund is hereby decreased from \$6,235,724 to \$6,109,235.

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 143(b) of 2005 Senate Bill No. 225 on the wildlife fee fund is hereby increased from \$18,392,724 to \$18,882,421.

(d) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 143(b) of 2005 Senate Bill No. 225 on the boating fee fund is hereby increased from \$690,710 to \$715,658.

(e) In addition to the other purposes for which expenditures may be made by the department of wildlife and parks from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 for the department of wildlife and parks, as authorized by this or other appropriation act of the 2005 regular session of the legislature, the secretary of wildlife and parks shall make expenditures for fiscal year 2006 in an amount of not less than \$6,000 to provide for the maintenance, feed and care of the bison herd located in Crawford county, Kansas.

(f) On and after the effective date of this act, during the fiscal year ending June 30, 2005, and during the fiscal year ending June 30, 2006, no expenditures shall be made from any moneys appropriated for the department of wildlife and parks or any other state agency from the state general fund or any special revenue fund for fiscal year 2005 and fiscal year 2006 by chapter 123 or 184 of the 2004 Session Laws of Kansas or by 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature for the acquisition, operation, or maintenance of the Circle K Ranch except upon specific authorization of such acquisition, operation or maintenance in an appropriation act of the legislature enacted into law.

(g) During the fiscal year ending June 30, 2006, in addition to the other purposes for which expenditures may be made from the department access road fund for fiscal year 2006, as authorized by section 174(c) of 2005 Senate Bill No. 225, notwithstanding the provisions of any other statute, the secretary may make expenditures from the department access road fund for fiscal year 2006 for operating expenditures which may be paid from the parks fee fund for fiscal year 2006 for which there are insufficient moneys available for expenditure in the parks fee fund for fiscal year 2006.

(h) The secretary of wildlife and parks is hereby directed, after authorizing expenditures from the department access road fund or the bridge maintenance fund for the purpose of paying operating expenditures other than capital improvement projects, to pledge when sufficient funds are available on or after June 30, 2006, in the parks fee fund, to repay from the parks fee fund any and all amounts expended for fiscal year 2005 or fiscal year 2006 from the department access road fund or the bridge maintenance fund for the purpose of paying operating expenditures other than capital improvements.

(i) On the effective date of this act, the director of accounts and reports shall transfer \$170,000 from the state general fund to the bridge maintenance fund of the department of wildlife and parks in order to reverse a transfer out of BEST savings during the fiscal year ending June 30, 2005.

(j) Notwithstanding the provisions of K.S.A. 68-416, and amendments

thereto, or of any other provisions of law to the contrary, expenditures may be made from the department access road fund for salaries and wages and other operating expenditures of the department of wildlife and parks, including executive services, administrative services, parks and public lands, and capital improvements.

Sec. 35.

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, assistance and grants (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$63,330

Sec. 36.

DEPARTMENT OF HEALTH AND ENVIRONMENT—
DIVISION OF HEALTH

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

Ryan White matching funds	
For the fiscal year ending June 30, 2006.....	\$50,000
<i>Provided</i> , That funding from this account shall be for one fiscal year only.	
Breast cancer screening program	
For the fiscal year ending June 30, 2006.....	\$230,000
Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$160,965

(b) In addition to the other purposes for which expenditures may be made by the department of health and environment—division of health from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 108 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of health and environment—division of health from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, for activities related to an analysis of programs related to low-cost or no-cost practices for prevention and social policy: *Provided*, That this analysis should include an investigation of potential funding sources: *Provided further*, That the secretary of health and environment shall report to the legislature in January of 2006 on the results and findings derived from this analysis.

(c) In addition to the other purposes for which expenditures may be made by the department of health and environment—division of health from any state general fund or special revenue fund for fiscal year 2006 as authorized by 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of health and environment—division of health from the state general fund or special revenue funds for fiscal year 2006 for activities to address issues related to duplications in regulation of child care facilities and foster homes and to address the availability of foster care placements: *Provided*, That the agency shall work jointly with the department of social and rehabilitation services: *Provided further*, That the agency shall make a report to the 2006 legislature on success, outcomes and resolutions related to these activities.

(d) In addition to the other purposes for which expenditures may be made by the department of health and environment—division of health from any state general fund or special revenue fund for fiscal year 2006 as authorized by 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of health and environment—division of health from the state general fund or special revenue funds for fiscal year 2006 for the creation of a task force to develop strategies to increase access to affordable dental services for low-income adults: *Provided*, That the task force shall include in its considerations issues related to the supply of dental providers in the state: *Provided further*, That any legislative members of this task force shall receive standard legislative compensation, mileage and reimbursement from funds appropriated to the legislature: *And provided further*, That non-legislative members shall not receive compensation, mileage or reimbursement: *And provided further*, That the task force shall make a report to the 2006 legislature.

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

Smoking prevention	
For the fiscal year ending June 30, 2006.....	\$500,000

Provided, That the above agency shall conduct a competitive bidding process for distributing grants from all moneys appropriated in the smoking prevention account of the children's initiatives fund by this section or by section 108(c) of 2005 Senate Bill No. 225.

(f) On July 1, 2005, or as soon thereafter as moneys are available the director of accounts and reports shall transfer \$375,000 from the state general fund to the children's initiatives fund.

(g) On January 1, 2006, the position limitation established for the fiscal year ending June 30, 2006, by section 146(a) of 2005 Senate Bill No. 225 for the department of health and environment—division of health is hereby decreased from 418.00 to 415.00.

(h) On January 1, 2006, the appropriation of all moneys credited to and available in the health care database fee fund for the fiscal year ending June 30, 2006, by section 108(b) of 2005 Senate Bill No. 225 is hereby lapsed.

Sec. 37.

DEPARTMENT OF HEALTH AND ENVIRONMENT—
DIVISION OF ENVIRONMENT

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

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$263,481

(b) In addition to the other purposes for which expenditures may be made by the department of health and environment—division of environment from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 109 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the department of health and environment—division of environment from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, to make and transmit additional copies of certifications to be made in accordance with this subsection: *Provided*, That the secretary of health and environment shall transmit a copy of each certification made to the director of accounts and reports about each transfer of any part of any item of appropriation for fiscal year 2006 from the state water plan fund for the department of health and environment—division of environment to another item of appropriation for fiscal year 2006 from the state water plan fund for the state conservation commission that is made pursuant to the provisions of section 109(d) of 2005 Senate Bill No. 225 to the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means: *Provided further*, That the transmitting of the copies of each such certification pursuant to this subsection shall be in addition to the transmitting of the copy of each such certification to the director of the legislative research department required by section 109(d) of 2005 Senate Bill No. 225.

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

Contamination remediation	
For the fiscal year ending June 30, 2006.....	\$200,000
Use attainability analyses	
For the fiscal year ending June 30, 2006.....	\$300,000

(d) In addition to the other purposes for which expenditures may be made by the department of health and environment—division of environment from the contamination remediation account or the use attainability analyses account, or both, of the state water plan fund for fiscal year 2005 and fiscal year 2006 as authorized by section 99 of chapter 123 of the 2004 Session Laws of Kansas or section 109 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the above agency from such accounts of the state water plan fund for fiscal year 2005 and fiscal year 2006 for additional landfill site analyses after the secretary of health and environment has certified such purpose and need to the governor therefor: *Provided*, That aggregate expenditures for such purpose from

such accounts of the state water plan fund for fiscal year 2005 or fiscal year 2006 shall not exceed \$50,000.

Sec. 38.

STATE FIRE MARSHAL

(a) The director of accounts and reports shall not make the transfer of \$225,000 from the fire marshal fee fund of the office of the state fire marshal to the hazardous materials emergency fund of the office of the state fire marshal which was authorized to be made on certification of the director of the budget on and after the effective date of 2005 Senate Bill No. 225 by section 48(a) of 2005 Senate Bill No. 225: *Provided*, That the state fire marshal shall have authority to transfer funds from the hazardous materials emergency fund to the fire marshal fee fund in order to fund agency operating expenditures.

(b) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 132(a) of 2005 Senate Bill No. 225 on the fire marshal fee fund is hereby increased from \$3,264,893 to \$3,349,863.

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 132(a) of 2005 Senate Bill No. 225 on the hazardous material program fund is hereby increased from \$426,920 to \$432,249.

(d) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 132(a) of 2005 Senate Bill No. 225 on the liquified petroleum gas fee fund is hereby increased from \$151,197 to \$154,246.

Sec. 39.

DEPARTMENT OF COMMERCE

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

Kansas commission on disability concerns	
For the fiscal year ending June 30, 2006.....	\$6,149

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

Operating grant (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$178,000

Sec. 40.

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, 2006.....	\$7,997

Sec. 41.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 65(a) of 2005 Senate Bill No. 225 on the cosmetology fee fund is hereby increased from \$737,008 to \$751,948.

Sec. 42.

JUVENILE JUSTICE AUTHORITY

(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, 2005.....	\$900,000
For the fiscal year ending June 30, 2006.....	\$1,167,238
Kansas juvenile correctional complex facility operations	
For the fiscal year ending June 30, 2006.....	\$647,835
Atchison juvenile correctional facility operations	
For the fiscal year ending June 30, 2006.....	\$118,338
Beloit juvenile correctional facility operations	
For the fiscal year ending June 30, 2006.....	\$106,504
Larned juvenile correctional facility operations	
For the fiscal year ending June 30, 2006.....	\$181,380

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year or years specified and for the capital improvement project or projects specified, the following:

Capital improvements—rehabilitation, remodeling, renovation and repair
 For the fiscal year ending June 30, 2005..... \$1,204,192

Provided, That expenditures may be made from the capital improvements—rehabilitation, remodeling, renovation and repair account for fiscal year 2005 for rehabilitation and repair projects within the juvenile justice authority only 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 and acting after receiving the recommendations of the joint committee on state building construction.

For the fiscal year ending June 30, 2006..... \$680,000

Provided, That expenditures may be made from the capital improvements—rehabilitation, remodeling, renovation and repair account for fiscal year 2006 for rehabilitation and repair projects within the juvenile justice authority only 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 and acting after receiving the recommendations of the joint committee on state building construction.

Install backup generator Topeka juvenile correctional facility
 For the fiscal year ending June 30, 2005..... \$41,000

Debt service—Topeka complex and Larned juvenile correctional facility
 For the fiscal year ending June 30, 2005..... \$2,006,181
 For the fiscal year ending June 30, 2006..... \$1,795,000

(c) In addition to the other purposes for which expenditures may be made by the juvenile justice authority from the prevention program grant account of the children’s initiatives fund for fiscal year 2005 as authorized by section 122(b) of chapter 123 of the 2004 Session Laws of Kansas and for fiscal year 2006 as authorized by section 130(b) of 2005 Senate Bill No. 225, expenditures may be made by the above agency from the prevention program grant account of the children’s initiatives fund for fiscal years 2005 and 2006 for core services and graduated sanctions.

(d) On July 1, 2005, of the \$1,129,994 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 130(a) of 2005 Senate Bill No. 225 from the state general fund in the management information systems account, the sum of \$7,821 is hereby lapsed.

Sec. 43.

KANSAS PAROLE BOARD

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

Parole from adult correctional institutions
 For the fiscal year ending June 30, 2006..... \$13,727

Sec. 44.

BOARD OF ACCOUNTANCY

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 60(a) of 2005 Senate Bill No. 225 on the board of accountancy fee fund is hereby increased from \$273,442 to \$278,372.

Sec. 45.

KANSAS BOARD OF BARBERING

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 62(a) of 2005 Senate Bill No. 225 on the board of barbering fee fund is hereby increased from \$132,790 to \$135,722.

Sec. 46.

STATE BOARD OF MORTUARY ARTS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 68(a) of 2005 Senate Bill No. 225 on the mortuary arts fee fund is hereby increased from \$242,623 to \$248,127.

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, 2005..... \$50,000
 For the fiscal year ending June 30, 2006..... \$166,675
 Disaster relief
 For the fiscal year ending June 30, 2006..... \$3,500,000

Provided, That any unencumbered balance in the operations account in excess of \$100 as of June 30, 2005, is hereby reappropriated for fiscal year 2006. In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appro-

priated from the state general fund or from any special revenue fund for fiscal year 2006 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006, notwithstanding the provisions of K.S.A. 48-205 and amendments thereto or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law: *Provided further*, That the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *And provided further*, That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2006 made by this or other appropriation act of the 2005 regular session of the legislature.

(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:

General fees fund	
For the fiscal year ending June 30, 2006.....	No limit
Comprehensive armory construction and rehabilitation fund	
For the fiscal year ending June 30, 2007.....	No limit
For the fiscal year ending June 30, 2008.....	No limit
For the fiscal year ending June 30, 2009.....	No limit

Provided, That the adjutant general is hereby authorized to make expenditures from the comprehensive armory construction and rehabilitation fund for capital improvement projects for acquisition, construction, equipping, furnishing, renovation, reconstruction and repair of armories or for payment of debt service on revenue bonds issued to finance such projects: *Provided further*, That the adjutant general may make expenditures from this fund for the payment of debt service on revenue bonds issued to finance such projects: *And provided further*, That prior to the issuance of any bonds authorized by this section or making first expenditure from this fund for any such capital improvement project, the adjutant general shall pursue the availability of alternative funding from local, state, federal and private funding sources for all or part of the costs of such capital improvement project and shall report to the state finance council concerning such capital improvement project and the proposed issuance of bonds for such project: *And provided further*, That such report to the state finance council shall specifically include information about the proposed utilization of bond proceeds for such capital improvement project and the availability and use of other sources including local, state, federal and private funds for such project: *And provided further*, That capital improvement projects for the acquisition, construction, equipping, furnishing, renovation, reconstruction and repair of armories are hereby approved for the adjutant general for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of one or more series of revenue bonds by the Kansas development finance authority in accordance with that statute, except that no bonds shall be issued for any 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 by subsection (c) of K.S.A. 75-3711c and amendments thereto, except that approval by the state finance council may be given when the legislature is in session: *And provided further*, That the aggregate amount of all such revenue bonds issued shall not exceed \$9,000,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for one or more of such capital improvement projects and any required reserves for payment of principal and interest on any such bonds: *And provided further*, That bonds authorized to be issued pursuant to this section shall not exceed (1) the amount of \$3,000,000 for the fiscal year ending June 30, 2007, (2) the amount of \$3,000,000 for the fiscal year ending June 30, 2008, (3) the amount of \$3,000,000 for the fiscal year ending June 30, 2009: *And provided further*, That all moneys received from issuance of any such bonds shall be deposited in the state treasury and credited to this fund.

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006 as authorized by section 131 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006 to adopt policies and procedures for the administration and implementation of the payment of a death benefit in the amount of \$125,000 to the beneficiary or beneficiaries of each member of the Kansas national guard who, after November 1, 2004, dies as a result of federal active duty in a combat area in the line of duty, which death benefit is hereby authorized to be paid to the beneficiary or beneficiaries of such member pursuant to this subsection from an allocation to the adjutant general from the state emergency fund made by the state finance council

for such purpose pursuant to this subsection: *Provided*, That such death benefit shall not be payable in any such case if such member dies as a result of committing suicide: *Provided further*, That such death benefit shall be in addition to all other benefits provided to members of the Kansas national guard: *And provided further*, That, if such member has not designated one or more beneficiaries in accordance with the policies and procedures adopted by the adjutant general for such death benefit pursuant to this subsection, then a death benefit payable for such member's death pursuant to this subsection shall be paid into such member's estate and shall be disbursed or otherwise distributed as provided by law as part of such estate: *And provided further*, That the payment of a death benefit pursuant to this subsection shall be subject to 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 shall be by unanimous vote of all of the members of the state finance council: *And provided further*, That the payment of a death benefit pursuant to this subsection shall be made by the adjutant general from the allocation to the adjutant general from the state emergency fund by the state finance council for such purpose pursuant to this subsection: *And provided further*, That, upon a determination by the director of the budget that the unencumbered balance in the state emergency fund is insufficient to pay a death benefit pursuant to this subsection during fiscal year 2006, the director of the budget shall certify that determination to the director of accounts and reports and, at the same time, the director of the budget shall transmit a copy of such certification to the director of the legislative research department: *And provided further*, That, upon receipt of such certification by the director of the budget, the director of accounts and reports shall transfer an amount equal to the insufficient amount from the state general fund to the state emergency fund, except that the total of all amounts transferred during fiscal year 2006 pursuant to this section and all amounts transferred during fiscal year 2006 pursuant to subsection (b) of K.S.A. 2004 Supp. 75-3712, and amendments thereto, shall not exceed \$10,000,000.

(d) (1) There is appropriated for the above agency from the state general fund as a death benefit for Kansas national guard members who died as a result of federal active duty in a combat area, to the following national guard members' beneficiaries for the fiscal year or years specified, the following:

Janet K. Wisdom
915 N. 5th
Atchison, KS 66002

For the fiscal year ending June 30, 2006..... \$125,000

Provided, That any unencumbered balance in the Janet K. Wisdom, 915 N. 5th Atchison, KS 66002 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

Kristy A. Clary
3307 Newport RD
St. Joseph, MO 64505

For the fiscal year ending June 30, 2006 \$125,000

Provided, That any unencumbered balance in the Kristy A. Clary, 3307 Newport RD, St. Joseph, MO 64505 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

(2) The director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this subsection (d), upon vouchers duly executed by the adjutant general directed to pay the amounts specified to the claimants or their legal representatives or duly authorized agents, as provided by law.

Sec. 48.

KANSAS HIGHWAY PATROL

(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, 2006..... \$1,054,317

(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:

Homeland security 2005—federal fund	
For the fiscal year ending June 30, 2005.....	No limit
For the fiscal year ending June 30, 2006.....	No limit
Homeland security 2006—federal fund	
For the fiscal year ending June 30, 2006.....	No limit
Highway patrol operations fund	
For the fiscal year ending June 30, 2006.....	\$1,041,445

(c) On July 1, 2005, October 1, 2005, January 1, 2006, and April 1, 2006, the director of accounts and reports shall transfer \$260,361.25 from the state highway fund of the department of transportation to the Kansas highway patrol operations fund of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2006 and notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2006 for support and maintenance of the Kansas highway patrol.

(d) In addition to the other purposes for which expenditures may be made by the Kansas highway patrol from the moneys appropriated from the federal forfeiture fund of the Kansas highway patrol for the fiscal year 2006 as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the Kansas highway patrol from moneys appropriated from the federal forfeiture fund of the Kansas highway patrol for the fiscal year 2006 to finance a capital improvement project to construct, equip, and furnish an airplane hangar in Topeka, Kansas, provided that no expenditures for the capital improvement project for the construction of an airplane hangar in Topeka, Kansas, shall be made 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 by subsection (c) of K.S.A. 75-3711c and amendments thereto: *Provided, however,* That, prior to approval by the state finance council of expenditures for such capital improvement project, a plan for expenditures shall be reviewed by the joint committee on state building construction and a recommendation made to the state finance council regarding such project: *And provided further,* That the aggregate amount shall not exceed \$1,500,000.

Sec. 49.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(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, 2006.....	\$772,866

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 135 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, to provide for a 7.5% base salary increase for each Kansas bureau of investigation agent, to be effective on the first day of the first payroll period which is chargeable to the fiscal year ending on June 30, 2006: *Provided,* That such increase shall be in addition to any salary increase that is received by all state employees for the year ending June 30, 2006.

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 135(b) of 2005 Senate Bill No. 225 on the private detective fee fund of the Kansas bureau of investigation is hereby increased from \$74,433 to \$76,589.

Sec. 50.

KANSAS SENTENCING COMMISSION

(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, 2006.....	\$18,212

(b) On the effective date of this act, of the \$5,291,441 appropriated for

the above agency for the fiscal year ending June 30, 2005, by section 129(a) of chapter 123 of the 2004 Session Laws of Kansas from the state general fund in the substance abuse treatment programs account, the sum of \$1,000,000 is hereby lapsed.

Sec. 51.

EMERGENCY MEDICAL SERVICES BOARD

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 136(a) of 2005 Senate Bill No. 225 on the emergency medical services operating fund of the emergency medical services board is hereby increased from \$1,067,981 to \$1,091,859.

Sec. 52.

DEPARTMENT OF TRANSPORTATION

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 145(b) of 2005 Senate Bill No. 225 on the agency operations account of the state highway fund of the department of transportation is hereby increased from \$245,174,432 to \$250,116,676.

Sec. 53.

SECRETARY OF STATE

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

Constitutional amendment—printing

For the fiscal year ending June 30, 2005..... \$70,586

(b) Notwithstanding the provisions of K.S.A. 45-107, 75-436, 77-430, and 77-431, and amendments thereto, for the fiscal year ending June 30, 2006, all moneys received by the secretary of state from the sale and delivery, including postage and handling, of the Session Laws of Kansas, the Kansas Administrative Regulations and supplements to the Kansas Administrative Regulations shall be deposited in the state treasury to the credit of the information and services fee fund of the secretary of state.

(c) Notwithstanding the provisions of K.S.A. 75-436, and amendments thereto, for the fiscal year ending June 30, 2006, all moneys received by the secretary of state from the delivery, including postage and handling, of bound volumes of the Kansas Statutes Annotated and supplements to the Kansas Statutes Annotated and volumes of the permanent journals of the senate and house of representatives shall be deposited in the state treasury to the credit of the information and services fee fund of the secretary of state.

Sec. 54.

INSURANCE DEPARTMENT

(a) On July 1, 2005, the amount of \$1,000,000 authorized by section 89(c) of 2005 Senate Bill No. 225 to be transferred by the director of accounts and reports from the insurance department service regulation fund to the state general fund is hereby decreased to \$500,000.

Sec. 55.

STATE BOARD OF TAX APPEALS

(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, 2006..... \$42,218

Sec. 56.

OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 75(a) of 2005 Senate Bill No. 225 on the securities act fee fund is hereby increased from \$2,341,010 to \$2,474,137.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 75(a) of 2005 Senate Bill No. 225 on the securities act fee fund is hereby increased from \$2,387,115 to \$2,456,597.

Sec. 57.

STATE LIBRARY

(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, 2006..... \$40,895
Sec. 58.

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:

Operating expenditures
For the fiscal year ending June 30, 2006..... \$9,309
Sec. 59.

DEPARTMENT OF LABOR

(a) In addition to the other purposes for which expenditures may be made by the above agency from the employment security administration fund for fiscal year 2006, expenditures may be made by the above agency from the employment security administration fund for fiscal year 2006 from moneys made available to the state under section 903(d) of the federal social security act, as amended: *Provided*, That expenditures from this fund during fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, may be made for the following purposes: To upgrade the unemployment insurance call center's telephone system: *Provided further*, That expenditures from this fund for fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, for such purposes shall not exceed \$876,906: *And provided further*, That all expenditures from this fund for any such purpose or project shall be in addition to any expenditure limitation imposed on the employment security administration fund for fiscal year 2006.

(b) 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, 2006..... \$7,661

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 106(b) of 2005 Senate Bill No. 225 on the workmen's compensation fee fund is hereby increased from \$11,373,866 to \$11,659,323.

(d) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 106(b) of 2005 Senate Bill No. 225 on the federal indirect cost offset fund is hereby increased from \$351,715 to \$363,165.

Sec. 60.

STATE BANK COMMISSIONER

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 61(a) of 2005 Senate Bill No. 225 on the bank commissioner fee fund is hereby increased from \$6,634,368 to \$6,819,749.

Sec. 61.

STATE DEPARTMENT OF CREDIT UNIONS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 66(a) of 2005 Senate Bill No. 225 on the credit union fee fund is hereby increased from \$933,062 to \$959,063.

Sec. 62.

REAL ESTATE APPRAISAL BOARD

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 73(a) of 2005 Senate Bill No. 225 on the appraiser fee fund is hereby increased from \$256,054 to \$260,629.

Sec. 63.

KANSAS REAL ESTATE COMMISSION

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 74(a) of 2005 Senate Bill No. 225 on the real estate fee fund is hereby increased from \$961,348 to \$980,431.

Sec. 64.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

(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, 2005.....	\$371,469
For the fiscal year ending June 30, 2006.....	\$1,243,355

(b) On the effective date of this act, of the \$1,922,489 appropriated for the above agency for the fiscal year ending June 30, 2005, by section 82(a) of chapter 123 of the 2004 Session Laws of Kansas from the state general fund in the capital defense operations account, the sum of \$204,708 is hereby lapsed.

(c) On July 1, 2005, of the \$6,845,663 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 92(a) of 2005 Senate Bill No. 225 from the state general fund in the assigned counsel expenditures account, the sum of \$645,663 is hereby lapsed.

(d) On July 1, 2005, of the \$1,837,112 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 92(a) of 2005 Senate Bill No. 225 from the state general fund in the capital defense operations account, the sum of \$292,379 is hereby lapsed.

Sec. 65.

KANSAS HUMAN RIGHTS COMMISSION

(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, 2006.....	\$241,543

(b) On July 1, 2005, the position limitation established by section 146(a) of 2005 Senate Bill No. 225 for the Kansas human rights commission is hereby increased from 36.00 to 40.00.

Sec. 66.

STATE BOARD OF HEALING ARTS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 64(a) of 2005 Senate Bill No. 225 on the healing arts fee fund is hereby increased from \$2,585,367 to \$2,639,456.

Sec. 67.

KANSAS DENTAL BOARD

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 67(a) of 2005 Senate Bill No. 225 on the dental board fee fund is hereby increased from \$292,304 to \$297,121.

Sec. 68.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING AIDS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 69(a) of 2005 Senate Bill No. 225 on the hearing aid board fee fund is hereby increased from \$25,802 to \$26,460.

Sec. 69.

BOARD OF EXAMINERS IN OPTOMETRY

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 71(a) of 2005 Senate Bill No. 225 on the optometry fee fund is hereby increased from \$119,214 to \$121,109.

Sec. 70.

STATE BOARD OF PHARMACY

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 72(a) of 2005 Senate Bill No. 225 on the state board of pharmacy fee fund is hereby increased from \$594,491 to \$608,731.

Sec. 71.

STATE HISTORICAL SOCIETY

(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, 2006.....	\$159,033
Kansas humanities council	
For the fiscal year ending June 30, 2006.....	\$50,000
Rehabilitation and repair projects	
For the fiscal year ending June 30, 2006.....	\$30,000

Provided, That the expenditure of \$30,000 from this account of this amount shall be allo-

cated and expended for the above agency's matching contribution to anticipated grant funding for the Grinter Place state historic site: *Provided further*, That the expenditure of \$30,000 of the above amount is contingent upon the award of \$120,000 in grant funding for the Grinter Place state historic site: *And provided further*, That on June 30, 2006, if such grant is not awarded, the amount of \$30,000 is hereby lapsed.

Sec. 72.

KANSAS COMMISSION ON VETERANS AFFAIRS

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

Operating expenditures—veterans affairs	
For the fiscal year ending June 30, 2006.....	\$61,158
Operations—state veterans cemeteries	
For the fiscal year ending June 30, 2006.....	\$12,405
Operating expenditures—Kansas soldiers' home	
For the fiscal year ending June 30, 2006.....	\$69,374
Operating expenditures—Kansas veterans' home	
For the fiscal year ending June 30, 2006.....	\$346,231

(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:

Kansas veterans memorials fund	
For the fiscal year ending June 30, 2006.....	No limit

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 107(b) of 2005 Senate Bill No. 225 on the soldiers' home fee fund is hereby increased from \$2,073,151 to \$2,116,549.

Sec. 73.

KANSAS DEPARTMENT OF AGRICULTURE

(a) In addition to the other purposes for which expenditures may be made by the Kansas department of agriculture from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 138 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the Kansas department of agriculture from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, for additional certifications to be made in accordance with this subsection: *Provided*, That the secretary of agriculture shall transmit a copy of each certification made to the director of accounts and reports about each transfer of any part of any item of appropriation for fiscal year 2006 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2006 from the state water plan fund for the Kansas department of agriculture that is made pursuant to the provisions of section 138(d) of 2005 Senate Bill No. 225 to the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means: *Provided further*, That the transmitting of the copies of each such certification pursuant to this subsection shall be in addition to the transmitting of the copy of each such certification to the director of the legislative research department required by section 138(d) of 2005 Senate Bill No. 225.

(b) 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, 2006.....	\$368,628

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

Floodplain management	
For the fiscal year ending June 30, 2006.....	\$1,921
Interstate water issues	
For the fiscal year ending June 30, 2006.....	\$6,127
Subbasin water resources management	
For the fiscal year ending June 30, 2006.....	\$13,687
Water appropriations subprogram	
For the fiscal year ending June 30, 2006.....	\$6,176

Provided, That, notwithstanding the provisions of K.S.A. 82a-951 and amendments thereto,

all moneys in the water appropriations subprogram account of the state water plan fund shall be expended for salaries and wages, including associated employer contributions.

(d) On July 1, 2005, the director of accounts and reports shall transfer \$1,075 from the state general fund to the meat and poultry inspection fee fund of the Kansas department of agriculture to finance the 27th payroll chargeable to fiscal year 2006.

(e) On July 1, 2005, the director of accounts and reports shall transfer \$746 from the state general fund to the computer services fund of the Kansas department of agriculture to finance the 27th payroll chargeable to fiscal year 2006.

(f) On July 1, 2005, the director of accounts and reports shall transfer \$2,980 from the state general fund to the agricultural chemical fee fund of the Kansas department of agriculture to finance the 27th payroll chargeable to fiscal year 2006.

(g) On July 1, 2005, the director of accounts and reports shall transfer \$13,515 from the state general fund to the food safety fund of the Kansas department of agriculture to finance the 27th payroll chargeable to fiscal year 2006.

Sec. 74.

KANSAS ANIMAL HEALTH DEPARTMENT

(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, 2006.....	\$43,117

(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:

Animal donation fund	
For the fiscal year ending June 30, 2005.....	No limit
For the fiscal year ending June 30, 2006.....	No limit

Provided, That all moneys received to reimburse the Kansas animal health department for expenditures resulting from veterinary care provided to dogs seized in Anderson county on October 12, 2004, shall be deposited in the state treasury to the credit of the animal donation fund and shall be expended from the fund for such purpose.

(c) On July 1, 2005, the director of accounts and reports shall transfer \$5,499 from the state general fund to the animal disease control fund of the Kansas animal health department to finance the 27th payroll chargeable to fiscal year 2006.

(d) On July 1, 2005, the director of accounts and reports shall transfer \$2,407 from the state general fund to the animal dealers fee fund of the Kansas animal health department to finance the 27th payroll chargeable to fiscal year 2006.

Sec. 75.

STATE CONSERVATION COMMISSION

(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, 2006.....	\$27,248

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

Watershed dam construction	
For the fiscal year ending June 30, 2006.....	\$750,000

Provided, That an amount of not to exceed \$750,000 shall be expended from the watershed dam construction account to award cost-sharing grants for the correction of any violation or condition existing in the construction, modification, operation or maintenance of a dam or other water obstruction as prescribed in K.S.A. 82a-303c, and amendments thereto: *Provided further*, That, in addition to the other purposes for which expenditures may be made by the state conservation commission from moneys appropriated from the state general fund or any special revenue fund of the state conservation commission by this or other appropriation act of the 2005 regular session of the legislature, the state conservation commission shall make expenditures from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 for the development and adoption of rules and regulations not later than March 1, 2006, to implement such program for cost-sharing grants for the correction of any violation or condition existing in the construction, modification, operation or maintenance of a dam or other water obstruction as prescribed in K.S.A. 82a-303c and amendments thereto.

Multipurpose small lakes program	
For the fiscal year ending June 30, 2006.....	\$236,333

Provided, That expenditures shall be made from the multipurpose small lakes program account for the construction of horsethief reservoir.

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

Conservation easements
 For the fiscal year ending June 30, 2006..... \$31,250

Provided, That expenditures shall be made from the conservation easements account to provide matching funds for the United States department of agriculture natural resources conservation service farm and ranch lands protection program.

Multipurpose small lakes program
 For the fiscal year ending June 30, 2006..... \$50,000

Provided, That expenditures shall be made from the multipurpose small lakes program account for the construction of horsethief reservoir.

(d) In addition to the other purposes for which expenditures may be made by the state conservation commission from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 141 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the state conservation commission from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, to make and transmit additional copies of certifications to be made in accordance with this subsection: *Provided*, That the executive director of the state conservation commission shall transmit a copy of each certification made to the director of accounts and reports about each transfer of any part of any item of appropriation for fiscal year 2006 from the state water plan fund for the state conservation commission to another item of appropriation for fiscal year 2006 from the state water plan fund for the state conservation commission that is made pursuant to the provisions of section 141(d) of 2005 Senate Bill No. 225 to the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means: *Provided further*, That the transmitting of the copies of each such certification pursuant to this subsection shall be in addition to the transmitting of the copy of each such certification to the director of the legislative research department required by section 141(d) of 2005 Senate Bill No. 225.

(e) There is appropriated for the state conservation commission from the state water plan fund for the fiscal year ending June 30, 2006, from amounts first released from amounts encumbered by the Kansas department of agriculture, the department of health and environment, the state conservation commission, the Kansas water office, or any other state agency from the state water plan fund, or any account thereof, the amount of \$300,000 for the multipurpose small lakes program of the state water plan fund of the state conservation commission; *Provided*, that expenditures shall be made from the multipurpose small lakes program account for the construction of horsethief reservoir.

Sec. 76.

KANSAS WATER OFFICE

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

Water resources operating expenditures
 For the fiscal year ending June 30, 2006..... \$46,732

(b) In addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2006, as authorized by section 142 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund for the year ending June 30, 2006, to make and transmit additional copies of certifications to be made in accordance with this subsection: *Provided*, That the director of the Kansas water office shall transmit a copy of each certification made to the director of accounts and reports about each transfer of any part of any item of appropriation for fiscal year 2006 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2006 from the state water plan fund

for the Kansas water office that is made pursuant to the provisions of section 142(d) of 2005 Senate Bill No. 225 to the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means: *Provided further*, That the transmitting of the copies of each such certification pursuant to this subsection shall be in addition to the transmitting of the copy of each such certification to the director of the legislative research department required by section 142(d) of 2005 Senate Bill No. 225.

(c) The director of the Kansas water office shall not certify on or before July 1, 2006, to the director of accounts and reports the amount equal to the aggregate amount of all of the unencumbered balances as of July 1, 2006, or as soon thereafter as moneys are available in each account of the state water plan fund of the department of health and environment, university of Kansas, Kansas department of agriculture, state conservation commission or Kansas water office which is not specifically appropriated or reappropriated for the fiscal year ending June 30, 2007, as authorized and directed by section 142(i) of 2005 Senate Bill No. 225; the director of the Kansas water office shall not determine and shall not certify to the director of accounts and reports on July 1, 2006, an amount for transfer from the state water plan fund to the water storage escrow fund to provide for the water storage unfunded liability obligation as authorized and directed by section 142(i) of 2005 Senate Bill No. 225; the director of accounts and reports shall not transfer any amount from the state water plan fund to the water storage escrow fund of the Kansas water office pursuant to section 142(i) of 2005 Senate Bill No. 225; and the provisions of section 142(i) of 2005 Senate Bill No. 225 are hereby declared to be null and void and shall have no force and effect.

(d) In addition to the other purposes for which expenditures may be made by the Kansas water office from the state general fund or any special revenue fund for fiscal year 2006 as authorized by section 134 of chapter 123 or by section 9 of chapter 184 of the 2004 Session Laws of Kansas, by section 142 of 2005 Senate Bill No. 225 or by any other appropriation act of the 2005 regular session of the legislature, expenditures shall be made by the above agency to complete a study on augmentation of the Rattlesnake creek basin and report the results of the study to the house of representatives agriculture and natural resources budget committee on or before February 1, 2006.

(e) On the effective date of this act, notwithstanding the provisions of K.S.A. 82a-1801, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$4,842,212 from the amount which was recovered by the state of Kansas from a settlement, judgment or decree in the litigation commenced in 1985 by the state of Kansas against the state of Colorado and was deposited in the state treasury to the credit of the interstate water litigation fund of the attorney general to the water conservation project reserve account of state water plan fund, which is hereby created in the state water plan fund: *Provided*, That the amount transferred to the water conservation project reserve account of state water plan fund pursuant to this subsection shall be reserved for use for water conservation projects as prescribed by subsection (a)(2) of K.S.A. 82a-1801 and amendments thereto: *Provided further*, That the state finance council shall have no authority to approve any transfer of moneys from the water conservation project reserve account of state water plan fund, to authorize or approve any expenditure of moneys from the water conservation project reserve account of state water plan fund, or to increase any expenditure limitation on the water conservation project reserve account of state water plan fund: *And provided further*, That no expenditures shall be authorized or made from the water conservation project reserve account of the state water plan fund by any state agency, except upon specific authorization therefor by appropriation act of the legislature.

(f) On the effective date of this act, notwithstanding the provisions of K.S.A. 82a-1801, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$9,684,425 from the amount which was recovered by the state of Kansas from a settlement, judgment or decree in the litigation commenced in 1985 by the state of Kansas against the state of Colorado and was deposited in the state treasury to the credit of the interstate water litigation fund of the attorney general

to the water conservation projects fund of the Kansas water office as prescribed by subsection (a)(2) of K.S.A. 82a-1801 and amendments thereto: *Provided*, That the state finance council shall have no authority to approve any transfer of moneys from the water conservation projects fund of the Kansas water office, to authorize or approve any expenditure of moneys from the water conservation projects fund of the Kansas water office, or to increase any expenditure limitation on the water conservation projects fund of the Kansas water office that would facilitate the expenditure of all or any part of the amount transferred to the water conservation projects fund of the Kansas water office pursuant to this subsection: *Provided further*, That no expenditures shall be authorized or made from the water conservation projects fund of the Kansas water office by the Kansas water office or any other state agency, except upon specific authorization therefor by appropriation act of the legislature.

Sec. 77.

STATE BOARD OF VETERINARY EXAMINERS

(a) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 77(a) of 2005 Senate Bill No. 225 on the veterinary examiners fee fund is hereby increased from \$265,837 to \$271,678.

(b) On July 1, 2005, the director of accounts and reports shall transfer \$5,481 from the state general fund to the veterinary examiners fee fund to finance the 27th payroll chargeable to fiscal year 2006.

Sec. 78.

STATE FAIR BOARD

(a) On June 1, 2005, the director of accounts and reports shall transfer \$54,157 from the state general fund to the state fair fee fund to finance the 27th payroll chargeable to the fiscal year ending June 30, 2006: *Provided*, That \$54,157 shall be transferred from the state fair fee fund to the state general fund during the fiscal year ending June 30, 2007, to reimburse the state general fund for the amount transferred under this subsection.

Sec. 79.

ATTORNEY 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, 2006.....	\$129,333
Ditch irrigation companies	
For the fiscal year ending June 30, 2006.....	\$112,500

Provided, That expenditures shall be made by the attorney general to reimburse ditch irrigation companies and individuals who contributed to initial litigation costs involving the dispute between Kansas and Colorado regarding the Arkansas River Compact.

(b) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 86(b) of 2005 Senate Bill No. 225 on the tort claims fund for costs of defending the state or an employee of the state in any actions or proceedings on claims against the state or an employee of the state under the Kansas tort claims act or under the civil rights laws of the United States or the state of Kansas is hereby increased from \$1,295,804 to \$1,301,227.

(c) On July 1, 2005, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 86(b) of 2005 Senate Bill No. 225 on the crime victims compensation fund for state operations is hereby increased from \$306,662 to \$314,913.

(d) On July 1, 2005, of the \$1,090,000 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 86(a) of 2005 Senate Bill No. 225 from the state general fund in the additional operating expenditures for investigation and litigation regarding interstate water rights account, the sum of \$180,000 is hereby lapsed.

(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:

Abuse, neglect, and exploitation of people with disabilities unit grant acceptance fund	
For the fiscal year ending June 30, 2006.....	No limit

(f) On the effective date of this act, notwithstanding the provisions of

K.S.A. 82a-1801, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$20,173,363 from the amount which was recovered by the state of Kansas from a settlement, judgment or decree in the litigation commenced in 1985 by the state of Kansas against the state of Colorado and was deposited in the state treasury to the credit of the interstate water litigation fund of the attorney general to the interstate water litigation reserve account of the state general fund, which is hereby created in the state general fund: *Provided*, That the amount transferred to the interstate water litigation reserve account of the state general fund pursuant to this subsection shall be reserved for purposes to be prescribed by law: *Provided further*, That the state finance council shall have no authority to approve any transfer of moneys from the interstate water litigation reserve account of the state general fund, to authorize or approve any expenditure of moneys from the interstate water litigation reserve account of the state general fund, or to increase any expenditure limitation on the interstate water litigation reserve account of the state general fund: *And provided further*, That no expenditures shall be authorized or made from the interstate water litigation reserve account of the state general fund by any state agency, except upon specific authorization therefor by appropriation act of the legislature.

Sec. 80.

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, 2006.....	\$3,373,890

(b) In addition to the other purposes for which expenditures may be made by the judicial branch from the state general fund or any special revenue fund for fiscal year 2006 as authorized by section 93 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, notwithstanding the provisions of K.S.A. 2004 Supp. 38-1552a or any other statute, expenditures may be made by the judicial branch from the state general fund or any special revenue fund for fiscal year 2006 to continue the pilot projects initiated pursuant to K.S.A. 2004 Supp. 38-1552a in accordance with the same provisions and guidelines prescribed therefor during fiscal year 2005.

Sec. 81.

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:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2006.....	\$367,970
Governor's teaching excellence scholarships and awards	
For the fiscal year ending June 30, 2006.....	\$8,000
General state aid	
For the fiscal year ending June 30, 2006.....	\$15,828,045
KPERS—employer contributions	
For the fiscal year ending June 30, 2006.....	\$1,672,237
School district juvenile detention facilities and Flint Hills job corps center grants	
For the fiscal year ending June 30, 2006.....	\$612,166
Professional development aid	
For the fiscal year ending June 30, 2006.....	\$1,000,000
Discretionary grants	
For the fiscal year ending June 30, 2006.....	\$375,000

Provided, That the above agency shall make expenditures from the discretionary grants account for the fiscal year 2006, in an amount not less than \$187,500 for existing after school programs that target low income, at-risk children: *Provided further*, That such existing after school programs shall not be a part of any unified school district, or any other state agency or any political subdivision of the state: *And provided further*, That such programs shall not be eligible for such grants if any such program receives any state or federal child care subsidies: *And provided further*, That a unified school district shall have no administrative oversight over any such programs nor contribute any funding to any such program, except that this shall not exclude the unified school district from allowing any such program to use the unified school's district property for the location of any such program.

(b) On July 1, 2005, if no bill has been passed by the legislature during the 2005 regular session and enacted into law to increase the limitation on the number of preschool-aged at-risk pupils who may be counted in any school year pursuant to the provisions of subsection (d) of K.S.A. 2004 Supp. 72-6407 and amendments thereto, of the amount appropriated to the above agency by section 113(c) of 2005 Senate Bill No. 225

from the children's initiatives fund in the general state aid four-year-old at-risk account, the amount of \$804,045 is hereby lapsed.

Sec. 82. (a) In addition to the other purposes for which expenditures may be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2006 as authorized by section 88 of chapter 123 of the 2004 Session Laws of Kansas or section 98 of 2005 Senate Bill No. 225, expenditures shall be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2006 to prepare a compliance report to be submitted to the committee on ways and means of the senate and the committee on appropriations of the house of representatives on or before the first day of the 2006 regular session of the legislature, which shall address the following:

(1) Compliance by all state agencies with the provisions of K.S.A. 75-4616, and amendments thereto; and

(2) the policies of the department of administration and each other state agency concerning the mileage at which state owned motor vehicles are sold or otherwise disposed of.

(b) On and after the effective date of this act, during the fiscal year ending June 30, 2005, and during the fiscal year ending June 30, 2006, no expenditures shall be made from any moneys appropriated for the department of administration or any state agency from the state general fund or any special revenue fund for fiscal year 2005 and fiscal year 2006 by chapter 123 or 184 of the 2004 Session Laws of Kansas or by 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature for purchase of motor vehicle fuel for state owned vehicles from fuel sellers who are exempt from payment of motor fuel vehicle tax, except that any such purchase is hereby authorized and may be made in the case of emergency.

Sec. 83. On and after the effective date of this act, during the fiscal year ending June 30, 2005, and during the fiscal year ending June 30, 2006, no expenditures shall be made from any moneys appropriated for any state agency from the state general fund or any special revenue fund for fiscal year 2005 and fiscal year 2006 by chapter 123 or 184 of the 2004 Session Laws of Kansas or by 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature for media advertising by any agency of the state of Kansas unless such advertising includes a disclosure that such advertising is funded, in whole or in part, by state taxpayer dollars, as the case may be.

Sec. 84.

STATE TREASURER

(a) During the fiscal year ending June 30, 2006, the aggregate of all amounts transferred by the director of accounts and reports to the services reimbursement fund of the state treasurer, pursuant to the provisos to the services reimbursement fund of the state treasurer in section 88(a) of 2005 Senate Bill No. 225, for expenses incurred for unemployment insurance benefit warrants issued and processed and electronic transactions processed for the department of labor payable from the employment security fund, from moneys made available to the state under section 903(d) of the federal social security act, as amended, and credited to the employment security fund shall not exceed \$451,000.

(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:

Special qualified manufacturer fund	No limit
For the fiscal year ending June 30, 2006.....	

Provided, That, on the effective date of this act, notwithstanding the provisions of section 4 of 2005 House Bill No. 2265 or any other statute, the special qualified manufacturer fund is hereby established in the state treasury and shall be administered by the state treasurer for the purposes of 2005 House Bill No. 2265: *Provided further*, That, on June 1, 2005, and on the first day of each month that commences during fiscal year 2006, the secretary of commerce and the secretary of revenue shall consult and determine the amount of revenue received by the state from withholding taxes paid by each taxpayer that is a qualified manufacturer during the preceding month and then, jointly, shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the legislative research department: *And provided further*, That, upon

receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the special qualified manufacturer fund established by this subsection: *And provided further*, That, on or before the 10th day of each month commencing after the effective date of this act, the director of accounts and reports shall transfer from the state general fund to the special qualified manufacturer fund interest earnings based on: (1) The average daily balance of moneys in the special qualified manufacturer fund established by this subsection for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: *And provided further*, That the moneys credited to the special qualified manufacturer fund established by this subsection from the withholding taxes paid by a qualified manufacturer shall be paid by the state treasurer to such qualified manufacturer on such dates as are mutually agreed to by the secretary of commerce and the state treasurer, serving as paying agent in accordance with the terms of the agreement entered into pursuant to section 3 of 2005 house Bill No. 2265 by the secretary of commerce and such qualified manufacturer: *And provided further*, That not more than \$1,000,000 shall be paid from the special qualified manufacturer fund established by this subsection by the state treasurer to a qualified manufacturer: *And provided further*, That the words and phrases used in these provisos to the special qualified manufacturer fund established by this subsection shall have the meanings respectively ascribed thereto by section 2 of 2005 House Bill No. 2265, unless the context requires otherwise.

Sec. 85.

KANSAS HEALTH POLICY AUTHORITY

(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, 2006.....	\$950,000
Business health partnership	
For the fiscal year ending June 30, 2006.....	\$500,000

(b) On January 1, 2006, 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:

Health committee insurance fund	
For the fiscal year ending June 30, 2006.....	No limit
Health care database fee fund	
For the fiscal year ending June 30, 2006.....	No limit

(c) On January 1, 2006, the appropriation of all moneys credited to and available in the health committee insurance fund for the department of social and rehabilitation services for the fiscal year ending June 30, 2006, by section 111(b) of 2005 Senate Bill No. 225 is hereby lapsed.

(d) (1) During the fiscal year ending June 30, 2006, on or after January 1, 2006, and 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, the secretary of social and rehabilitation services may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the department of social and rehabilitation services to the appropriate account of the state general fund or special revenue fund of the department of administration for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of social and rehabilitation services and department of social and rehabilitation services to the Kansas health policy authority on January 1, 2006, pursuant to 2005 House Substitute for Senate Bill No. 272.

(2) During the fiscal year ending June 30, 2006, on or after January 1, 2006, and 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, the Kansas health policy authority may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the Kansas health policy authority to the appropriate account of the state general fund or the appropriate special revenue fund of the department of social and rehabilitation services for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of social and rehabilitation services and department of social and rehabilitation services to the Kansas health policy authority on January 1, 2006, pursuant to 2005 House Substitute for Senate Bill No. 272.

(e) (1) During the fiscal year ending June 30, 2006, on or after January

1, 2006, and 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, the secretary of health and environment may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the department of health and environment to the appropriate account of the state general fund or special revenue fund of the Kansas health policy authority for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of health and environment and department of health and environment to the Kansas health policy authority on January 1, 2006, pursuant to 2005 House Substitute for Senate Bill No. 272.

(2) During the fiscal year ending June 30, 2006, on or after January 1, 2006, and 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, the Kansas health policy authority may transfer moneys appropriated for fiscal year 2006 from any account of the state general fund or any special revenue fund of the Kansas health policy authority to the appropriate account of the state general fund or the appropriate special revenue fund of the department of health and environment for the purpose of facilitating or implementing the transfer of the powers, duties and functions from the secretary of health and environment and department of health and environment to the Kansas health policy authority on January 1, 2006, pursuant to 2005 House Substitute for Senate Bill No. 272.

Sec. 86. On July 1, 2005, section 150 of 2005 Senate Bill No. 225 is hereby amended to read as follows: Sec. 150. (a) On July 1, 2005, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer the amount in each special revenue fund of each state agency in state government that is appropriated for the fiscal year ending June 30, 2006, by this or other appropriation act of the 2005 regular session of the legislature, and that is determined by the director of the budget as the aggregate amount of money in such special revenue fund representing the reduced expenditures in the amounts budgeted for salaries and wages and associated employer payroll contributions that are no longer required for that purpose and certified by the director of the budget to the director of accounts and reports, from such special revenue fund to the state general fund: *Provided*, That, in making each such certification, the director of the budget shall take into account the maximum prescribed by subsection (b), the approved budget for fiscal year 2006 and such other factors, limitations and considerations as are deemed applicable or appropriate by the director of the budget with respect to the particular special revenue fund and the state agency that is involved: *Provided further*, That, at the same time that each such certification is made by the director of the budget to the director of accounts and reports under this subsection (a), 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 amount transferred from each such special revenue fund to the state general fund pursuant to this subsection (a) 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) The aggregate of all of the amounts transferred from all such special revenue funds of state agencies in state government to the state general fund pursuant to subsection (a), shall not exceed \$7,800,000.

(c) The provisions of this section shall not apply to: (1) The health care stabilization fund of the health care stabilization fund board of governors; (2) any moneys held in trust in a trust fund or any other special revenue fund of any state agency; ~~or~~ (3) any moneys received from any agency or authority of the federal government or from any other federal source; *or*

(4) any moneys credited to any special revenue fund of the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, university of Kansas, university of Kansas medical center, or Wichita state university.

Sec. 87. On July 1, 2005, section 150 of 2005 Senate Bill No. 225 is hereby repealed.

Sec. 88. On July 1, 2005, K.S.A. 2004 Supp. 82a-953a is hereby amended to read as follows: 82a-953a. During 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, $\frac{1}{2}$ one-half of such amount to be transferred on July 15 and $\frac{1}{2}$ one-half to be transferred on January 15, except that ~~(1)~~ such transfers *during each fiscal year commencing after June 30, 2006*, are subject to reduction under K.S.A. 75-6704, and amendments thereto; and ~~(2) the amount of moneys transferred from the state general fund to the state water plan fund during state fiscal year 2005 on each such date shall not exceed \$1,874,419.50.~~ 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~~ *years* ending June 30, ~~2005~~ 2006, and June 30, 2007, shall be considered revenue transfers from the state general fund.

Sec. 89. On July 1, 2005, K.S.A. 2004 Supp. 82a-953a is hereby repealed.

Sec. 90. On July 1, 2005, K.S.A. 2004 Supp. 82a-953a, as amended by section 186 of 2005 Senate Bill No. 225, is hereby repealed.

Sec. 91. On July 1, 2005, section 187 of 2005 Senate Bill No. 225 is hereby amended to read as follows: Sec. 187. On July 1, 2005, K.S.A. 2004 Supp. 2-223, 55-193, 75-2319, 75-6702, 76-775, 79-2959, 79-2964, 79-3425c; and 79-3425i and ~~82a-953a~~ are hereby repealed.

Sec. 92. On July 1, 2005, section 187 of 2005 Senate Bill No. 225 is hereby repealed.

Sec. 93. *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 years ending June 30, 2005, or ending June 30, 2006, made in chapter 123 or chapter 184 of the 2004 Session Laws of Kansas or in this act or in any other appropriation act of the 2005 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, 2007, made in this act or in any other appropriation act of the 2005 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 94. *Appeals to exceed expenditure limitations.* (a) 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.

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

Sec. 95. *Savings.* (a) Any unencumbered balance as of June 30, 2005, 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 2005 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2006, for the same use and purpose as the same was heretofore appropriated.

(b) Any unencumbered balance as of June 30, 2006, in any special revenue fund, or account thereof, of any state agency named in section 79 of 2005 Senate Bill No. 225 which is not otherwise specifically appropriated or limited for fiscal year 2007 by chapter 123 or chapter 184 of the 2004 Session Laws of Kansas or by this or other appropriation act of

the 2005 regular session of the legislature, is hereby appropriated for fiscal year 2007 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, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 96. During the fiscal year ending June 30, 2006, 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 2005 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2006, 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 section, "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. 97. *Federal grants.* (a) During the fiscal year ending June 30, 2006, 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 2005 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2006, 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, 2007, each federal grant or other federal receipt which is received by a state agency named in section 79 of 2005 Senate Bill No. 225 and which is not otherwise appropriated to that state agency for fiscal year 2007 by this or other appropriation act of the 2005 regular session of the legislature, is hereby appropriated for fiscal year 2007 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 2007, until the governor has authorized the state agency to make expenditures from such federal grant or other federal receipt for fiscal year 2007.

(c) In addition to the other purposes for which expenditures may be made by any state agency which is named in this act 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 2006 by chapter 123 or chapter 184 of the 2004 Session Laws of Kansas or by this or other appropriation act of the 2005 regular session of the legislature to apply for and receive federal grants during fiscal year 2006, 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. 98. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2005 regular session of the legislature, and having an unencumbered balance as of June 30, 2005, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2006, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any

account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2004.

Sec. 99. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2005 regular session of the legislature and having an unencumbered balance as of June 30, 2005, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2006, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2004.

Sec. 100. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2005 regular session of the legislature and having an unencumbered balance as of June 30, 2005, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2006, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2004.

Sec. 101. Any transfers of money during the fiscal year ending June 30, 2006, 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, 2006.

Sec. 102. During the fiscal year ending June 30, 2006, each state agency named in this act that has a cost reduction for which an employee suggestion bonus is paid pursuant to subsection (f) of K.S.A. 2004 Supp. 75-37,105, and amendments thereto, shall transfer (1) from each state general fund appropriation or reappropriation account for fiscal year 2006 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2004 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such account, and (2) from each special revenue fund, excluding federal funds, for fiscal year 2006 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2004 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such special revenue fund, excluding federal funds.

Sec. 103. 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.