

[As Amended by House Committee of the Whole]

As Amended by House Committee

Session of 2006

## HOUSE BILL No. 2958

By Committee on Appropriations

2-17

12 AN ACT making and concerning appropriations for the fiscal years end-  
13 ing June 30, 2006, and June 30, 2007, for state agencies; authorizing  
14 certain transfers, capital improvement projects and fees, imposing cer-  
15 tain restrictions and limitations, and directing or authorizing certain  
16 receipts, disbursements and acts incidental to the foregoing.  
17

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

19 Section 1. (a) For the fiscal years ending June 30, 2006, and June 30,  
20 2007, appropriations are hereby made, restrictions and limitations are  
21 hereby imposed, and transfers, capital improvement projects, fees, re-  
22 ceipts, disbursements and acts incidental to the foregoing are hereby di-  
23 rected or authorized as provided in this act.

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

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

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

32 ~~—Sec. 2.~~

### ~~ABSTRACTERS' BOARD OF EXAMINERS~~

34 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
35 ~~year ending June 30, 2007, by section 59(a) of chapter 174 of the 2005~~  
36 ~~Session Laws of Kansas on the abstracters' fee fund is hereby increased~~  
37 ~~from \$21,710 to \$21,756.~~

38 ~~—Sec. 3.~~

### ~~BOARD OF ACCOUNTANCY~~

40 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
41 ~~year ending June 30, 2007, by section 60(a) of chapter 174 of the 2005~~  
42 ~~Session Laws of Kansas on the board of accountancy fee fund is hereby~~  
43 ~~increased from \$278,284 to \$281,615.~~

1     Sec. 4 2.

2                     STATE BANK COMMISSIONER

3     (a) On the effective date of this act, the expenditure limitation estab-  
4     lished for the fiscal year ending June 30, 2006, by section 60(a) of chapter  
5     206 of the 2005 Session Laws of Kansas on the bank commissioner fee  
6     fund is hereby decreased from \$6,819,749 to \$6,744,849.

7     (b) On July 1, 2006, the expenditure limitation established for the fiscal  
8     year ending June 30, 2007, by section 61(a) of chapter 174 of the 2005  
9     Session Laws of Kansas on the bank commissioner fee fund is hereby  
10    increased ~~decreased~~ from \$6,832,648 to ~~\$6,856,036~~ **\$6,699,848**.

11    —Sec. 5.

12                     KANSAS BOARD OF BARBERING

13    —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
14    year ending June 30, 2007, by section 62(a) of chapter 174 of the 2005  
15    Session Laws of Kansas on the board of barbering fee fund is hereby  
16    increased from ~~\$134,568~~ to ~~\$136,499~~.

17    —Sec. 6.

18                     BEHAVIORAL SCIENCES REGULATORY BOARD

19    —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
20    year ending June 30, 2007, by section 63(a) of chapter 174 of the 2005  
21    Session Laws of Kansas on the behavioral sciences regulatory board fee  
22    fund is hereby increased from ~~\$561,070~~ to ~~\$569,285~~.

23    —Sec. 7.

24                     STATE BOARD OF HEALING ARTS

25    —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
26    year ending June 30, 2007, by section 64(a) of chapter 174 of the 2005  
27    Session Laws of Kansas on the healing arts fee fund is hereby increased  
28    from ~~\$2,701,908~~ to ~~\$2,737,091~~.

29    —Sec. 8.

30                     KANSAS STATE BOARD OF COSMETOLOGY

31    —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
32    year ending June 30, 2007, by section 65(a) of chapter 174 of the 2005  
33    Session Laws of Kansas on the cosmetology fee fund is hereby increased  
34    from ~~\$688,213~~ to ~~\$709,374~~. *Provided*, That expenditures from the cos-  
35    metology fee fund for the year ending June 30, 2007, for official hospi-  
36    tality shall not exceed \$500.

37    —Sec. 9.

38                     STATE DEPARTMENT OF CREDIT UNIONS

39    —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
40    year ending June 30, 2007, by section 66(a) of chapter 174 of the 2005  
41    Session Laws of Kansas on the credit union fee fund is hereby increased  
42    from ~~\$934,032~~ to ~~\$951,416~~.

43

1     Sec. ~~40~~ 3.

2                                   KANSAS DENTAL BOARD

3     (a) On July 1, 2006, the expenditure limitation established for the fiscal  
4 year ending June 30, 2007, by section 67(a) of chapter 174 of the 2005  
5 Session Laws of Kansas on the dental board fee fund is hereby ~~increased~~  
6 **decreased** from \$295,661 to ~~\$296,950~~ **\$293,661**.

7     (b) During the fiscal year ending June 30, 2007, as certified by the  
8 executive director of the Kansas dental board, the director of accounts  
9 and reports shall transfer \$4,817 from the dental board fee fund to the  
10 state general fund to reimburse the state general fund for the 27th payroll  
11 chargeable to fiscal year 2006.

12     (c) During the fiscal year ending June 30, 2007, the director of the  
13 budget and the director of the legislative research department shall con-  
14 sult periodically and review the balance credited to and the estimated  
15 receipts to be credited to the dental board fee fund during fiscal year  
16 2007, and, upon a finding by the director of the budget in consultation  
17 with the director of the legislative research department that the total of  
18 the unencumbered balance and estimated receipts to be credited to the  
19 dental board fee fund during fiscal year 2007 are insufficient to finance  
20 the budgeted expenditures for fiscal year 2007 in accordance with the  
21 provisions of appropriation acts, the director of the budget shall certify  
22 such finding to the director of accounts and reports. Upon receipt of any  
23 such certification, the director of accounts and reports shall transfer the  
24 amount of money as certified from the state general fund to the dental  
25 board fee fund that is required, in accordance with the certification by  
26 the director of the budget under this subsection, to fund the budgeted  
27 expenditures for fiscal year 2007 in accordance with the provisions of  
28 appropriation acts, as specified by the director of the budget pursuant to  
29 such certification. On July 1, 2006, and January 1, 2007, or as soon after  
30 each such date as moneys are available, the director of accounts and  
31 reports shall transfer amounts of moneys from the dental board fee fund  
32 to the state general fund to reimburse the state general fund the amount  
33 of money equal to the aggregate of all amounts transferred during fiscal  
34 year 2007 pursuant to this subsection.

35     —Sec. 11.

36                                   STATE BOARD OF MORTUARY ARTS

37     —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
38 year ending June 30, 2007, by section 68(a) of chapter 174 of the 2005  
39 Session Laws of Kansas on the mortuary arts fee fund is hereby increased  
40 from \$240,080 to \$265,218.

41  
42  
43

1 —Sec. 12.

2           **KANSAS BOARD OF EXAMINERS IN FITTING AND**  
3           **DISPENSING OF HEARING AIDS**

4 —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
5 year ending June 30, 2007, by section 69(a) of chapter 174 of the 2005  
6 Session Laws of Kansas on the hearing aid board fee fund is hereby in-  
7 creased from \$26,306 to \$26,345.

8 —(b) During the fiscal year ending June 30, 2007, as certified by the  
9 executive director of the Kansas board of examiners in fitting and dis-  
10 pensing of hearing aids, the director of accounts and reports shall transfer  
11 \$658 from the hearing aid board fee fund to the state general fund to  
12 reimburse the state general fund for the 27th payroll chargeable to fiscal  
13 year 2006.

14           Sec. 13 4.

15   **BOARD OF NURSING**

16           (a) On the effective date of this act, the expenditure limitation estab-  
17 lished for the fiscal year ending June 30, 2006, by section 10(a) of chapter  
18 206 of the 2005 Session Laws of Kansas on the board of nursing fee fund  
19 is hereby decreased from \$1,527,199 to \$1,526,421.

20 —(b) On July 1, 2006, the expenditure limitation established for the fiscal  
21 year ending June 30, 2007, by section 70(a) of chapter 174 of the 2005  
22 Session Laws of Kansas on the board of nursing fee fund is hereby in-  
23 creased from \$1,517,295 to \$1,540,374.

24 —Sec. 14.

25   **BOARD OF EXAMINERS IN OPTOMETRY**

26 —(a) On the effective date of this act, the expenditure limitation estab-  
27 lished for the fiscal year ending June 30, 2006, by section 80(c)(2) of  
28 chapter 174 of the 2005 Session Laws of Kansas on the KSIP expenditure  
29 account of the optometry fee fund is hereby decreased from \$466 to \$0.

30 —(b) On July 1, 2006, the expenditure limitation established for the fiscal  
31 year ending June 30, 2007, by section 71(a) of chapter 174 of the 2005  
32 Session Laws of Kansas on the optometry fee fund is hereby increased  
33 from \$121,328 to \$122,318.

34 —Sec. 15.

35   **STATE BOARD OF PHARMACY**

36 —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
37 year ending June 30, 2007, by section 72(a) of chapter 174 of the 2005  
38 Session Laws of Kansas on the state board of pharmacy fee fund is hereby  
39 increased from \$608,844 to \$637,959.

40 —Sec. 16.

41   **REAL ESTATE APPRAISAL BOARD**

42 —(a) On July 1, 2006, the expenditure limitation established for the fiscal  
43 year ending June 30, 2007, by section 73(a) of chapter 174 of the 2005

1 ~~Session Laws of Kansas on the appraiser fee fund is hereby increased~~  
2 ~~from \$262,214 to \$265,209.~~

3 ~~—Sec. 17.~~

4 ~~KANSAS REAL ESTATE COMMISSION~~

5 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
6 ~~year ending June 30, 2007, by section 74(a) of chapter 174 of the 2005~~  
7 ~~Session Laws of Kansas on the real estate fee fund is hereby increased~~  
8 ~~from \$964,464 to \$977,874.~~

9 ~~—Sec. 18.~~

10 ~~OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS~~

11 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
12 ~~year ending June 30, 2007, by section 56(b) of chapter 206 of the 2005~~  
13 ~~Session Laws of Kansas on the securities act fee fund is hereby increased~~  
14 ~~from \$2,456,597 to \$2,501,690.~~

15 ~~—(b) On July 1, 2006, the position limitation established for the fiscal~~  
16 ~~year ending June 30, 2007, by section 79 of chapter 174 of the 2005~~  
17 ~~Session Laws of Kansas for the office of the securities commissioner of~~  
18 ~~Kansas is hereby increased from 30.00 to 30.13.~~

19 ~~—Sec. 19.~~

20 ~~STATE BOARD OF TECHNICAL PROFESSIONS~~

21 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
22 ~~year ending June 30, 2007, by section 76(a) of chapter 174 of the 2005~~  
23 ~~Session Laws of Kansas on the technical professions fee fund is hereby~~  
24 ~~increased from \$540,947 to \$546,717.~~

25 ~~—Sec. 20.~~

26 ~~STATE BOARD OF VETERINARY EXAMINERS~~

27 ~~—(a) On July 1, 2006, the expenditure limitation established for the fiscal~~  
28 ~~year ending June 30, 2007, by section 77(a) of chapter 174 of the 2005~~  
29 ~~Session Laws of Kansas on the veterinary examiners fee fund is hereby~~  
30 ~~increased from \$267,673 to \$271,332.~~

31 ~~—(b) During the fiscal year ending June 30, 2007, as certified by the~~  
32 ~~executive director of the state board of veterinary examiners, the director~~  
33 ~~of accounts and reports shall transfer \$5,481 from the veterinary exam-~~  
34 ~~iners fee fund to the state general fund to reimburse the state general~~  
35 ~~fund for the 27th payroll chargeable to fiscal year 2006.~~

36 ~~Sec. 21 5.~~

37 ~~GOVERNMENTAL ETHICS COMMISSION~~

38 ~~—(a) There is appropriated for the above agency from the state general~~  
39 ~~fund for the fiscal year ending June 30, 2007, the following:~~

40 ~~Operating expenditures .....~~ \$7,967

41 ~~(b) (a) On the effective date of this act, the expenditure limitation~~  
42 ~~established for the fiscal year ending June 30, 2006, by section 78(b) of~~  
43 ~~chapter 174 of the 2005 Session Laws of Kansas on the governmental~~

1 ethics commission fee fund is hereby decreased from \$136,534 to  
2 \$127,975.

3 ~~(c)~~ **(b)** On July 1, 2006, the expenditure limitation established for the  
4 fiscal year ending June 30, 2007, by section 78(b) of chapter 174 of the  
5 2005 Session Laws of Kansas on the governmental ethics commission fee  
6 fund is hereby increased from \$140,211 to ~~\$145,276~~ **\$142,257**.

7 Sec. ~~22~~ **6**.

8 LEGISLATURE

9 **(a) There is appropriated for the above agency from the state**  
10 **general fund for the fiscal year ending June 30, 2006, the follow-**  
11 **ing:**

12 **Operations (including official hospitality)..... \$60,000**

13 ~~(a)~~ **(b)** (1) In addition to the other purposes for which expenditures  
14 may be made by the legislature from the operations (including official  
15 hospitality) account of the state general fund for the fiscal year ending  
16 June 30, 2006, expenditures shall be made by the legislature from the  
17 operations (including official hospitality) account of the state general fund  
18 for fiscal year 2006 for an additional amount of allowance equal to the  
19 amount required to provide, along with the amount of allowance other-  
20 wise payable from appropriations for the legislature to each member of  
21 the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a  
22 and amendments thereto, an aggregate amount of allowance of \$332.10  
23 for the two-week period which coincides with the fifth biweekly payroll  
24 period occurring after the biweekly payroll period which includes April  
25 1, 2006, and which is chargeable to fiscal year 2006, for each member of  
26 the legislature to defray expenses incurred between sessions of the leg-  
27 islature for postage, telephone, office and other incidental expenses,  
28 which are chargeable to fiscal year 2006, notwithstanding the provisions  
29 of K.S.A. 46- 137a, and amendments thereto: *Provided*, That all expend-  
30 itures under this subsection ~~(a)~~ **(b)** for such purposes shall be made oth-  
31 erwise in the same manner that such allowance is payable to such mem-  
32 bers of the legislature for such two-week period for which such allowance  
33 is payable in accordance with this subsection ~~(a)~~ **(b)** and which is charge-  
34 able to fiscal year 2006.

35 Sec. ~~23~~ **7**.

36 ATTORNEY GENERAL

37 (a) On the effective date of this act, of the \$42,025 appropriated for  
38 the above agency for the fiscal year ending June 30, 2006, by section 86(a)  
39 of chapter 174 of the 2005 Session Laws of Kansas from the state general  
40 fund in the litigation costs account, the sum of \$10,502 is hereby lapsed.

41 (b) On the effective date of this act, of the \$100,000 appropriated for  
42 the above agency for fiscal year ending June 30, 2006, by section 86(a) of  
43 chapter 174 of the 2005 Session Laws of Kansas from the state general

1 fund in the operating expenditures relating to interstate water rights re-  
2 garding the Republican river and its tributaries account, the sum of \$5,712  
3 is hereby lapsed.

4 (c) On the effective date of this act, of the \$4,321,265 appropriated for  
5 the above agency for fiscal year ending June 30, 2006, by section 86(a) of  
6 chapter 174 of the 2005 Session Laws of Kansas from the state general  
7 fund in the operating expenditures account, the sum of \$1,826 is hereby  
8 lapsed.

9 (d) On the effective date of this act, of the \$1,090,000 appropriated for  
10 the above agency for fiscal year ending June 30, 2006, by section 86(a) of  
11 chapter 174 of the 2005 Session Laws of Kansas from the state general  
12 fund in the additional operating expenditures for investigation and liti-  
13 gation regarding interstate water rights account, the sum of \$532 is hereby  
14 lapsed.

15 (e) (1) **There is appropriated for the attorney general from the**  
16 **interstate water litigation reserve account of the state general**  
17 **fund, which was established by section 79(f) of chapter 206 of the**  
18 **2005 Session Laws of Kansas, for the fiscal year ending June 30,**  
19 **2006, the amount authorized by subsection (e)(2) for the loan to**  
20 **groundwater management district #3 as specified in the loan**  
21 **agreement entered into by the attorney general therefor pursuant**  
22 **to subsection (e)(2): *Provided, That, upon entering into the loan***  
23 **agreement pursuant to subsection (e)(2), the loan amount specified**  
24 **in the loan agreement shall be paid by the attorney general to**  
25 **groundwater management district #3 from the interstate water liti-**  
26 **gation reserve account of the state general fund: *Provided, That,***  
27 **if the loan agreement authorized by subsection (e)(2) has not been**  
28 **entered into and moneys disbursed to groundwater management**  
29 **district #3 pursuant thereto on or before June 30, 2006, then any**  
30 **unencumbered balance in the account created for the appropria-**  
31 **tion from the interstate water litigation reserve account of the**  
32 **state general fund made by this subsection (e)(1) in excess of \$100**  
33 **as of June 30, 2006, is hereby reappropriated for fiscal year 2007.**

34 (2) **In addition to the other purposes for which expenditures may**  
35 **be made by the attorney general from the moneys appropriated**  
36 **from the state general fund or from any special revenue fund for**  
37 **fiscal year 2006 as authorized by chapter 174 or chapter 206 of**  
38 **the 2005 Session Laws of Kansas or by this or other appropriation**  
39 **act of the 2006 regular session of the legislature, expenditures shall**  
40 **be made by the attorney general from moneys appropriated from**  
41 **the state general fund or from any special revenue fund for fiscal**  
42 **year 2006 to negotiate and enter into a loan agreement with**  
43 **ground water management district #3 for purposes of a loan of**

1 **moneys credited to the interstate water litigation reserve account**  
2 **of the state general fund, which loan agreement is hereby author-**  
3 **ized to be entered into by the attorney general, notwithstanding**  
4 **the provisions of section 76(e) of chapter 206 of the 2005 Session**  
5 **Laws of Kansas, K.S.A. 82a-1801, and amendments thereto, or any**  
6 **other statute: *Provided*, That such loan agreement shall be entered**  
7 **into to provide financing to groundwater management district #3**  
8 **for purposes related to water rights: *Provided further*, That the**  
9 **amount of the loan shall be specified by the loan agreement and**  
10 **shall not be more than \$1,000,000: *And provided further*, That the**  
11 **loan shall bear interest and the principal and interest of the loan**  
12 **authorized by this subsection shall be repaid in payments payable**  
13 **at least annually to the attorney general for a period as specified**  
14 **in the loan agreement: *And provided further*, That, upon entering**  
15 **into the loan agreement authorized by this subsection, the attorney**  
16 **general shall provide a certified copy of the loan agreement to the**  
17 **director of the budget and the director of the legislative research**  
18 **department: *And provided further*, That all amounts received by the**  
19 **attorney general in repayment of the loan authorized by this sub-**  
20 **section shall be deposited in the state treasury and shall be cred-**  
21 **ited to the interstate water litigation reserve account of the state**  
22 **general fund.**

23 Sec. ~~24~~ 8.

24 STATE TREASURER

25 (a) There is appropriated for the above agency from the following special  
26 revenue fund or funds all moneys now or hereafter lawfully credited  
27 to and available in such fund or funds, except that expenditures other  
28 than refunds authorized by law shall not exceed for the fiscal year ending  
29 June 30, 2006, the following:

30 Spirit bonds fund .....	No limit
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31 *Provided*, That, on the 15th day of each month that commences during  
32 fiscal year 2006 on or after the effective date of this act, the secretary of  
33 revenue shall determine the amount of revenue received by the state  
34 during the preceding month from withholding taxes paid with respect to  
35 an eligible project by each taxpayer that is an eligible business for which  
36 bonds have been issued under K.S.A. 2005 Supp. 74-50,136 and amend-  
37 ments thereto, along with any such amount of such revenue received by  
38 the state from withholding taxes paid by such taxpayer with respect to  
39 such purpose prior to the effective date of this act during fiscal year 2006:  
40 *Provided further*, That, upon making such determination, the secretary  
41 of revenue shall certify the amount so determined to the director of ac-  
42 counts and reports and, at the same time as such certification is trans-  
43 mitted to the director of accounts and reports, shall transmit a copy of

1 such certification to the director of the budget and the director of the  
 2 legislative research department: *And provided further*, That, upon receipt  
 3 of each such certification, the director of accounts and reports shall trans-  
 4 fer the amount certified from the state general fund to the spirit bonds  
 5 fund: *And provided further*, That, on or before the 10th day of each  
 6 month commencing during fiscal year 2006, the director of accounts and  
 7 reports shall transfer from the state general fund to the spirit bonds fund  
 8 interest earnings based on: (1) The average daily balance of moneys in  
 9 the spirit bonds fund for the preceding month; and (2) the net earnings  
 10 rate of the pooled money investment portfolio for the preceding month:  
 11 *And provided further*, That the moneys credited to the spirit bonds fund  
 12 from the withholding taxes paid by an eligible business and the interest  
 13 earnings thereon shall be transferred by the state treasurer from the spirit  
 14 bonds fund to the special economic revitalization fund administered by  
 15 the state treasurer in accordance with K.S.A. 2005 Supp. 74-50,136 and  
 16 amendments thereto.

17 ~~—Sec. 25.~~

#### 18 INSURANCE DEPARTMENT

19 ~~—(a) On the effective date of this act, or as soon thereafter as moneys~~  
 20 ~~are available, the director of accounts and reports shall transfer \$500,000~~  
 21 ~~from the insurance department service regulation fund to the state gen-~~  
 22 ~~eral fund: *Provided*, That the transfer of such amount shall be in addition~~  
 23 ~~to any other transfer from the insurance department service regulation~~  
 24 ~~fund to the state general fund as prescribed by law: *Provided further*,~~  
 25 ~~That the amount transferred from the insurance department service reg-~~  
 26 ~~ulation fund to the state general fund pursuant to this subsection is to~~  
 27 ~~reimburse the state general fund for accounting, auditing, budgeting, le-~~  
 28 ~~gal, payroll, personnel and purchasing services and any other govern-~~  
 29 ~~mental services which are performed on behalf of the insurance depart-~~  
 30 ~~ment by other state agencies which receive appropriations from the state~~  
 31 ~~general fund to provide such services.~~

32 ~~Sec. 26 9.~~

#### 33 HEALTH CARE STABILIZATION FUND

##### 34 BOARD OF GOVERNORS

35 (a) On the effective date of this act, the expenditure limitation estab-  
 36 lished for the fiscal year ending June 30, 2006, by section 19(a) of chapter  
 37 206 of the 2005 Session Laws of Kansas on the operating expenditures  
 38 account of the health care stabilization fund is hereby increased from  
 39 \$1,148,296 to \$1,294,111.

40 ~~Sec. 27 10.~~

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

42 (a) There is appropriated for the above agency from the state general  
 43 fund for the fiscal year ending June 30, 2006, the following:

1 Operating expenditures ..... \$268,947  
 2 Assigned counsel expenditures ..... \$100,000  
 3 ~~—(b) On the effective date of this act, of the \$1,837,112 appropriated for~~  
 4 ~~the above agency for the fiscal year ending June 30, 2006, by section 92(a)~~  
 5 ~~of chapter 174 of the 2005 Session Laws of Kansas from the state general~~  
 6 ~~fund in the capital defense operations account, the sum of \$412,535 is~~  
 7 ~~hereby lapsed. (b) On July 1, 2006, any unencumbered balances as~~  
 8 ~~of June 30, 2006, in the capital defense operations account of the~~  
 9 ~~state general fund for the above agency is hereby lapsed.~~

10 Sec. ~~28~~ 11.

11 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

12 (a) There is appropriated for the above agency from the state general  
13 fund for the fiscal year ending June 30, 2006, the following:

14 13th retirement check — debt service..... \$5,017

15 (b) On the effective date of this act, or as soon thereafter as moneys  
16 are available, notwithstanding the provisions of K.S.A. 38-2102 and  
17 amendments thereto or of any other statute, the director of accounts and  
18 reports shall transfer \$1,947,754 from the Kansas endowment for youth  
19 fund to the state general fund: *Provided*, That the transfer of such amount  
20 shall be in addition to any other transfer from the Kansas endowment for  
21 youth fund to the state general fund as prescribed by law.

22 Sec. ~~29~~ 12.

23 STATE CORPORATION COMMISSION

24 (a) In addition to the other purposes for which expenditures may be  
25 made by the state corporation commission from the public service reg-  
26 ulation fund for fiscal year 2006 as authorized by section 96 of chapter  
27 174 or section 14 of chapter 206 of the 2005 Session Laws of Kansas,  
28 expenditures shall be made by the state corporation commission from the  
29 public service regulation fund for fiscal year 2006 for compensation, sub-  
30 sistence allowances, mileage and other expenses as provided in K.S.A. 75-  
31 3223, and amendments thereto, of the Kansas electric transmission au-  
32 thority.

33 Sec. ~~30~~ 13.

34 CITIZENS' UTILITY RATEPAYER BOARD

35 (a) On the effective date of this act, the position limitation established  
36 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174  
37 of the 2005 Session Laws of Kansas for the citizens' utility ratepayer board  
38 is hereby decreased from 6.00 to 3.00.

39 Sec. ~~31~~ 14.

40 DEPARTMENT OF ADMINISTRATION

41 (a) On the effective date of this act, of the \$100,360 appropriated for  
42 the above agency for the fiscal year ending June 30, 2006, by section  
43 158(a) of chapter 174 of the 2005 Session Laws of Kansas from the state

1 general fund in the judicial center improvements — debt service account,  
 2 the sum of \$1,800 is hereby lapsed.

3 (b) On the effective date of this act, of the \$8,451,285 appropriated for  
 4 the above agency for the fiscal year ending June 30, 2006, by section  
 5 158(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
 6 general fund in the statehouse improvements — debt service account,  
 7 the sum of \$134,258 is hereby lapsed.

8 (c) There is appropriated for the above agency from the state general  
 9 fund for the fiscal year ending June 30, 2006, the following:

10 Medicare part D counseling and enrollment.....	\$500,000
11 <del>Kansas health policy authority operations.....</del>	<del>\$250,173</del>
12 <del>Generic drug program.....</del>	<del>\$200,000</del>
13 <del>Business health partnership .....</del>	<del>\$500,000</del>

14 (d) On the effective date of this act, the director of accounts and reports  
 15 shall transfer \$132,708 from the general administration account of the  
 16 state general fund of the department of administration to the personnel  
 17 services account of the state general fund of the department of admin-  
 18 istration.

19 (e) On the effective date of this act, of the \$397,138,363 appropriated  
 20 for the above agency for the fiscal year ending June 30, 2006, by section  
 21 5(a) of chapter 206 of the 2005 Session Laws of Kansas, from the state  
 22 general fund in the health policy and finance — other medical assistance  
 23 account, the sum of ~~\$4,161,058~~ **\$5,227,725** is hereby lapsed.

24 (f) On the effective date of this act, the social welfare fund of the  
 25 department of administration is hereby redesignated as the medical pro-  
 26 grams fee fund of the department of administration.

27 (g) On the effective date of this act, the director of accounts and reports  
 28 shall transfer \$11,000 from the public broadcasting council grants account  
 29 of the state general fund of the department of administration to the public  
 30 TV digital conversion debt service account of the state general fund of  
 31 the department of administration.

32 **(h) (1) In addition to the other purposes for which expenditures**  
 33 **may be made by the department of administration from moneys**  
 34 **appropriated in the computer services recovery fund or any special**  
 35 **revenue fund for the fiscal year ending June 30, 2006, as author-**  
 36 **ized by section 98 of chapter 174 of 2005 Session Laws of Kansas**  
 37 **or by this or other appropriation act of the 2006 regular session of**  
 38 **the legislature, expenditures shall be made by the department of**  
 39 **administration from moneys appropriated in the computer serv-**  
 40 **ices recovery fund or any special revenue fund for the year ending**  
 41 **June 30, 2006, to refund all moneys paid during fiscal year 2006**  
 42 **by any institution of the department of social and rehabilitation**  
 43 **services to the department of administration for the enterprise**

1 **application fees charged by the secretary of administration for**  
2 **services provided by the division of information systems and com-**  
3 **munications.**

4 **(2) As used in this subsection (h), “institution of the department**  
5 **of social and rehabilitation services” means the Kansas neurolog-**  
6 **ical institute, Larned state hospital, Osawatomie state hospital,**  
7 **Parsons state hospital and training center, or Rainbow mental**  
8 **health facility.**

9 **Sec. ~~32~~ 15.**

#### 10 KANSAS HEALTH POLICY AUTHORITY

11 (a) On the effective date of this act **of**, the \$950,000 appropriated for  
12 the above agency for the fiscal year ending June 30, 2006, by section 85(a)  
13 of chapter 206 of the 2005 Session Laws of Kansas, from the state general  
14 fund in the operating expenditures account, **the sum of \$499,827** is  
15 hereby lapsed.

16 (b) On the effective date of this act, the \$500,000 appropriated for the  
17 above agency for the fiscal year ending June 30, 2006, by section 85(a) of  
18 chapter 206 of the 2005 Session Laws of Kansas, from the state general  
19 fund in the business health partnership account, is hereby lapsed.

20 **Sec. ~~33~~ 16.**

#### 21 STATE BOARD OF TAX APPEALS

22 (a) On the effective date of this act, the expenditure limitation estab-  
23 lished for the fiscal year ending June 30, 2006, by section 99(b) of chapter  
24 174 of the 2005 Session Laws of Kansas on the duplicating fees fund is  
25 hereby increased from \$5,000 to \$10,206.

26 (b) On the effective date of this act, the expenditure limitation estab-  
27 lished for the fiscal year ending June 30, 2006, by section 99(b) of chapter  
28 174 of the 2005 Session Laws of Kansas on the BOTA filing fee fund is  
29 hereby increased from \$264,000 to \$414,133.

30 **Sec. ~~34~~ 17.**

#### 31 DEPARTMENT OF REVENUE

32 (a) On the effective date of this act, the expenditure limitation estab-  
33 lished for the fiscal year ending June 30, 2006, by section 32(c) of chapter  
34 206 of the 2005 Session Laws of Kansas on the division of vehicles op-  
35 erating fund is hereby decreased from \$41,020,308 to \$40,952,877.

36 **Sec. ~~35~~ 18.**

#### 37 KANSAS LOTTERY

38 (a) Notwithstanding the provisions of K.S.A. 74-8711 and amendments  
39 thereto, in addition to the aggregate amount of not less than \$66,000,000  
40 that shall be transferred from the lottery operating fund to the state gam-  
41 ing revenues fund for the fiscal year ending June 30, 2006, as prescribed  
42 by section 101(b) of chapter 174 of the 2005 Session Laws of Kansas, an  
43 additional amount of not less than \$288,000 shall be transferred from the

1 lottery operating fund to the state gaming revenues fund during the fiscal  
 2 year ending June 30, 2006, for a new aggregate amount of not less than  
 3 \$66,288,000 to be transferred from the lottery operating fund to the state  
 4 gaming revenues fund for fiscal year 2006 in monthly transfers concluding  
 5 on or before July 15, 2006.

6 (b) Notwithstanding the provisions of K.S.A. 79-4801 and amendments  
 7 thereto, or any other statute and in addition to the requirements of sub-  
 8 section (a) of this section, on or after June 15, 2006, upon certification  
 9 by the executive director of the lottery, the director of accounts and re-  
 10 ports shall transfer from the lottery operating fund to the state gaming  
 11 revenues fund the amount of total profit attributed to the special veterans  
 12 benefits game under K.S.A. 2005 Supp. 74-8724, and amendments  
 13 thereto, during fiscal year 2006: *Provided*, That the director of accounts  
 14 and reports shall transfer immediately thereafter such amount of total  
 15 profit attributed to the special veterans benefits game from the state gam-  
 16 ing revenues fund to the state general fund: *Provided further*, That, on  
 17 or before June 15, 2006, the executive director of the lottery shall certify  
 18 to the director of accounts and reports the amount equal to the amount  
 19 of total profit attributed to the special veterans benefits game under  
 20 K.S.A. 2005 Supp. 74-8724, and amendments thereto, during fiscal year  
 21 2006: *And provided further*, That, at the same time as such certification  
 22 is transmitted to the director of accounts and reports, the executive di-  
 23 rector of the lottery shall transmit a copy of such certification to the  
 24 director of the budget and the director of the legislative research de-  
 25 partment.

26 Sec. ~~36~~ 19.

27 KANSAS RACING AND GAMING COMMISSION

28 (a) **There is appropriated for the above agency from the state**  
 29 **general fund for the fiscal year ending June 30, 2006, the follow-**  
 30 **ing:**

31 **Racing operations ..... \$250,000**

32 *Provided*, **That expenditures may be made from the racing opera-**  
 33 **tions expenditures account only upon approval of the state finance**  
 34 **council acting on this matter which is hereby characterized as a**  
 35 **matter of legislative delegation and subject to the guidelines pre-**  
 36 **scribed in subsection (c) of K.S.A. 75-3711c and amendments**  
 37 **thereto and acting after the state finance council determines that**  
 38 **the funds credited to the state racing fund are insufficient to meet**  
 39 **in full the operating expenditures required to be made to meet the**  
 40 **financial obligations imposed by statute on the state racing fund**  
 41 **as a result of an emergency, except that such approval also may be**  
 42 **given while the legislature is in session.**

43 ~~(a)~~ (b) On the effective date of this act, the expenditure limitation

1 established by section 147(b) of chapter 174 of the 2005 Session Laws of  
2 Kansas on the KSIP account on the state racing fund is hereby decreased  
3 from \$142,476 to \$0.

4 ~~(b)~~ (c) On the effective date of this act, the expenditure limitation  
5 established by section 33(a) of chapter 206 of the 2005 Session Laws of  
6 Kansas on the state racing fund is hereby increased from \$2,827,801 to  
7 \$2,948,156.

8 Sec. ~~37~~ **20**.

9 DEPARTMENT OF COMMERCE

10 (a) On the effective date of this act, the \$29,204 appropriated for the  
11 above agency for the fiscal year ending June 30, 2006, by section 103(a)  
12 of chapter 174 of the 2005 Session Laws of Kansas from the state general  
13 fund in the athletic commission operations account is hereby lapsed.

14 (b) There is appropriated for the above agency from the state general  
15 fund for the fiscal year ending June 30, 2006, the following:

16 Kansas commission on disability concerns ..... \$5,000

17 (c) On the effective date of this act, the position limitation established  
18 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174  
19 of the 2005 Session Laws of Kansas for the department of commerce is  
20 hereby increased from 389.10 to 423.10.

21 Sec. ~~38~~ **21**.

22 DEPARTMENT OF LABOR

23 (a) On the effective date of this act, the position limitation established  
24 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174  
25 of the 2005 Session Laws of Kansas for the department of labor is hereby  
26 decreased from 634.23 to 601.23.

27 Sec. ~~39~~ **22**.

28 KANSAS COMMISSION ON VETERANS AFFAIRS

29 (a) There is appropriated for the above agency from the state general  
30 fund for the fiscal year ending June 30, 2006, the following:

31 Operations — state veterans cemeteries ..... \$26,294

32 Operating expenditures — Kansas veterans' home ..... \$400,000

33 Sec. ~~40~~ **23**.

34 DEPARTMENT OF HEALTH AND ENVIRONMENT —

35 DIVISION OF HEALTH

36 (a) There is appropriated for the above agency from the state general  
37 fund for the fiscal year ending June 30, 2006, the following:

38 Operating expenditures (including official hospitality)..... \$90,000

39 Sec. ~~41~~ **24**.

40 DEPARTMENT OF HEALTH AND ENVIRONMENT —

41 DIVISION OF ENVIRONMENT

42 (a) On the effective date of this act, of the \$983,867 appropriated for  
43 the above agency for the fiscal year ending June 30, 2006, by section

1 109(c) of chapter 174 of the 2005 Session Laws of Kansas from the state  
2 water plan fund in the contamination remediation account, the sum of  
3 \$165 is hereby lapsed.

4 (b) On the effective date of this act, of the \$385,975 appropriated for  
5 the above agency for the fiscal year ending June 30, 2006, by section  
6 109(c) of chapter 174 of the 2005 Session Laws of Kansas from the state  
7 water plan fund in the nonpoint source program account, the sum of  
8 \$15,761 is hereby lapsed.

9 Sec. ~~42~~ 25.

10 DEPARTMENT ON AGING

11 (a) On the effective date of this act, of the \$268,416 appropriated for  
12 the above agency for the fiscal year ending June 30, 2006, by section  
13 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
14 general fund in the administration account, the sum of \$4,121 is hereby  
15 lapsed.

16 (b) On the effective date of this act, of the \$95,899 appropriated for  
17 the above agency for the fiscal year ending June 30, 2006, by section  
18 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
19 general fund in the administration — assessments account, the sum of  
20 \$28,502 is hereby lapsed.

21 (c) On the effective date of this act, of the \$1,644,897 appropriated for  
22 the above agency for the fiscal year ending June 30, 2006, by section  
23 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
24 general fund in the administration — medicaid account, the sum of  
25 \$65,997 is hereby lapsed.

26 (d) On the effective date of this act, of the \$2,000,000 appropriated for  
27 the above agency for the fiscal year ending June 30, 2006, by section  
28 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
29 general fund in the senior care act account, the sum of \$241,771 is hereby  
30 lapsed.

31 (e) On the effective date of this act, of the \$25,439,852 appropriated  
32 for the above agency for the fiscal year ending June 30, 2006, by section  
33 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
34 general fund in the LTC — medicaid assistance — HCBS/FE account,  
35 the sum of \$5,350,389 is hereby lapsed.

36 (f) On the effective date of this act, of the \$129,514,620 appropriated  
37 for the above agency for the fiscal year ending June 30, 2006, by section  
38 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
39 general fund in the LTC — medicaid assistance — NF account, the sum  
40 of \$1,436,920 is hereby lapsed.

41 (g) On the effective date of this act, of the \$1,964,491 appropriated for  
42 the above agency for the fiscal year ending June 30, 2006, by section  
43 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state

1 general fund in the nursing facilities regulation account, the sum of  
 2 \$71,522 is hereby lapsed.

3 (h) On the effective date of this act, notwithstanding the provisions of  
 4 K.S.A. 2005 Supp. 75-4265 and amendments thereto or any other statute,  
 5 the director of accounts and reports shall transfer all moneys in the in-  
 6 tergovernmental transfer administration fund of the department on aging  
 7 to the general fees fund of the department on aging and all liabilities of  
 8 the intergovernmental transfer administration fund of the department on  
 9 aging are hereby transferred to and imposed on the general fees fund of  
 10 the department on aging.

11 (i) On the effective date of this act, the expenditure limitation estab-  
 12 lished by section 110(b) of chapter 174 of the 2005 Session Laws of Kan-  
 13 sas on the intergovernmental transfer administration fund is hereby de-  
 14 creased from \$53,000 to \$0.

15 **Sec. 43 26.**

16 **DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES**

17 (a) There is appropriated for the above agency from the state general  
 18 fund for the fiscal year ending June 30, 2006, the following:

19 Other medical assistance .....	\$1,696,803
20 Osawatomie state hospital — operating expenditures.....	\$500,000
21 <b>Cash assistance.....</b>	<b>\$130,000</b>
22 <b>Community based services.....</b>	<b>\$125,000</b>

23 (b) On the effective date of this act, of the \$1,406,300 appropriated for  
 24 the above agency for the fiscal year ending June 30, 2006, by section  
 25 153(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
 26 institutions building fund in the rehabilitation and repair projects account,  
 27 the sum of \$1,077 is hereby lapsed.

28 (c) During the fiscal year ending June 30, 2006, the secretary of social  
 29 and rehabilitation services, with the approval of the director of the budget  
 30 and subject to the provisions of federal grant agreements, may transfer  
 31 moneys received under a federal grant that are credited to a federal fund  
 32 of the department of social and rehabilitation services, or of any institution  
 33 or facility under the general supervision and management of the secretary  
 34 of social and rehabilitation services, to another federal fund of the de-  
 35 partment of social and rehabilitation services, or of another institution or  
 36 facility under the general supervision and management of the secretary  
 37 of social and rehabilitation services. The secretary of social and rehabili-  
 38 tation services shall certify each such transfer to the director of accounts  
 39 and reports and shall transmit a copy of each such certification to the  
 40 director of the legislative research department.

41 (d) On the effective date of this act, the expenditure limitation estab-  
 42 lished for the fiscal year ending June 30, 2006, by section 9(e) of chapter  
 43 206 of the 2005 Session Laws of Kansas on the social welfare fund is

1 hereby increased from \$27,076,827 to \$34,143,467.

2 (e) On the effective date of this act, of the \$5,000,000 appropriated for  
3 the above agency for the fiscal year ending June 30, 2006, by section  
4 111(c) of chapter 174 of the 2005 Session Laws of Kansas from the chil-  
5 dren's initiatives fund in the family centered system of care account, the  
6 sum of \$7,498 is hereby lapsed.

7 (f) On the effective date of this act, of the \$252,882 appropriated for  
8 the above agency for the fiscal year ending June 30, 2006, by section  
9 111(d) of chapter 174 of the 2005 Session Laws of Kansas from the Kansas  
10 endowment for youth fund in the children's cabinet administration ac-  
11 count, the sum of \$2,344 is hereby lapsed.

12 (g) On the effective date of this act, the expenditure limitation estab-  
13 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
14 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
15 of the Larned state hospital fee fund is hereby decreased from \$1,484 to  
16 \$0.

17 (h) On June 30, 2006, any unencumbered balance in the following  
18 account of the state institutions building fund is hereby lapsed: Parking  
19 lot resurfacing.

20 (i) On the effective date of this act, the expenditure limitation estab-  
21 lished for the fiscal year ending June 30, 2006, by section 111(b) of chap-  
22 ter 174 of the 2005 Session Laws of Kansas on the Osawatomie state  
23 hospital fee fund is hereby increased from \$4,228,183 to \$4,333,558.

24 (j) On the effective date of this act, the expenditure limitation estab-  
25 lished for the fiscal year ending June 30, 2006, by section 111(b) of chap-  
26 ter 174 of the 2005 Session Laws of Kansas on the Larned state hospital  
27 fee fund is hereby increased from \$3,465,843 to \$3,583,843.

28 (k) On the effective date of this act, the expenditure limitation estab-  
29 lished for the fiscal year ending June 30, 2006, by section 9(c) of chapter  
30 206 of the 2005 Session Laws of Kansas on the Rainbow mental health  
31 facility fee fund is hereby increased from \$1,005,558 to \$1,040,683.

32 (l) On the effective date of this act, the expenditure limitation estab-  
33 lished for the fiscal year ending June 30, 2006, by section 111(b) of chap-  
34 ter 174 of the 2005 Session Laws of Kansas on the Kansas neurological  
35 institute fee fund is hereby increased from \$1,119,211 to \$1,160,969.

36 **(m) On the effective date of this act, the expenditure limitation**  
37 **established for the fiscal year ending June 30, 2006, by section**  
38 **111(b) of chapter 174 of the 2005 Session Laws of Kansas on the**  
39 **Title XIX fund is hereby increased from \$45,795,587 to**  
40 **\$45,878,587.**

41 **(n) (1) On and after the effective date of this act, during the fiscal**  
42 **year ending June 30, 2006, notwithstanding the provisions of**  
43 **K.S.A. 75-4704 and amendments thereto or any other statute or**

1 any rules and regulations adopted thereunder, no expenditures  
 2 shall be made by the department of social and rehabilitation serv-  
 3 ices or any institution of the department of social and rehabilita-  
 4 tion services from any moneys appropriated for the department of  
 5 social and rehabilitation services from the state general fund or  
 6 any special revenue fund for fiscal year 2006, as authorized by  
 7 chapter 174 or chapter 206 of 2005 Session Laws of Kansas or by  
 8 this or other appropriation act of the 2006 regular session of the  
 9 legislature, to pay any enterprise application fee charged by the  
 10 secretary of administration for services provided by the division of  
 11 information systems and communications for any institution of the  
 12 department of social and rehabilitation services.

13 (2) As used in this subsection (n), “institution of the department  
 14 of social and rehabilitation services” means the Kansas neurolog-  
 15 ical institute, Larned state hospital, Osawatomie state hospital,  
 16 Parsons state hospital and training center, or Rainbow mental  
 17 health facility.

18 Sec. ~~44~~ 27.

19 DEPARTMENT OF EDUCATION

20 (a) There is appropriated for the above agency from the state general  
 21 fund for the fiscal year ending June 30, 2006, the following:

22 **Operating expenditures (including official**  
 23 **hospitality) .....** **\$364,746**  
 24 School district juvenile detention facilities and Flint Hills  
 25 job corps center grants..... \$685,461  
 26 Special education services aid..... \$10,589,356  
 27 Capital outlay state aid..... ~~\$1,197,016~~ **\$1,293,919**  
 28 Declining enrollment state aid..... \$42,500

29 (b) In addition to the other purposes for which expenditures may be  
 30 made by the department of education from the teacher performance as-  
 31 sessment account of the state general fund for the fiscal year ending June  
 32 30, 2006, as authorized by section 113(a) of chapter 174 of the 2005  
 33 Session Laws of Kansas, expenditures may be made by the above agency  
 34 from the teacher performance assessment account of the state general  
 35 fund for fiscal year 2006 for official hospitality.

36 ~~—(c) On the effective date of this act, of the \$1,799,498,000 appropriated~~  
 37 ~~for the above agency for the fiscal year ending June 30, 2006, by section~~  
 38 ~~113(a) of chapter 174 of the 2005 Session Laws of Kansas from the state~~  
 39 ~~general fund in the general state aid account, the sum of \$10,461,133 is~~  
 40 ~~hereby lapsed.~~

41 ~~—(d) On the effective date of this act, of the \$164,984,000 appropriated~~  
 42 ~~for the above agency for the fiscal year ending June 30, 2006, by section~~  
 43 ~~113(a) of chapter 174 of the 2005 Session Laws of Kansas from the state~~

1 ~~general fund in the supplemental general state aid account, the sum of~~  
2 ~~\$1,819,180 is hereby lapsed.~~

3 ~~(c)~~ (c) During the fiscal year ending June 30, 2006, notwithstanding  
4 the provisions of subsection (c) of K.S.A. 2005 Supp. 72-8814 and amend-  
5 ments thereto or any other statute, the director of accounts and reports  
6 shall not transfer any amount from the state general fund to the school  
7 district capital outlay state aid fund.

8 ~~(d)~~ (d) On the effective date of this act, the director of accounts and  
9 reports shall transfer an amount certified by the commissioner of edu-  
10 cation from the motorcycle safety fund of the department of education  
11 to the motorcycle safety fund of the state board of regents: *Provided,*  
12 That the amount to be transferred shall be determined by the commis-  
13 sioner of education based on the amounts required to be paid pursuant  
14 to subsection (b)(2) of K.S.A. 8-272 and amendments thereto.

15 Sec. ~~45~~ 28.

16 KANSAS ARTS COMMISSION

17 (a) On the effective date of this act, of the \$347,781 appropriated for  
18 the above agency for the fiscal year ending June 30, 2006, by section  
19 115(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
20 general fund in the operating expenditures account, the sum of \$33,169  
21 is hereby lapsed.

22 Sec. ~~46~~ 29.

23 KANSAS STATE SCHOOL FOR THE BLIND

24 (a) On the effective date of this act, of the \$4,605,012 appropriated for  
25 the above agency for the fiscal year ending June 30, 2006, by section  
26 116(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
27 general fund in the operating expenditures account, the sum of ~~\$68,625~~  
28 ~~\$35,825~~ is hereby lapsed.

29 Sec. ~~47~~ 30.

30 KANSAS STATE SCHOOL FOR THE DEAF

31 (a) On the effective date of this act, of the \$7,623,643 appropriated for  
32 the above agency for the fiscal year ending June 30, 2006, by section  
33 117(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
34 general fund in the operating expenditures account, the sum of \$127,871  
35 is hereby lapsed.

36 Sec. ~~48~~ 31.

37 STATE HISTORICAL SOCIETY

38 (a) There is appropriated for the above agency from the state general  
39 fund for the fiscal year ending June 30, 2006, the following:

40 Replace skylights at Kansas history museum..... \$184,420  
41  
42  
43

1     Sec. ~~49~~ **32.**

2                                   STATE BOARD OF REGENTS

3     (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2006, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that the expenditures shall not exceed the following:

4     Motorcycle safety fund.....                                   No limit

5     Sec. ~~50~~ **33.**

6                                   DEPARTMENT OF CORRECTIONS

7     (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2006, 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:

8     Sedgwick county reentry program special revenue fund ...           No limit

9     JEHT reentry program special revenue fund.....           No limit

10    (b) On the effective date of this act, of the \$33,300,762 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the Lansing correctional facility — facilities operations account, the sum of \$150,000 is hereby lapsed.

11    (c) On the effective date of this act, of the \$14,022,625 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the facilities operations account, the sum of \$163 is hereby lapsed.

12    (d) On the effective date of this act, of the \$14,913,120 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129(a) of chapter 174 of the 2005 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 \$488,575 is hereby lapsed.

13    (e) **There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:**  
14    **Kansas criminal justice recodification, rehabilitation and restoration project**

15    **For the fiscal year ending June 30, 2006.....           \$100,000**

16    *Provided, that any unencumbered balance in the Kansas criminal justice recodification, rehabilitation and restoration project account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007: Provided further, That, in addition to the other purposes for which expenditures may be made by the department of corrections from moneys appropriated from the*

1 state general fund or any special revenue fund during the fiscal  
 2 year ending June 30, 2007, for the department of corrections as  
 3 authorized by this or other appropriation act of the 2006 regular  
 4 session of the legislature, if 2006 House Bill 2555 or any other bill  
 5 which continues the Kansas criminal recodification, rehabilitation  
 6 and restoration project beyond June 30, 2006, is not enacted into  
 7 law during the 2006 regular session of the legislature, expendi-  
 8 tures shall be made by the secretary of corrections to continue the  
 9 Kansas criminal justice recodification, rehabilitation and restora-  
 10 tion project in accordance with and subject to the provisions of  
 11 K.S.A. 2005 Supp. 22-5101 in effect on June 30, 2006, until June  
 12 30, 2007.

13 (f) On the effective date of this act, of the \$844,263 appropriated  
 14 for the above agency for the fiscal year ending June 30, 2006, by  
 15 section 8(a) of chapter 206 of the 2005 Session Laws of Kansas from  
 16 the state general fund in the day reporting centers and reentry  
 17 programs account, the sum of \$100,000 is hereby lapsed.

18 Sec. ~~51~~ 34.

19 JUVENILE JUSTICE AUTHORITY

20 (a) There is appropriated for the above agency from the state general  
 21 fund for the fiscal year ending June 30, 2006, the following:

22 Operating expenditures .....	\$721,873
23 Larned juvenile correctional facility operations .....	\$128,192

24 (b) On the effective date of this act, of the \$14,459,727 appropriated  
 25 for the above agency for the fiscal year ending June 30, 2006, by section  
 26 130(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
 27 general fund in the Kansas juvenile correctional complex facility opera-  
 28 tions account, the sum of \$289,178 is hereby lapsed.

29 (c) On the effective date of this act, of the \$5,913,025 appropriated for  
 30 the above agency for the fiscal year ending June 30, 2006, by section  
 31 130(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
 32 general fund in the Atchison juvenile correctional facility operations ac-  
 33 count, the sum of \$61,074 is hereby lapsed.

34 (d) On the effective date of this act, of the \$4,463,738 appropriated for  
 35 the above agency for the fiscal year ending June 30, 2006, by section  
 36 130(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
 37 general fund in the Beloit juvenile correctional facility operations account,  
 38 the sum of \$82,905 is hereby lapsed.

39 (e) On the effective date of this act, of the amount reappropriated for  
 40 the above agency for the fiscal year ending June 30, 2006, by section 100(a)  
 41 of chapter 206 of the 2005 Session Laws of Kansas from the state insti-  
 42 tutions building fund in the capital improvements — rehabilitation, re-  
 43 modeling, renovation and repair account, the sum of \$422,877 is hereby

1 lapsed.

2 (f) On the effective date of this act, of the \$1,795,000 appropriated for  
 3 the above agency for the fiscal year ending June 30, 2006, by section  
 4 42(b) of chapter 206 of the 2005 Session Laws of Kansas, from the state  
 5 institutions building fund in the debt service — Topeka complex and  
 6 Larned juvenile correctional facility account, the sum of \$306,755 is  
 7 hereby lapsed.

8 (g) On the effective date of this act, of the \$41,000 appropriated for  
 9 the above agency for the fiscal year ending June 30, 2006, by section  
 10 42(b) of chapter 206 of the 2005 Session Laws of Kansas, from the state  
 11 institutions building fund in the install backup generator Topeka juvenile  
 12 correctional facility account, the sum of \$4,551 is hereby lapsed.

13 (h) On the effective date of this act, the expenditure limitation estab-  
 14 lished for the fiscal year ending June 30, 2006, by section 130(c) of chapter  
 15 174 of the 2005 Session Laws of Kansas on the juvenile detention facilities  
 16 fund is hereby increased from \$4,000,000 to \$4,187,954.

17 (i) On the effective date of this act, the position limitation established  
 18 by section 146(a) of chapter 174 of the 2005 Session Laws of Kansas for  
 19 the juvenile justice authority is hereby decreased from 675.20 to 627.50.

20 Sec. ~~52~~ 35.

21 **ADJUTANT GENERAL**

22 (a) On the effective date of this act, of the \$1,494,290 appropriated for  
 23 the above agency for fiscal year ending June 30, 2006, by section 173(a)  
 24 of chapter 174 of the 2005 Session Laws of Kansas from the state general  
 25 fund in the debt service — rehabilitation and repair of the statewide  
 26 armories account, the sum of \$207,196 is hereby lapsed.

27 (b) There is appropriated for the above agency from the state general  
 28 fund for the fiscal year ending June 30, 2006, the following:

29 Kansas military emergency relief ..... \$50,000

30 *Provided*, That expenditures may be made from the Kansas military emer-  
 31 gency relief account of the state general fund for grants and interest-free  
 32 loans, which are hereby authorized to be entered into by the adjutant  
 33 general with repayment provisions and other terms and conditions in-  
 34 cluding eligibility as may be prescribed by the adjutant general therefor,  
 35 to members and families of the Kansas army and air national guard and  
 36 members and families of the reserve forces of the United States of Amer-  
 37 ica who are Kansas residents, during the period preceding, during and  
 38 after mobilization to provide assistance to eligible family members ex-  
 39 periencing financial emergencies: *Provided further*, That such assistance  
 40 may include, but shall not be limited to, medical, funeral, emergency  
 41 travel, rent, utilities, child care, food expenses and other unanticipated  
 42 emergencies: *And provided further*, That any moneys received by the  
 43 adjutant general in repayment of any grants or interest-free loans made

1 from the Kansas military emergency relief account of the state general  
2 fund shall be deposited in the state treasury in accordance with the pro-  
3 visions of K.S.A. 75-4215 and amendments thereto and shall be credited  
4 to the Kansas military emergency relief fund.

5 Rehabilitation and repair ..... \$100,000

6 (c) On the effective date of this act, the position limitation established  
7 by section 146(a) of chapter 174 of the 2005 Session Laws of Kansas for  
8 the adjutant general is hereby increased from 215.00 to 217.00.

9 Sec. ~~53~~ 36.

10 KANSAS HIGHWAY PATROL

11 (a) On the effective date of this act, the expenditure limitation estab-  
12 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
13 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
14 of the motor carrier inspection fund is hereby decreased from \$689,544  
15 to \$0.

16 (b) On the effective date of this act, the expenditure limitation estab-  
17 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
18 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
19 of the vehicle identification number fee fund is hereby decreased from  
20 \$423,122 to \$0.

21 (c) On the effective date of this act, of the \$34,239,866 appropriated  
22 for the above agency for fiscal year ending June 30, 2006, by section  
23 134(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
24 general fund in the operating expenditures account, the sum of \$652,200  
25 is hereby lapsed.

26 (d) There is appropriated for the above agency from the following spe-  
27 cial revenue fund or funds for the fiscal year ending June 30, 2006, all  
28 moneys now and hereafter lawfully credited to and available in such fund  
29 for funds, except that expenditures other than refunds authorized by law  
30 shall not exceed the following:

31 Aircraft fund — on budget ..... No limit

32 (e) On the effective date of this act, the expenditure limitation estab-  
33 lished for the fiscal year ending June 30, 2006, by section 134(b) of chap-  
34 ter 174 of the 2005 Session Laws of Kansas on the Kansas highway patrol  
35 operations fund is hereby increased from \$14,034,381 to \$14,481,189.

36 (f) On the effective date of this act, or as soon thereafter as moneys  
37 are available, the director of accounts and reports shall transfer \$446,808  
38 from the state highway fund of the department of transportation to the  
39 Kansas highway patrol operations fund of the Kansas highway patrol for  
40 the purpose of financing the Kansas highway patrol operations. In addi-  
41 tion to the purposes for which expenditures may be made from the state  
42 highway fund during fiscal year 2006 and notwithstanding the provisions  
43 of K.S.A. 68-416 and amendments thereto or any other statute, transfers

1 and expenditures may be made from the state highway fund during fiscal  
2 year 2006 for support and maintenance of the Kansas highway patrol.

3 (g) On the effective date of this act, or as soon thereafter as moneys  
4 are available, notwithstanding the provision of K.S.A. 74-2136 and amend-  
5 ments thereto or any other statute, the director of accounts and reports  
6 shall transfer \$100,000 from the Kansas highway patrol motor vehicle  
7 fund to the aircraft fund — on budget of the Kansas highway patrol.

8 **Sec. 54 37.**

9 **ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION**

10 (a) On the effective date of this act, of the \$13,200,171 appropriated  
11 for the above agency for fiscal year ending June 30, 2006, by section  
12 135(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
13 general fund in the operating expenditures account, the sum of \$275,332  
14 is hereby lapsed.

15 (b) On the effective date of this act, the expenditure limitation estab-  
16 lished for the fiscal year ending June 30, 2006, by section 135(b) of chap-  
17 ter 174 of the 2005 Session Laws of Kansas on the Kansas bureau of  
18 investigation motor vehicle fund is hereby increased from \$89,544 to  
19 \$318,343.

20 **Sec. 55 38.**

21 **EMERGENCY MEDICAL SERVICES BOARD**

22 (a) On the effective date of this act, the expenditure limitation estab-  
23 lished by section 51(a) of chapter 206 of the 2005 Session Laws of Kansas  
24 on the emergency medical services operating fund of the emergency med-  
25 ical services board is hereby decreased from \$1,091,859 to \$1,058,885.

26 **(b) The director of accounts and reports shall not make the trans-**  
27 **fer of \$500,000 from the emergency medical services operating**  
28 **fund of the emergency medical services board to the state general**  
29 **fund which was directed to be made on June 1, 2006, or as soon**  
30 **after such date as moneys were available, by section 136(c) of chap-**  
31 **ter 174 of the 2005 Session Laws of Kansas.**

32 **Sec. 56 39.**

33 **KANSAS SENTENCING COMMISSION**

34 (a) There is appropriated for the above agency from the state general  
35 fund for the fiscal year ending June 30, 2006, the following:

36 SB 123 drug treatment .....~~\$1,671,113~~ **\$2,844,013**

37 **Sec. 57 40.**

38 **STATE FAIR BOARD**

39 (a) There is appropriated for the above agency from the state general  
40 fund for the fiscal year ending June 30, 2006, the following:

41 Grandstand roof repair..... \$70,635

42 (b) On the effective date of this act, the position limitation established  
43 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174

1 of the 2005 Session Laws of Kansas for the state fair board is hereby  
2 increased from 23.00 to 24.00.

3 **(c) On the effective date of this act, of the \$1,550,044 appropri-**  
4 **ated for the above agency for the fiscal year ending June 30, 2006,**  
5 **by section 140(b) of chapter 174 of the 2005 Session Laws of Kan-**  
6 **sas from the state general fund in the state fair debt service ac-**  
7 **count, the sum of \$307 is hereby lapsed.**

8 Sec. ~~58~~ **41.**

9 KANSAS WATER OFFICE

10 (a) On the effective date of this act, the expenditure limitation estab-  
11 lished by section 142(b) of chapter 174 of the 2005 Session Laws of Kan-  
12 sas on the water conservation projects fund is hereby increased from \$0  
13 to \$733,058.

14 Sec. ~~59~~ **42.**

15 DEPARTMENT OF WILDLIFE AND PARKS

16 (a) There is appropriated for the above agency from the following spe-  
17 cial revenue fund or funds for the fiscal year ending June 30, 2006, all  
18 moneys now or hereafter lawfully credited to and available in such fund  
19 or funds, except that expenditures other than refunds authorized by law  
20 shall not exceed the following:

21 Tuttle creek state mitigation — debt service — federal  
22 fund ..... \$500,000

23 (b) On the effective date of this act, the expenditure limitation estab-  
24 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
25 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
26 of the boating fee fund is hereby decreased from \$3,290 to \$0.

27 (c) On the effective date of this act, the expenditure limitation estab-  
28 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
29 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
30 of the wildlife fee fund is hereby decreased from \$106,596 to \$0.

31 (d) On the effective date of this act, the expenditure limitation estab-  
32 lished for the fiscal year ending June 30, 2006, by section 34(b) of chapter  
33 206 of the 2005 Session Laws of Kansas on the parks fee fund is hereby  
34 increased from \$6,109,235 to \$6,124,388.

35 **(e) On and after the effective date of this act, during the fiscal**  
36 **year ending June 30, 2006, notwithstanding the provisions of any**  
37 **other statute, no expenditures shall be made by the department of**  
38 **wildlife and parks from any moneys appropriated for the depart-**  
39 **ment of wildlife and parks from the state general fund or any spe-**  
40 **cial revenue fund for fiscal year 2006, as authorized by chapter**  
41 **174 or chapter 206 of 2005 Session Laws of Kansas or by this or**  
42 **other appropriation act of the 2006 regular session of the legisla-**  
43 **ture for pumping or transportation of groundwater to any playa**

1 **lake or other wetland properties of the department of wildlife and**  
2 **parks.**

3 **Sec. 60 43.**

4 **DEPARTMENT OF TRANSPORTATION**

5 (a) On the effective date of this act, the expenditure limitation estab-  
6 lished for the fiscal year ending June 30, 2006, by section 52(a) of chapter  
7 206 of the 2005 Session Laws of Kansas on the agency operations account  
8 of the state highway fund is hereby increased from \$250,116,676 to  
9 \$251,843,007.

10 (b) During the fiscal year ending June 30, 2006, the secretary of trans-  
11 portation may transfer moneys between the other federal grants fund and  
12 the state highway fund.

13 **Sec. 44.**

14 **KANSAS HUMAN RIGHTS COMMISSION**

15 (a) **On the effective date of this act, the position limitation es-**  
16 **tablished for the fiscal year ending June 30, 2006, by section 65(b)**  
17 **of chapter 206 of the 2005 Session Laws of Kansas for the Kansas**  
18 **human rights commission is hereby decreased from 40.00 to 39.00.**

19 **Sec. 45.**

20 **LEGISLATIVE COORDINATING COUNCIL**

21 (a) **On July 1, 2006, of the \$534,904 appropriated for the above**  
22 **agency for the fiscal year ending June 30, 2007, by section 81(a)**  
23 **of chapter 174 of the 2005 Session Laws of Kansas from the state**  
24 **general fund in the legislative coordinating council — operations**  
25 **account, the sum of \$60,000 is hereby lapsed.**

26 **[Sec. 46.**

27 **[OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS**

28 **[(a) On July 1, 2006, the position limitation established for the**  
29 **fiscal year ending June 30, 2007, by section 79 of chapter 174 of**  
30 **the 2005 Session Laws of Kansas for the office of the securities**  
31 **commissioner of Kansas is hereby increased from 30.00 to 30.13.**

32 **[Sec. 47.**

33 **[KANSAS STATE BOARD OF COSMETOLOGY**

34 **[(a) On July 1, 2006, the expenditure limitation established for**  
35 **the fiscal year ending June 30, 2007, by section 65(a) of chapter**  
36 **174 of the 2005 Session Laws of Kansas on the cosmetology fee**  
37 **fund is hereby increased from \$688,213 to \$709,374: *Provided, That***  
38 **expenditures from the cosmetology fee fund for the year ending**  
39 **June 30, 2007, for official hospitality shall not exceed \$500.]**

40 **Sec. 61-46 [48].** *Appeals to exceed position limitations.* (a) The limi-  
41 tations imposed by this act on the number of full-time and regular part-  
42 time positions equated to full-time, excluding seasonal and temporary  
43 positions, paid from appropriations for the fiscal year ending June 30,

1 2006, made in chapter 174 or chapter 206 of the 2005 Session Laws of  
2 Kansas or in this act or in any other appropriation act of the 2006 regular  
3 session of the legislature may be exceeded upon approval of the state  
4 finance council.

5 (b) The limitations imposed by this act on the number of full-time and  
6 regular part-time positions equated to full-time, excluding seasonal and  
7 temporary positions, paid from appropriations for the fiscal year ending  
8 June 30, 2007, made in chapter 174 or chapter 206 of the 2005 Session  
9 Laws of Kansas or in this act or in any other appropriation act of the 2006  
10 regular session of the legislature may be exceeded upon approval of the  
11 state finance council.

12 Sec. ~~62-47~~ [49]. *Appeals to exceed expenditure limitations.* (a) Upon  
13 written application to the governor and approval of the state finance coun-  
14 cil, expenditures from special revenue funds may exceed the amounts  
15 specified in this act.

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

20 Sec. ~~63-48~~ [50]. This act shall take effect and be in force from and  
21 after its publication in the Kansas register.