

HOUSE BILL No. 3021

By Committee on Appropriations

4-26

10 AN ACT making and concerning appropriations for the fiscal years end-
11 ing June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June
12 30, 2010, and June 30, 2011, for state agencies; authorizing certain
13 transfers, capital improvement projects and fees, imposing certain re-
14 strictions and limitations, and directing or authorizing certain receipts,
15 disbursements and acts incidental to the foregoing; amending K.S.A.
16 2005 Supp. 79-2959, as amended by section 160 of 2006 Senate Bill
17 No. 480, and repealing the existing section.

18

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

20 Section 1. (a) For the fiscal years ending June 30, 2006, June 30, 2007,
21 June 30, 2008, June 30, 2009, June 30, 2010, and June 30, 2011, app-
22 propriations are hereby made, restrictions and limitations are hereby im-
23 posed, and transfers, capital improvement projects, fees, receipts, dis-
24 bursements and acts incidental to the foregoing are hereby directed or
25 authorized as provided in this act.

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

30 (c) This act shall be known and may be cited as the omnibus appro-
31 priation act of 2006 and shall constitute the omnibus reconciliation spend-
32 ing limit bill for the 2006 regular session of the legislature for purposes
33 of subsection (a) of K.S.A. 75-6702 and amendments thereto.

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

36 Sec. 2.

37

LEGISLATURE

38 (a) In addition to the other purposes for which expenditures may be
39 made by the legislature from the operations (including official hospitality)
40 account of the state general fund for the fiscal year ending June 30, 2007,
41 expenditures shall be made by the legislature from the operations (in-
42 cluding official hospitality) account of the state general fund for fiscal year
43 2007 for an additional amount of allowance equal to the amount required

1 to provide, along with the amount of allowance otherwise payable from
2 appropriations for the legislature to each member of the legislature at the
3 rate prescribed by subsection (c) of K.S.A. 46-137a and amendments
4 thereto, an aggregate amount of allowance of \$338.74 for the two-week
5 period which coincides with the fifth biweekly payroll period occurring
6 after the biweekly payroll period which includes April 1, 2007, and which
7 is chargeable to fiscal year 2007, for each member of the legislature to
8 defray expenses incurred between sessions of the legislature for postage,
9 telephone, office and other incidental expenses, which are chargeable to
10 fiscal year 2007, notwithstanding the provisions of K.S.A. 46-137a, and
11 amendments thereto: *Provided*, That all expenditures under this subsec-
12 tion (a) for such purposes shall be made otherwise in the same manner
13 that such allowance is payable to such members of the legislature for such
14 two- week period for which such allowance is payable in accordance with
15 this subsection (a) and which is chargeable to fiscal year 2007.

16 **[(b) In addition to the other purposes for which expenditures**
17 **may be made by the legislature from the moneys appropriated**
18 **from the state general fund or from the legislative special revenue**
19 **fund for fiscal year 2007 as authorized by section 60 of 2006 Senate**
20 **Bill No. 480 or by this or other appropriation act of the 2006 reg-**
21 **ular session of the legislature, expenditures shall be made by the**
22 **legislature from moneys appropriated from the state general fund**
23 **or from the legislative special revenue fund for fiscal year 2007 to**
24 **provide for meetings of a special committee on children's issues**
25 **composed of senators and representatives appointed by the legis-**
26 **lative coordinating council who are members of the joint commit-**
27 **tee on children's issues, except that no representative shall be re-**
28 **quired to be a member of the house committee on insurance or**
29 **the house committee on appropriations to be a member of the**
30 **special committee on children's issues: *Provided*, That the special**
31 **committee on children's issues shall be assigned by the legislative**
32 **coordinating council to oversee the implementation and operation**
33 **of the children's health insurance plans created under the provi-**
34 **sions of K.S.A. 38-2001 through 38-2010 and amendments thereto,**
35 **including the assessment of the performance based contracting's**
36 **measurable outcomes as set forth in subsection (b)(4) of K.S.A. 38-**
37 **2001 and amendments thereto, and other children's issues as the**
38 **special committee deems necessary and such other matters as may**
39 **be assigned by the legislative coordinating council.]**

40 Sec. 3.

41 INSURANCE DEPARTMENT

42 (a) 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 insurance department is
2 hereby decreased from 146.70 to 143.00.

3 (b) On July 1, 2006, the position limitation established for the fiscal
4 year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480
5 for the insurance department is hereby decreased from 146.70 to 143.00.

6 Sec. 4.

7 KANSAS STATE SCHOOL FOR THE DEAF

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

10 Operating expenditures
11 For the fiscal year ending June 30, 2007..... \$32,800

12 (b) There is appropriated for the above agency from the state institu-
13 tions building fund for the fiscal year or years specified, the following:

14 Tuck-point seal repairs
15 For the fiscal year ending June 30, 2007..... \$140,000

16 Sec. 5.

17 STATE BOARD OF HEALING ARTS

18 (a) Notwithstanding the provisions of K.S.A. 65-2878, and amendments
19 thereto, or any other provision of law to the contrary, in addition to the
20 other purposes for which expenditures may be made by the state board
21 of healing arts from the healing arts fee fund for fiscal year 2007 as au-
22 thorized by section 64 of chapter 174 of the 2005 Session Laws of Kansas
23 or by this or other appropriation act of the 2006 regular session of the
24 legislature, expenditures may be made by the above agency from the
25 healing arts fee fund for one administrative assistant in the unclassified
26 service under the Kansas civil service act.

27 (b) During the fiscal year ending June 30, 2007, the director of the
28 budget and the director of the legislative research department shall con-
29 sult periodically and review the balance credited to and the estimated
30 receipts to be credited to the healing arts fee fund during the fiscal year
31 2007, and, upon a finding by the director of the budget in consultation
32 with the director of the legislative research department that the total of
33 the unencumbered balance and estimated receipts to be credited to the
34 healing arts fee fund during fiscal year 2007 are insufficient to finance
35 the budgeted expenditures for fiscal year 2007 in accordance with the
36 provisions of appropriation acts, the director of the budget shall certify
37 such finding to the director of accounts and reports. Upon receipt of any
38 such certification, the director of accounts and reports shall transfer the
39 amount of money as certified from the state general fund to the healing
40 arts fee fund that is required, in accordance with the certification by the
41 director of the budget under this subsection, to fund the budgeted ex-
42 penditures for fiscal year 2007 in accordance with the provisions of ap-
43 propriation acts, as specified by the director of the budget pursuant to

1 such certification. On or before June 30, 2007, the director of accounts
 2 and reports shall transfer from the healing arts fee fund to the state gen-
 3 eral fund to reimburse the state general fund the amount of money equal
 4 to the aggregate of all amounts transferred during fiscal year 2007 pur-
 5 suant to this section.

6 Sec. 6.

7 DEPARTMENT OF TRANSPORTATION

8 (a) In addition to the other purposes for which expenditures may be
 9 made by the above agency from the state highway fund for fiscal year
 10 2007, expenditures may be made by the above agency from the state
 11 highway fund for fiscal year 2007 from the unencumbered balance as of
 12 June 30, 2006, in each capital improvement project account for a building
 13 or buildings in the state highway fund for one or more projects approved
 14 for prior fiscal years: *Provided*, That all expenditures from the unencum-
 15 bered balance in any such project account of the state highway fund for
 16 fiscal year 2007 shall not exceed the amount of the unencumbered bal-
 17 ance in such project account on June 30, 2006, subject to the provisions
 18 of section 124(d) of 2006 Senate Bill No. 480: *Provided further*, That all
 19 expenditures from any such project account shall be in addition to any
 20 expenditure limitation imposed on the state highway fund for fiscal year
 21 2007.

22 (b) On July 1, 2006, the expenditure limitation established for the fiscal
 23 year ending June 30, 2007, by section 124(b) of 2006 Senate Bill No. 480
 24 on the agency operations account of the state highway fund of the de-
 25 partment of transportation is hereby increased from \$258,347,800 to
 26 \$261,047,800.

27 Sec. 7.

28 STATE BOARD OF MORTUARY ARTS

29 (a) On July 1, 2006, the expenditure limitation established for the fiscal
 30 year ending June 30, 2007, by section 68(a) of chapter 174 of the 2005
 31 Session Laws of Kansas on the mortuary arts fee fund is hereby increased
 32 from \$249,080 to \$261,580.

33 Sec. 8.

34 DEPARTMENT OF EDUCATION

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

37 KPERS — employer contributions

38 For the fiscal year ending June 30, 2006.....	\$632,231
39 Supplemental general state aid	
40 For the fiscal year ending June 30, 2007.....	\$65,000
41 Operating expenditures (including official hospitality)	
42 For the fiscal year ending June 30, 2007.....	\$2,300
43 Parent education program	

1 For the fiscal year ending June 30, 2007..... \$2,500,000
 2 Special education services aid
 3 For the fiscal year ending June 30, 2007..... \$1,225,000
 4 Challenger learning center in Wellington grant
 5 For the fiscal year ending June 30, 2007..... \$300,000
 6 *Provided*, That any teacher employed by a school district in Kansas who
 7 teaches in the areas of math or science may submit an application for a
 8 scholarship to Challenger learning center in Wellington, Kansas: *Provided*
 9 *further*, That such scholarship shall be in an amount to be determined
 10 by the Challenger learning center for the purpose of paying the costs of
 11 obtaining training at the Challenger learning center: *And provided fur-*
 12 *ther*, That the application shall be prepared in such form and manner as
 13 required by the Challenger learning center and shall be submitted at a
 14 time to be determined and specified by the Challenger learning center:
 15 *And provided further*, That the Challenger learning center shall establish
 16 standards and criteria for reviewing, evaluating and approving applica-
 17 tions for scholarships: *And provided further*, That all scholarships shall
 18 be awarded by the Challenger learning center in accordance with the
 19 standards and criteria established by the Challenger learning center and
 20 that the Challenger learning center shall determine the amount of schol-
 21 arships and shall be responsible for payment thereof.
 22 (b) On July 1, 2006, of the \$1,750,000 appropriated for the above
 23 agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006
 24 Senate Bill No. 480 from the state general fund in the professional de-
 25 velopment aid account, the sum of \$300,000 is hereby lapsed.
 26 (c) On July 1, 2006, of the \$1,875,545,955 appropriated for the above
 27 agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006
 28 Senate Bill No. 480 from the state general fund in the general state aid
 29 account, the sum of \$25,375,088 is hereby lapsed.
 30 (d) On July 1, 2006, of the \$238,709,000 appropriated for the above
 31 agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006
 32 Senate Bill No. 480 from the state general fund in the supplemental
 33 general state aid account, the sum of \$1,819,180 is hereby lapsed.
 34 (e) On July 1, 2006, of the \$184,556,614 appropriated for the above
 35 agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006
 36 Senate Bill No. 480 from the state general fund in the KPERs — em-
 37 ployer contributions account, the sum of \$925,383 is hereby lapsed.
 38 (f) (1) On July 1, 2006, the \$2,500,000 appropriated for the above
 39 agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006
 40 Senate Bill No. 480 from the children’s initiatives fund in the parent
 41 education program account, is hereby lapsed.
 42 (2) On July 1, 2006, the director of accounts and reports shall transfer
 43 the amount equal to any unencumbered balance in excess of \$100 as of

1 June 30, 2006, in the parent education program account of the children’s
2 initiatives fund from the children’s initiatives fund to the state general
3 fund and the amount equal to the amount transferred pursuant to this
4 subsection (f)(2) is hereby appropriated for the above agency from the
5 state general fund for the fiscal year ending June 30, 2007, in the parent
6 education program account of the state general fund.

7 (g) (1) On July 1, 2006, the \$5,304,045 appropriated for the above
8 agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006
9 Senate Bill No. 480 from the children’s initiatives fund in the general
10 state aid four-year-old at-risk account, is hereby lapsed.

11 (2) On July 1, 2006, the director of accounts and reports shall transfer
12 the amount equal to any unencumbered balance in excess of \$100 as of
13 June 30, 2006, in the general state aid four-year- old at-risk account of
14 the children’s initiatives fund from the children’s initiatives fund to the
15 state general fund and the amount equal to the amount transferred pur-
16 suant to this subsection (g)(2) is hereby appropriated for the above agency
17 from the state general fund for the fiscal year ending June 30, 2007, in
18 the general state aid account of the state general fund.

19 (h) (1) On July 1, 2006, the \$1,225,000 appropriated for the above
20 agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006
21 Senate Bill No. 480 from the children’s initiatives fund in the special
22 education services aid account, is hereby lapsed.

23 (2) On July 1, 2006, the director of accounts and reports shall transfer
24 the amount equal to any unencumbered balance in excess of \$100 as of
25 June 30, 2006, in the special education services aid account of the chil-
26 dren’s initiatives fund from the children’s initiatives fund to the state
27 general fund and the amount equal to the amount transferred pursuant
28 to this subsection (h)(2) is hereby appropriated for the above agency from
29 the state general fund for the fiscal year ending June 30, 2007, in the
30 special education services aid account of the state general fund.

31 Sec. 9.

32 ATTORNEY GENERAL

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

35 Abuse, neglect and exploitation unit
36 For the fiscal year ending June 30, 2006..... \$122,000

37 *Provided*, That expenditures may be made by the attorney general from
38 the abuse, neglect and exploitation account of the state general fund to
39 contract with other agencies or organizations to provide services related
40 to the investigation or litigation of findings related to abuse, neglect, or
41 exploitation: *Provided further*, That expenditures shall be made by the
42 attorney general from the abuse, neglect and exploitation account of the
43 state general fund to employ an inspector general who shall be an attorney

1 in the classified service under the Kansas civil service act who shall be
2 authorized to oversee, audit, investigate, and provide a performance re-
3 view of the administration of the state medicaid program, mediKan pro-
4 gram, and the state children’s health insurance program.

5 Abuse, neglect and exploitation unit
6 For the fiscal year ending June 30, 2007..... \$228,000

7 *Provided*, That expenditures may be made by the attorney general from
8 the abuse, neglect and exploitation account of the state general fund to
9 contract with other agencies or organizations to provide services related
10 to the investigation or litigation of findings related to abuse, neglect, or
11 exploitation: *Provided further*, That expenditures shall be made by the
12 attorney general from the abuse, neglect and exploitation account of the
13 state general fund to employ an inspector general who shall be an attorney
14 in the classified service under the Kansas civil service act who shall be
15 authorized to oversee, audit, investigate, and provide a performance re-
16 view of the administration of the state medicaid program, mediKan pro-
17 gram, and the state children’s health insurance program: *And provided*
18 *further*, That any unencumbered balance in excess of \$100 as of June 30,
19 2006, in the abuse, neglect and exploitation unit account is hereby reap-
20 propriated for fiscal year 2007.

21 Internet training education for Kansas kids
22 For the fiscal year ending June 30, 2007..... \$175,000

23 *Provided*, That any unencumbered balance in excess of \$100 as of June
24 30, 2006, in the young Kansans — safe kids program account is hereby
25 reappropriated to the internet training education for Kansas kids account
26 for fiscal year 2007.

27 (b) On the effective date of this act, the position limitation established
28 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174
29 of the 2005 Session Laws of Kansas for the attorney general is hereby
30 increased from 94.50 to 97.00.

31 (c) On July 1, 2006, the position limitation established for the fiscal
32 year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480
33 for the attorney general is hereby increased from 94.50 to 102.00.

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

39 Concealed weapon licensure fund
40 For the fiscal year ending June 30, 2007..... No limit

41 *Provided*, That the attorney general shall authorize the director of ac-
42 counts and reports to transfer amounts totaling \$260,000 from the con-
43 cealed weapon licensure fund of the attorney general to the state general

1 fund at such time as receipts to the fund are sufficient to sustain expend-
2 itures for duties and activities relating to the administration of the per-
3 sonal and family protection act as well as to repay the state general fund
4 for money advanced for such purpose: *Provided further*, That upon re-
5 ceipt of such authorization, the director of accounts and reports shall
6 transfer such amount authorized from the concealed weapon licensure
7 fund of the attorney general to the state general fund.

8 (e) On the effective date of this act, or as soon thereafter as moneys
9 are available, the director of accounts and reports shall transfer \$260,000
10 from the state general fund to the concealed weapon licensure fund.

11 **[(f) In addition to the other purposes for which expenditures may**
12 **be made by the attorney general from the state general fund or**
13 **any special revenue fund for fiscal year 2006 and fiscal year 2007**
14 **as authorized by chapter 174 or chapter 206 of the 2005 Session**
15 **Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other**
16 **appropriation act of the 2006 regular session of the legislature,**
17 **expenditures may be made by the attorney general from the state**
18 **general fund or any special revenue fund for fiscal year 2006 or**
19 **fiscal year 2007, or for both such fiscal years to prepare and submit**
20 **a friend of the court brief at any appropriate time to support the**
21 **lawsuit filed by Creekstone Farms, a Kansas beef packing com-**
22 **pany, against the USDA, Creekstone Farms v. United States De-**
23 **partment of Agriculture, case no. 06-544, filed on 3/23/2006 in the**
24 **United States District Court for the District of Columbia, and to**
25 **undertake any other appropriate actions to support Creekstone**
26 **Farms in its efforts to reopen foreign export markets for American**
27 **beef by testing every animal for BSE, including preparing and sub-**
28 **mitting formal requests to the United States Department of Agri-**
29 **culture to modify current health standards which impose maxi-**
30 **imum health standards and prohibit companies from voluntarily**
31 **exceeding such standards in order to provide a higher level of pro-**
32 **tection and to adopt health requirements that are minimum stan-**
33 **dards which protect health, but which also permit companies to**
34 **exceed such minimum standards.**

35 [Sec. 10.

36 [GOVERNOR'S DEPARTMENT

37 **[(a) In addition to the other purposes for which expenditures**
38 **may be made by the governor from the state general fund or any**
39 **special revenue fund for fiscal year 2006 and fiscal year 2007 as**
40 **authorized by chapter 174 or chapter 206 of the 2005 Session Laws**
41 **of Kansas, by 2006 Senate Bill No. 480, or by this or other appro-**
42 **propriation act of the 2006 regular session of the legislature, expend-**
43 **itures may be made by the governor from the state general fund**

1 **or any special revenue fund for fiscal year 2006 or fiscal year 2007,**
 2 **or for both such fiscal years to prepare and submit a friend of the**
 3 **court brief at any appropriate time to support the lawsuit filed by**
 4 **Creekstone Farms, a Kansas beef packing company, against the**
 5 **United States Department of Agriculture, Creekstone Farms v.**
 6 **USDA , case no. 06-544, filed on 3/23/2006 in the United States**
 7 **District Court for the District of Columbia, and to undertake any**
 8 **other appropriate actions to support Creekstone Farms in its ef-**
 9 **forts to reopen foreign export markets for American beef by test-**
 10 **ing every animal for BSE, including preparing and submitting for-**
 11 **mal requests to the United States Department of Agriculture to**
 12 **modify current health standards which impose maximum health**
 13 **standards and prohibit companies from voluntarily exceeding such**
 14 **standards in order to provide a higher level of protection and to**
 15 **adopt health requirements that are minimum standards which pro-**
 16 **tect health, but which also permit companies to exceed such min-**
 17 **imum standards.]**

18 Sec. ~~10~~. [11.]

19 JUDICIAL BRANCH

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

22 Judicial operations

23 For the fiscal year ending June 30, 2007..... \$6,713,215

24 (b) On July 1, 2006, of the \$2,150,446 appropriated for the above
 25 agency for the fiscal year ending June 30, 2007, by section 128(q)(10)(A)
 26 of 2006 Senate Bill No. 480 from the state general fund in the judiciary
 27 operations account, the sum of ~~\$430,089~~ [**\$943,768**] is hereby lapsed.

28 (c) (1) During the fiscal year ending June 30, 2007, notwithstanding
 29 the provisions of K.S.A. 75-3120l, and amendments thereto, or any other
 30 statute to the contrary, no expenditures shall be made from any moneys
 31 appropriated for the judicial branch from the state general fund or any
 32 special revenue fund for fiscal year ending June 30, 2007, by 2006 Senate
 33 Bill No. 480 or by this or other appropriation act of the 2006 regular
 34 session of the legislature to pay any amount of salary or other compen-
 35 sation, or associated employer contributions to provide for any increase
 36 in salary or other compensation for any judge of an appellate court for
 37 fiscal year 2007 that is greater than a 2.0% increase in any such salary or
 38 other compensation for fiscal year 2006: *Provided*, That, during the fiscal
 39 year ending June 30, 2007, no provision of K.S.A. 75-3120f, 75-3120h or
 40 75-3120l, and amendments thereto, or any other statute, shall be deemed
 41 to provide or to otherwise authorize any increase in the monthly rate of
 42 salary or other compensation for any judge of an appellate court for fiscal
 43 year 2007 that is greater than a 2.0% increase in any such salary or other

1 compensation for fiscal year 2006: *Provided further*, That, during the
 2 fiscal year ending June 30, 2007, expenditures shall be made from moneys
 3 appropriated for the judicial branch from the state general fund or any
 4 special revenue fund for the fiscal year ending June 30, 2007, to pay the
 5 salary or other compensation, and associated employer contributions, for
 6 each judge of a district court for fiscal year 2007 in accordance with the
 7 provisions of K.S.A. 75-3120g and 75-3120k, and amendments thereto:
 8 *Provided, however*, That, notwithstanding any provision of K.S.A. 75-
 9 3120l, and amendments thereto, or any other statute to the contrary, the
 10 provisions of K.S.A. 75-3120l, and amendments thereto, shall not be con-
 11 strued to provide any increase of salary or other compensation for any
 12 judge of a district court for fiscal year 2007 above the monthly rate of
 13 salary or other compensation for the fiscal year 2006: *And provided fur-*
 14 *ther*, That expenditures from moneys appropriated for the judicial branch
 15 from the state general fund or any special revenue fund for the fiscal year
 16 ending June 30, 2007, to pay the salary or other compensation, and as-
 17 sociated employer contributions, for any judge of an appellate court or
 18 any judge of a district court for fiscal year 2007 are subject to appropri-
 19 ations available therefor: *And provided further*, That the provisions of
 20 section 128(q)(10)(B) of 2006 Senate Bill No. 480 are hereby declared to
 21 be null and void and shall have no force and effect.

22 (2) As used in this subsection, (A) “judge of an appellate court” means
 23 the chief justice of the supreme court, any other justice of the supreme
 24 court, the chief judge of the court of appeals, and any other judge of the
 25 court of appeals; and (B) “judge of a district court” means any district
 26 judge designated as the chief judge of a district court, any other district
 27 judge and any district magistrate judge.

28 Sec. ~~11~~ [12.]

29 DEPARTMENT OF HEALTH AND ENVIRONMENT —
 30 DIVISION OF HEALTH

31 (a) For the fiscal year ending June 30, 2006, the department of admin-
 32 istration shall not collect or charge the department of health and envi-
 33 ronment — division of health in excess of \$447,348.80 for building rent
 34 for the department of health and environment laboratory facility located
 35 at Forbes field.

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

38	PKU/hemophilia treatment products	
39	For the fiscal year ending June 30, 2006.....	\$100,000
40	SIDS network grant	
41	For the fiscal year ending June 30, 2007.....	\$50,000

42 *Provided*, That expenditures shall be made by the department of health
 43 and environment from the SIDS network grant account for the SIDS

1 network grant only upon certification by the secretary of health and en-
 2 vironment to the director of accounts and reports that private moneys, or
 3 in kind services, or a combination of both, are available to match the
 4 expenditure of state moneys on the basis of \$1 of private moneys, or in
 5 kind services, or a combination of both, to \$1 of state moneys.

6 Domestic violence support training grant
 7 For the fiscal year ending June 30, 2007..... \$225,000
 8 *Provided*, That expenditures shall be made by the department of health
 9 and environment for domestic violence support training from the do-
 10 mestic violence support training grant account of the state general fund
 11 only upon certification by the secretary of health and environment to the
 12 director of accounts and reports that private moneys, or in kind services,
 13 or a combination of both, are available to match the expenditure of state
 14 moneys on the basis of \$1 of private moneys, or in kind services, or a
 15 combination of both, to \$1 of state moneys.

16 Pregnancy maintenance initiative grant
 17 For the fiscal year ending June 30, 2007..... \$200,000
 18 *Provided*, That expenditures shall be made by the department of health
 19 and environment for the pregnancy maintenance initiative grant account
 20 only upon certification by the secretary of health and environment to the
 21 director of accounts and reports that private moneys, or in kind services,
 22 or a combination of both, are available to match the expenditure of state
 23 moneys on the basis of \$1 of private moneys or in kind services or a
 24 combination of both to \$1 of state moneys.

25 Newborn hearing aid loaner program
 26 For the fiscal year ending June 30, 2007..... \$50,000

27 Operating expenditures (including official hospitality) — health
 28 For the fiscal year ending June 30, 2007..... \$312,000

29 Infant and toddler program
 30 For the fiscal year ending June 30, 2007..... \$250,000

31 Advanced education general dentistry residency program
 32 For the fiscal year ending June 30, 2007..... \$415,000
 33 For the fiscal year ending June 30, 2008..... \$415,000
 34 For the fiscal year ending June 30, 2009..... \$415,000
 35 *Provided*, That the secretary of health and environment shall submit a
 36 report to the house committee on appropriations on or before February
 37 1 in 2007, 2008 and 2009 concerning the status of the advanced education
 38 general dentistry residency program.

39 (c) In addition to the other purposes for which expenditures may be
 40 made by the department of health and environment — division of health
 41 from the state general fund or any special revenue fund for fiscal year
 42 2007 as authorized by section 86 of 2006 Senate Bill No. 480 or by this
 43 act or other appropriation act of the 2006 regular session of the legisla-

1 ture, expenditures shall be made by the above agency to appoint an ad-
 2 visory committee to develop appropriate newborn screening guidelines
 3 and recommendations regarding any rule and regulation or statutory
 4 changes that would be required to implement the recommendations of
 5 the advisory committee: *Provided*, That the advisory committee shall re-
 6 port to the senate committee on ways and means and house committee
 7 on appropriations on or before January 1, 2007.

8 (d) On July 1, 2006, of the \$250,000 appropriated for the above agency
 9 for the fiscal year ending June 30, 2007, by section 86(c) of 2006 Senate
 10 Bill No. 480 from the children’s initiatives fund in the PKU/hemophilia
 11 account, the sum of \$42,000 is hereby lapsed.

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

17 Avian flu vaccine — federal fund	
18 For the fiscal year ending June 30, 2007.....	No limit
19 Avian flu vaccine state fund	
20 For the fiscal year ending June 30, 2007.....	\$0

21 (f) During the fiscal year ending June 30, 2007, if the director of the
 22 budget determines that the unencumbered balance in the avian flu vac-
 23 cine state fund is insufficient to pay an amount that is necessary to finance
 24 an action pursuant to state efforts for the prevention and treatment of
 25 avian flu and upon approval of an amount to be transferred from the state
 26 general fund to the avian flu vaccine state fund for such purpose by the
 27 state finance council acting on this matter which is hereby characterized
 28 as a matter of legislative delegation and subject to the guidelines pre-
 29 scribed in subsection (c) of K.S.A. 75-3711c and amendments thereto
 30 except that: (1) Such approval may be given only subsequent to review
 31 and recommendation by the legislative budget committee and only upon
 32 unanimous vote of all members of the state finance council; and (2) may
 33 be given while the legislature is in session, the director of the budget shall
 34 certify to the director of accounts and reports the amount approved by
 35 the state finance council to be transferred from the state general fund to
 36 the avian flu vaccine state fund and shall transmit a copy of each such
 37 certification to the director of the legislative research department: *Pro-*
 38 *vided*, That during the fiscal year ending June 30, 2007, upon receipt of
 39 each such certification from the director of the budget, the director of
 40 accounts and reports shall transfer the amount specified in accordance
 41 with such certification from the state general fund to the avian flu vaccine
 42 state fund: *Provided, however*, That the aggregate of all amounts trans-
 43 ferred from the state general fund to the avian flu vaccine state fund

1 pursuant to this subsection during fiscal year 2007 shall not exceed
2 \$10,000,000.

3 Sec. ~~12~~ [13.]

4 DEPARTMENT OF HEALTH AND ENVIRONMENT —
5 DIVISION OF ENVIRONMENT

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

11 Kansas essential fuels supply trust fund

12 For the fiscal year ending June 30, 2007..... No limit

13 (b) During the fiscal year ending June 30, 2007, the director of accounts
14 and reports shall transfer an amount or amounts specified by the secretary
15 of health and environment from the aboveground petroleum storage tank
16 release trust fund to the Kansas essential fuels supply trust fund: *Pro-*
17 *vided*, That the aggregate of all such amounts shall not exceed \$250,000.

18 Sec. ~~13~~ [14.]

19 ADJUTANT GENERAL

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

22 Disaster relief

23 For the fiscal year ending June 30, 2006..... \$1,138,000

24 Operating expenditures

25 For the fiscal year ending June 30, 2007..... \$20,067

26 (b) On July 1, 2006, the position limitation established for the fiscal
27 year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480
28 for the adjutant general is hereby increased from 217.00 to 219.00.

29 Sec. ~~14~~ [15.]

30 STATE FIRE MARSHAL

31 (a) On July 1, 2006, the expenditure limitation established for the fiscal
32 year ending June 30, 2007, by section 111(a) of 2006 Senate Bill No. 480
33 on the fire marshal fee fund is hereby increased from \$3,278,087 to
34 \$3,436,802.

35 Sec. ~~15~~ [16.]

36 ATTORNEY GENERAL — KANSAS BUREAU OF
37 INVESTIGATION

38 ~~—(a) On the effective date of this act, the expenditure limitation estab-~~
39 ~~lished by section 151(b) of 2006 Senate Bill No. 480 on expenditures~~
40 ~~from the moneys received from the issuance of bonds for capital improve-~~
41 ~~ment projects under section 151(b) of 2006 Senate Bill No. 480, is hereby~~
42 ~~increased from \$2,000,000 to \$2,354,475, plus all amounts required for~~
43 ~~costs of bond issuance, costs of interest on the bonds issued for such~~

1 ~~capital improvement project during the construction of such projects and~~
2 ~~any required reserves for the payment of principal and interest on the~~
3 ~~bonds.~~

4 **[(a) There is appropriated for the above agency from the state**
5 **general fund for the fiscal year or years specified, for the capital**
6 **improvement project or projects specified as follows:**

7 **[IMA building purchase and Great Bend laboratory renovation**
8 **For the fiscal year ending June 30, 2007 \$2,354,475**
9 ***Provided, That all expenditures from the IMA building purchase***
10 ***and Great Bend laboratory renovation account shall be for capital***
11 ***improvement projects for acquisition of the IMA Building and to***
12 ***finish the second floor of the Great Bend laboratory.]***

13 (b) On June 15, 2007, if federal funds for the automated fingerprint
14 identification system have been received by the above agency during fiscal
15 year 2007, of the \$15,504,323 appropriated for the above agency for the
16 fiscal year ending June 30, 2007, by section 114(a) of 2006 Senate Bill
17 No. 480 from the state general fund, the sum of \$752,070 is hereby
18 lapsed.

19 (c) In addition to the other purposes for which expenditures may be
20 made by the attorney general — Kansas bureau of investigation from the
21 operating expenditures account of the state general fund for fiscal year
22 2007, expenditures may be made by the attorney general — Kansas bu-
23 reau of investigation from the operating expenditures account of the state
24 general fund to provide funding for the automated fingerprint identifi-
25 cation system upon approval by the state finance council acting on this
26 matter which is hereby characterized as a matter of legislative delegation
27 and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-
28 3711c, and amendments thereto, if federal funds for such system are not
29 going to be received by the above agency during fiscal year 2007: *Pro-*
30 *vided, however,* That expenditures by the above agency from the oper-
31 ating expenditures account of the state general fund for such purpose
32 during fiscal year shall not exceed \$752,070.

33 (d) On July 1, 2006, the position limitation established for the fiscal
34 year ending June 30,2007, by section 125(a) of 2006 Senate Bill No. 480
35 for the attorney general—Kansas bureau of investigation is hereby in-
36 creased from 213.00 to 217.00.

37 **[(e) Notwithstanding the provisions of section 151(b) of 2006**
38 **Senate Bill No. 480, no expenditures shall be made by the attorney**
39 **general — Kansas bureau of investigation from moneys appropri-**
40 **ated from the state general fund or from any special revenue fund**
41 **or funds for fiscal year 2006 or fiscal year 2007 to provide for the**
42 **issuance of bonds by the Kansas development finance authority in**
43 **accordance with K.S.A. 74-8905 and amendments thereto for cap-**

1 **ital improvement projects for acquisition of the IMA Building and**
 2 **to finish the second floor of the Great Bend laboratory: *Provided,***
 3 **That the approval of such capital improvement projects for the**
 4 **attorney general — Kansas bureau of investigation is specifically**
 5 **withdrawn for all purposes of subsection (b) of K.S.A. 74-8905 and**
 6 **amendments thereto: *Provided further,* That the authorization for**
 7 **the issuance of bonds by the Kansas development finance authority**
 8 **for such capital improvement projects in accordance with that stat-**
 9 **ute is specifically revoked and the Kansas development finance**
 10 **authority shall not issue bonds for such capital improvement pro-**
 11 **jects under section 151(b) of 2006 Senate Bill No. 480: *And provided***
 12 ***further,* That the provisions of section 151(b) of 2006 Senate Bill**
 13 **No. 480 are hereby declared to be null and void and shall have no**
 14 **force and effect.]**

15 Sec. ~~16~~. [17.]

16 KANSAS HIGHWAY PATROL

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

19 Operating expenditures

20 For the fiscal year ending June 30, 2007.....	\$111,938
--	-----------

21 (b) On July 1, 2006, the expenditure limitation established for the fiscal
22 year ending June 30, 2007, by section 113(b) of 2006 Senate Bill No. 480
23 on the Kansas highway patrol operations fund is hereby increased from
24 \$17,240,790 to \$17,422,134.

25 (c) The director of accounts and reports shall not make the transfer of
26 \$8,639,668 from the state highway fund of the department of transpor-
27 tation to the state general fund which was directed to be made on July 1,
28 2006, October 1, 2006, January 1, 2007, and April 1, 2007, by section
29 113(i) of 2006 Senate Bill No. 480 and, on July 1, 2006, the provisions of
30 section 113(i) of 2006 Senate Bill No. 480 are hereby declared to be null
31 and void and shall have no force and effect.

32 Sec. ~~17~~. [18.]

33 KANSAS SENTENCING COMMISSION

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

36 Substance abuse treatment programs

37 For the fiscal year ending June 30, 2006.....	\$87,500
--	----------

38 Sec. ~~18~~. [19.]

39 STATE CONSERVATION COMMISSION

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

43 Irrigation water use reductions

1 For the fiscal year ending June 30, 2007..... \$786,268
 2 Sec. ~~19~~ [20.]

3 KANSAS WATER OFFICE

4 (a) (1) On the effective date of this act, the expenditure limitation
 5 established by section 50(a) of 2006 Senate Bill No. 480 on the water
 6 conservation projects fund is hereby increased from \$733,058 to
 7 \$745,036.

8 (2) During the fiscal year ending June 30, 2006, expenditures may be
 9 made from the water conservation projects fund for reimbursements pro-
 10 vided pursuant to subsection (d) of K.S.A. 82a- 1803, and amendments
 11 thereto, to the following, within the expenditure limitation established by
 12 subsection (a)(1), subject to the expenditure limitations prescribed there-
 13 for:

- 14 Kearney County irrigation association
- 15 For the fiscal year ending June 30, 2006..... \$98,651
- 16 Southside Ditch association
- 17 For the fiscal year ending June 30, 2006..... \$44,100
- 18 Finney County water users association
- 19 For the fiscal year ending June 30, 2006..... \$50,285

20 *Provided*, That all expenditures from each such project account shall be
 21 within any expenditure limitation imposed on the water conservation pro-
 22 jects fund for fiscal year 2006.

23 (b) In addition to the other purposes for which expenditures may be
 24 made by the above agency from the from the water conservation projects
 25 fund for the fiscal years ending June 30, 2006, and June 30, 2007, as
 26 authorized by chapter 174 or chapter 206 of the 2005 Session Laws of
 27 Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act
 28 of the 2006 regular session of the legislature, expenditures may be made
 29 by the above agency from the water conservation projects fund for fiscal
 30 year 2006 and fiscal year 2007 for the purpose of feasibility studies for
 31 projects including: (1) Alternate delivery system around Lake McKinney,
 32 (2) capacity storage and control structures at Lake McKinney, (3) lining
 33 of the southside ditch, (4) alternate delivery system for the farmers ditch,
 34 (5) recharge projects, (6) Arkansas River channel restoration and main-
 35 tenance, and (7) check dams and structures: *Provided*, That the aggregate
 36 of expenditures from the water conservation projects fund for these pro-
 37 jects during the fiscal years ending on June 30, 2006 and June 30, 2007,
 38 shall not exceed \$552,000.

39 (c) (1) On July 1, 2006, the expenditure limitation established for the
 40 fiscal year ending June 30, 2007, by section 121(b) of 2006 Senate Bill
 41 No. 480 on the water conservation projects fund is hereby increased from
 42 \$0 to \$3,152,000.

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

1 made by the above agency from the water conservation projects fund for
 2 the fiscal year ending June 30, 2007, as authorized by 2006 Senate Bill
 3 No. 480 or by this or other appropriation act of the 2006 regular session
 4 of the legislature, expenditures may be made by the above agency from
 5 the water conservation projects fund for fiscal year 2007 for the purpose
 6 of feasibility studies for projects specified in subsection (b) and for pro-
 7 jects to reduce leakage by lining the southside ditch and developing an
 8 alternate southside canal water delivery system in the Arkansas River
 9 system upstream of Garden City: *Provided*, That expenditures from the
 10 water conservation projects fund for fiscal year 2007 for such projects to
 11 reduce leakage by lining the southside ditch and developing an alternate
 12 southside canal water delivery system in the Arkansas River system up-
 13 stream of Garden City shall be in addition to expenditures for the projects
 14 specified in subsection (b): *Provided, however*, That the aggregate of ex-
 15 penditures from the water conservation projects fund for fiscal year 2007
 16 for such projects to reduce leakage by lining the southside ditch and
 17 developing an alternate southside canal water delivery system in the Ar-
 18 kansas River system upstream of Garden City shall not exceed \$2,500,000.

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

21 Water resources operating expenditures
 22 For the fiscal year ending June 30, 2007..... \$18,000

23 (e) Any unencumbered balance in excess of \$100 as of June 30, 2006,
 24 in each of the following accounts of the state water plan fund is hereby
 25 reappropriated for fiscal year 2007: Stream gaging program; water plan-
 26 ning process; Kansas water authority.

27 Sec. ~~20~~. [21.]

28 STATE BOARD OF REGENTS

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

31 Special education teacher scholarship program
 32 For the fiscal year ending June 30, 2007..... \$300,000

33 *Provided*, That, if 2006 House Bill No. 2578 is not passed by the legis-
 34 lature during the 2006 regular session and enacted into law, then, on July
 35 1, 2006, the \$300,000 appropriated for the above agency for the fiscal
 36 year ending June 30, 2007, by this section from the state general fund in
 37 the special education teacher scholarship program account is hereby
 38 lapsed.

39 Teacher education scholarship program
 40 For the fiscal year ending June 30, 2007..... \$86,115

41 *Provided*, That, if 2006 House Bill No. 2578 is not passed by the legis-
 42 lature during the 2006 regular session and enacted into law, then, on July
 43 1, 2006, the \$86,115 appropriated for the above agency for the fiscal year

1 ending June 30, 2007, by this section from the state general fund in the
2 teacher education scholarship program account is hereby lapsed.

3 Masters-level nursing capacity initiative

4 For the fiscal year ending June 30, 2007..... \$200,000

5 *Provided*, That the state board of regents is hereby authorized to make
6 expenditures from the masters-level nursing capacity initiative account
7 for grants to state educational institutions, the municipal university, and
8 other institutions of higher education in Kansas: *Provided further*, That
9 such grants shall be matched on a \$1 for \$1 basis by the institutions of
10 higher education awarded the grant.

11 **[(b) In addition to the other purposes for which expenditures**
12 **may be made by the state board of regents from moneys appro-**
13 **riated from the state general fund or any special revenue fund**
14 **for fiscal year 2007 for the state board of regents as authorized by**
15 **2006 Senate Bill No. 480 or by this or other appropriation act of**
16 **the 2006 regular session of the legislature, notwithstanding the**
17 **provisions of K.S.A. 2005 Supp. 76-729, and amendments thereto,**
18 **or any other statute, expenditures shall be made by the state board**
19 **of regents for fiscal year 2007 from the moneys appropriated from**
20 **the state general fund or any special revenue fund for develop-**
21 **ment, adoption and implementation of a policy and any necessary**
22 **administrative procedures to provide for any person (1) who was**
23 **a resident of Kansas for at least five years immediately prior to**
24 **graduation from an accredited Kansas high school, (2) who left**
25 **Kansas to attend an out-of-state college or university, and (3) who**
26 **returned to Kansas within 12 months of graduation from such out-**
27 **of-state college or university and has been accepted as a student**
28 **at any state educational institution under the control and super-**
29 **vision of the state board of regents in a postgraduate course of**
30 **study leading to a masters or a higher level postgraduate degree,**
31 **to pay an amount equal to resident fees for attendance as a student**
32 **at the state educational institution in such postgraduate course of**
33 **study.]**

34 [Midwest higher education commission

35 [For the fiscal year ending June 30, 2007 \$90,000]

36 [Technical college hold harmless

37 For the fiscal year ending June 30, 2007..... \$735,000

38 *Provided*, That the state board of regents is hereby authorized to
39 make expenditures from the technical college hold harmless ac-
40 count for grants to the technical colleges and schools: *Provided fur-*
41 *ther*, That such grants shall be distributed so that no technical col-
42 lege shall receive less state aid in the fiscal year ending June 30,
43 2007, than it received in the previous fiscal year.]

- 1 ~~(b)~~ [(c)] On July 1, 2006, of the \$443,592 appropriated for the above
2 agency for the fiscal year ending June 30, 2007, by section 107(a) of 2006
3 Senate Bill No. 480 from the state general fund in the nursing student
4 scholarship program account, the sum of \$200,000 is hereby lapsed.
- 5 ~~(c)~~ The above agency shall make distributions to the technical schools
6 and colleges from the postsecondary aid for vocational education account
7 of the state general fund during the fiscal year ending June 30, 2007.
8 *Provided*, That no technical school or college shall receive less state aid
9 in the fiscal year ending June 30, 2007, than it received the previous fiscal
10 year.
- 11 ~~(d)~~ During the fiscal year ending June 30, 2007, no expenditures shall
12 be made from any moneys appropriated for the state board of regents or
13 any other state agency from the state general fund or any special revenue
14 fund for fiscal year 2007 by 2006 Senate Bill No. 480, or by this or other
15 appropriation act of the 2006 regular session of the legislature: (1) For
16 the purpose of processing an application for admission to a postsecondary
17 educational institution which has been submitted by an individual as de-
18 fined by K.S.A. 2005 Supp. 76-731a and amendments thereto unless such
19 individual pays fees and tuition for attendance at such institution in an
20 amount equal to the fees and tuition paid by a person who is not a resident
21 of the state; or (2) for the purpose of providing educational services at a
22 postsecondary educational institution to an individual as defined by K.S.A.
23 2005 Supp. 76-731a and amendments thereto unless such individual pays
24 fees and tuition for attendance at such institution in an amount equal to
25 the fees and tuition paid by a person who is not a resident of the state.
- 26 ~~(e)~~ [(d)] During the fiscal year ending June 30, 2007, notwithstanding
27 the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of
28 2006 House Substitute for Substitute for Senate Bill No. 85, 76-762, as
29 amended by section 12 of 2006 House Substitute for Substitute for Senate
30 Bill No. 85, or any other statute and amendments thereto, the director
31 of accounts and reports shall not transfer any amount from the state gen-
32 eral fund to the general fees fund, the restricted fees fund, or the housing
33 system suspense fund of any state educational institution.
- 34 ~~(f)~~ [(e)] During the fiscal year ending June 30, 2008, notwithstanding
35 the provisions of 2006 House Substitute for Substitute for Senate Bill No.
36 85, the director of accounts and reports shall:
- 37 (1) On or before the 10th day of each month, transfer from the state
38 general fund to the deferred maintenance support fund of the state board
39 of regents, which is hereby established in the state treasury, an amount
40 equal to the aggregate interest earnings of the general fees fund of each
41 state educational institutional based on:
- 42 (A) The average daily balance of moneys in the general fees fund of
43 each state educational institution for the preceding month; and

- 1 (B) the net earnings rate of the pooled money investment portfolio for
2 the preceding month;
- 3 (2) on or before the 10th day of each month, transfer from the state
4 general fund to the deferred maintenance support fund for the state
5 board of regents interest earnings based on:
- 6 (A) The average daily balance of moneys in the restricted fees fund of
7 each state educational institution for the preceding month; and
- 8 (B) the net earnings rate of the pooled money investment portfolio for
9 the preceding month; and
- 10 (3) on or before the 10th of each month, transfer from the state general
11 fund to the deferred maintenance support fund for the state board of
12 regents interest earnings based on:
- 13 (A) The aggregate of: (i) the average daily balance of moneys in each
14 the housing system suspense fund; (ii) the average daily balance of mon-
15 eys in the housing system operations fund; and (iii) the average daily
16 balance of moneys in the housing system repairs, equipment and im-
17 provement fund of each state educational institution for the preceding
18 month; and
- 19 (B) the net earnings rate for the pooled money investment portfolio
20 for the preceding month.
- 21 ~~(g)~~ [(f)] In addition to the other purposes for which expenditures may
22 be made from the operations (including official hospitality) account of
23 the state general fund of the legislature for fiscal year 2007 for operating
24 expenditures of a KAN—ED oversight committee, which shall consist of
25 members appointed as follows: (1) One member of the house appropri-
26 ations, education, health and human services and utility committees ap-
27 pointed by the speaker of the house of representatives; (2) one member
28 of the senate ways and means, education, public health and welfare, com-
29 merce and utilities committees appointed by the president of the senate;
30 and (3) a member of the joint committee on information technology ap-
31 pointed jointly by the speaker of the house of representatives and the
32 president of the senate: *Provided*, That the minority party shall receive
33 appointments in an amount of members not less than the proportional
34 representation of the minority party to the majority party in each body:
35 *Provided further*, That, as used in this subsection “committee” means the
36 KAN-ED oversight committee: *And provided further*, That operating ex-
37 penditures shall be incurred for the committee in accordance with the
38 following:
- 39 (A) Members of the committee shall be paid compensation, subsistence
40 allowances, mileage and other expenses as provided by K.S.A. 75-3223,
41 and amendments thereto;
- 42 (B) the committee shall elect a chairperson and may elect such other
43 officers as the committee deems necessary to carry out the functions of

1 the committee;

2 (C) the committee shall meet on call of the chairperson;

3 (D) the committee may meet at any time or place in the state and may
4 hold such public hearings as the committee determines necessary to carry
5 out the functions of the committee;

6 (E) the committee shall study the original objectives and goals of
7 KAN—ED and whether such objectives and goals have been accom-
8 plished;

9 (F) recommendations for statutory changes needed to make KAN—
10 ED a more viable program, consolidation of KAN—ED with other state
11 networks, the funding of KAN-ED, and the possible addition of other
12 entities to the list of entities served by KAN—ED;

13 (G) on or before January 1, 2007, the committee shall submit a report
14 addressing items the matters specified by paragraphs (E) and (F) of this
15 subsection;

16 (H) a quorum of the committee shall be six and all actions of the com-
17 mittee shall be taken by a majority of a quorum of the committee; and

18 (I) the staff of the legislative research department, the office of revisor
19 of statutes, and the division of the legislative administrative services shall
20 provide such assistance as may be required by the committee and to the
21 extent authorized by the legislative coordinating council.

22 Sec. ~~21~~ [22.]

23 KANSAS STATE UNIVERSITY VETERINARY
24 MEDICAL CENTER

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

27 Operating expenditures (including official hospitality)

28 For the fiscal year ending June 30, 2007..... \$12,850

29 *Provided*, That, if 2006 House Bill No. 3005 is not passed by the legis-
30 lature during the 2006 regular session and enacted into law, then, on July
31 1, 2006, the \$12,850 appropriated for the above agency for the fiscal year
32 ending June 30, 2007, by this section from the state general fund in the
33 operating expenditures (including official hospitality) account is hereby
34 lapsed.

35 Veterinary training program for rural Kansas

36 For the fiscal year ending June 30, 2007..... \$100,000

37 *Provided*, That, if 2006 House Bill No. 3005 is not passed by the legis-
38 lature during the 2006 regular session and enacted into law, then, on July
39 1, 2006, the \$100,000 appropriated for the above agency for the fiscal
40 year ending June 30, 2007, by this section from the state general fund in
41 the veterinary training program for rural Kansas account is hereby lapsed.

1 Sec. ~~22~~. [23.]

2 KANSAS STATE UNIVERSITY

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

8 Student life center — Salina construction debt service fund
9 For the fiscal year ending June 30, 2007..... No limit

10 (b) In addition to other purposes for which expenditures may be made
11 by Kansas state university from the moneys appropriated from the state
12 general fund or from any special revenue fund for fiscal year 2007 or
13 fiscal year 2008 as authorized by this or other appropriation act of the
14 2006 regular session of the legislature, expenditures shall be made by
15 Kansas state university from moneys appropriated from the state general
16 fund or from any special revenue fund or funds for fiscal year 2007 or
17 fiscal year 2008, or both fiscal years, to provide for issuance of bonds by
18 the Kansas development finance authority in accordance with K.S.A. 74-
19 8905 and amendments thereto for a capital improvement project to plan
20 and construct the student life center at the Salina campus: *Provided*, That
21 such capital improvement project is hereby approved for Kansas state
22 university for the purposes of subsection (b) of K.S.A. 74-8905 and
23 amendments thereto and the authorization of the issuance of bonds by
24 the Kansas development finance authority in accordance with that statute:
25 *Provided further*, That Kansas state university may make expenditures
26 from the moneys received from the issuance of any such bonds for such
27 capital improvement project: *Provided, however*, That expenditures from
28 the moneys received from the issuance of any such bonds for such capital
29 improvement project shall not exceed \$2,000,000, plus all amounts re-
30 quired for costs of bond issuance, costs of interest on the bonds issued
31 for such capital improvement project during the construction of such
32 project and any required reserves for the payment of principal and inter-
33 est on the bonds: *And provided further*, That all moneys received from
34 the issuance of any such bonds shall be deposited and accounted for as
35 prescribed by applicable bond covenants: *And provided further*, That
36 debt service for any such bonds for such capital improvement project
37 shall be financed by appropriations of moneys credited to the student life
38 center — Salina construction debt service fund or any other appropriate
39 special revenue fund or funds of Kansas state university.

40 Sec. ~~23~~. [24.]

41 UNIVERSITY OF KANSAS MEDICAL CENTER

42 (a) There is appropriated for the above agency from the following spe-
43 cial revenue fund or funds for the fiscal year or years specified, all moneys

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

4	Medical student loan program provider assessment fund	
5	For the fiscal year ending June 30, 2006.....	No limit
6	For the fiscal year ending June 30, 2007.....	No limit
7	Sec. 24 [25.]	

8 STATE BANK COMMISSIONER

9 (a) On July 1, 2006, the expenditure limitation established for the fiscal
 10 year ending June 30, 2007, by section 11(b) of 2006 Senate Bill No. 480
 11 on the bank commissioner fee fund is hereby increased from \$6,699,848
 12 to \$6,709,260.

13 Sec. ~~25~~ **[26.]**

14 KANSAS STATE BOARD OF COSMETOLOGY

15 (a) On July 1, 2006, the expenditure limitation established for the fiscal
 16 year ending June 30, 2007, by section 65(a) of chapter 174 of the 2005
 17 Session Laws of Kansas on the cosmetology fee fund is hereby increased
 18 from \$688,213 to \$700,213.

19 Sec. ~~26~~ **[27.]**

20 JUVENILE JUSTICE AUTHORITY

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

23	Operating expenditures	
24	For the fiscal year ending June 30, 2006.....	\$657,879
25	For the fiscal year ending June 30, 2007.....	\$2,490,132
26	Kansas juvenile correctional complex	
27	For the fiscal year ending June 30, 2007.....	\$19,000
28	Larned juvenile correctional facility	
29	For the fiscal year ending June 30, 2006.....	\$125,000
30	For the fiscal year ending June 30, 2007.....	\$125,000

31 (b) On July 1, 2006, of the \$4,285,135 appropriated for the above
 32 agency for the fiscal year ending June 30, 2007, by section 109(a) of 2006
 33 Senate Bill No. 480 from the state general fund in the Beloit juvenile
 34 correctional facility operations account, the sum of \$400,488 is hereby
 35 lapsed.

36 Sec. ~~27~~ **[28.]**

37 KANSAS HEALTH POLICY AUTHORITY

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

40	Kansas health policy authority operating expenditures	
41	For the fiscal year ending June 30, 2007	\$1,393,223 [\$2,174,266]
42	Other medical assistance	
43	For the fiscal year ending June 30, 2007.....	\$1,713,794

1 *Provided*, That in addition to the other purposes for which expenditures
2 may be made by the Kansas health policy authority from the state general
3 fund or any special revenue fund for fiscal year 2007 as authorized by
4 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006
5 regular session of the legislature, expenditures shall be made by the above
6 agency to study rebates for the state pharmaceutical purchasing plan,
7 including the possibility of increasing rebates for generic products, in light
8 of the consolidation of state purchasing under the Kansas health policy
9 authority: *Provided further*, That the Kansas health policy authority shall
10 conduct a survey of Kansas retail community pharmacies or utilize a re-
11 cently conducted national survey of a statistically relevant sample of phar-
12 macies, to determine the cost of dispensing pharmaceutical products and
13 services within the Kansas medicaid program: *And provided further*, That
14 such study shall be conducted on or before September 30, 2006: *And*
15 *provided further*, That the Kansas health policy authority shall present
16 the cost of dispensing survey, analysis and recommendations of the Kan-
17 sas health policy authority to the joint committee on health policy over-
18 sight on or before November 30, 2006.

19 (b) On July 1, 2006, the \$500,000 appropriated for the above agency
20 for the fiscal year ending June 30, 2007, by section 89(a) of 2006 Senate
21 Bill No. 480 from the state general fund in the business health partnership
22 account, is hereby lapsed.

23 (c) On July 1, 2006, the expenditure limitation established by section
24 89(b) of 2006 Senate Bill No. 480 on the medical programs fee fund is
25 hereby increased from \$67,789,636 to \$88,489,636.

26 (d) In addition to the other purposes for which expenditures may be
27 made by the Kansas health policy authority for fiscal year 2007 as au-
28 thorized by 2006 Senate Bill No. 480 or in this or other appropriation act
29 of the 2006 regular session of the legislature, expenditures shall be made
30 by the Kansas health policy authority from the state general fund or any
31 special revenue fund for fiscal year 2007 to continue the existing contracts
32 for dental service for title XIX and XXI of the federal social security act
33 programs including the current structure for provision of dental services
34 in such programs.

35 **[(e) In addition to the other purposes for which expenditures**
36 **may be made by the Kansas health policy authority from the state**
37 **general fund or any special revenue fund for fiscal year 2007 as**
38 **authorized by 2006 Senate Bill No. 480 or by this or other appro-**
39 **riation act of the 2006 regular session of the legislature, expend-**
40 **itures shall be made by the Kansas health policy authority from**
41 **the state general fund or any special revenue fund for fiscal year**
42 **2007 to enter into a three-year contract for a pilot project for ef-**
43 **ficient and effective medicaid estate recovery services with a pro-**

1 vider who is qualified and experienced in the area of medicaid
2 estate recovery for state government and who is currently involved
3 in medicaid estate recovery or medicaid third-party liability re-
4 coveries for Kansas: *Provided further*, That, reimbursement for such
5 contract shall be on a contingent fee basis: *And provided further*,
6 That the Kansas health policy authority shall report to the legis-
7 lature prior to February 1 of each year during such pilot project
8 on the results of the medicaid estate recovery pilot project and the
9 distribution of medicaid estate recovery collections by county.]

10 [(f) In addition to the other purposes for which expenditures may
11 be made by the Kansas health policy authority from moneys ap-
12 propriated from the state general fund or any special revenue fund
13 for fiscal year 2007 for the Kansas health policy authority as au-
14 thorized by chapter 174 or chapter 206 of the 2005 Session Laws
15 of Kansas, by 2006 Senate Bill No. 480 or by this or other appro-
16 priation act of the 2006 regular session of the legislature, expend-
17 itures shall be made by the Kansas health policy authority for fiscal
18 year 2007 from the moneys appropriated from the state general
19 fund or any special revenue fund during the period beginning July
20 1, 2006 and ending March 1, 2007, to continue MediKan eligibility
21 for those new applicants and current recipients during such period
22 that are found not to meet the criteria established for the pre-
23 sumptive disability determination process established by the Kan-
24 sas health policy authority, but who otherwise meet the general
25 assistance eligibility criteria: *Provided*, That in addition to the other
26 positions within the Kansas health policy authority in the unclas-
27 sified service as prescribed by law, expenditures shall be made
28 from the operating expenditures account of the state general fund
29 for two employees in the unclassified service to implement the
30 provisions of this subsection.]

31 [(g) During the fiscal year ending June 30, 2007, notwithstand-
32 ing the provisions of section 89(g) of 2006 Senate Bill No 480 or
33 any other statute, expenditures may be made from any moneys
34 appropriated for the Kansas health policy authority from the state
35 general fund or any special revenue fund for fiscal year 2007 as
36 authorized by this or other appropriation act of the 2006 regular
37 session of the legislature for the state health care benefits program
38 for prescription drug coverage for participating state employees
39 and other eligible persons or their dependents, whether or not
40 such prescription drug coverage allows such persons and their de-
41 pendents to purchase a supply of prescription drugs during cal-
42 endar year 2007 from local pharmacies at an equal or lesser cost
43 to the consumer than the cost to purchase an equal supply of such

1 prescription drugs through the mail-order pharmacy program of
 2 the state health care benefits program for the same period for
 3 which a supply of such drugs is available under the consumer’s
 4 selected plan under the state health care benefits program: *Pro-*
 5 *vided further*, That the provisions of section 89(g) of 2006 Senate
 6 Bill No. 480 are hereby declared to be null and void and shall have
 7 no force and effect.]

8 [(h) In addition to the other purposes for which expenditures
 9 may be made by the Kansas health policy authority from moneys
 10 appropriated from the state general fund or any special revenue
 11 fund for fiscal year 2006 or fiscal year 2007 for the Kansas health
 12 policy authority as authorized by chapter 174 or chapter 206 of
 13 the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or
 14 by this or other appropriation act of the 2006 regular session of
 15 the legislature, expenditures shall be made by the Kansas health
 16 policy authority for fiscal year 2006 or for fiscal year 2007, or both
 17 such fiscal years, from the moneys appropriated from the state
 18 general fund or any special revenue fund to conduct a review and
 19 study of the issues relating to specialty hospitals and a review and
 20 study of the Kansas hospital licensure laws and to prepare and
 21 adopt recommendations concerning these issues and, in particular,
 22 appropriate definitions for “general hospital,” “special hospital”
 23 and “specialty hospital” so that the definitions under the Kansas
 24 hospital licensure laws properly define specific categories of hos-
 25 pitals for licensure as necessary to reflect current medical facili-
 26 ties: *Provide*, That the Kansas health policy authority shall complete
 27 such review and study of such matters and adopt recommendations
 28 thereon prior to January 1, 2007, and shall submit a report on all
 29 such matters to the legislature on or before the beginning of the
 30 2007 regular session.]

31 Sec. ~~28~~. [29.]

32 DEPARTMENT OF COMMERCE

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

38 State affordable airfare fund
 39 For the fiscal year ending June 30, 2007..... \$5,000,000

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

43 Operating grant (including official hospitality)

1 For the fiscal year ending June 30, 2007..... \$22,500

2 (c) (1) On July 1, 2006, or as soon thereafter as moneys are available,
3 the director of accounts and reports shall transfer \$5,000,000 from the
4 state highway fund of the department of transportation to the state af-
5 fordable airfare fund of the department of commerce: *Provided*, That, in
6 addition to the other purposes for which expenditures may be made from
7 the state highway fund during fiscal year 2007 and, notwithstanding the
8 provisions of K.S.A. 68-416 and amendments thereto or any other statute,
9 transfers may be made from the state highway fund during fiscal year
10 2007 to the state affordable airfare fund of the department of commerce.

11 (2) On or after July 1, 2007, the secretary of commerce shall certify to
12 the director of the budget and to the director of accounts and reports a
13 report of the activities of the regional economic area partnership (REAP)
14 and the progress attained by REAP during fiscal year 2007 to develop
15 and implement the program to provide more air flight options, more
16 competition for air travel and affordable air fares for Kansas, including a
17 regional airport in western Kansas. At the same time as such certification
18 is transmitted to the director of accounts and reports and the director of
19 the budget, the secretary of commerce shall transmit a copy of such cer-
20 tification to the director of the legislative research department. Upon
21 receipt of such certification from the secretary of commerce, or as soon
22 thereafter as moneys are available, the director of accounts and reports
23 shall transfer \$5,000,000 from the state highway fund of the department
24 of transportation to the state affordable airfare fund of the department
25 of commerce: *Provided*, That, in addition to the other purposes for which
26 expenditures may be made from the state highway fund during fiscal year
27 2008 and, notwithstanding the provisions of K.S.A. 68-416 and amend-
28 ments thereto or any other statute, transfers may be made from the state
29 highway fund during fiscal year 2008 to the state affordable airfare fund
30 of the department of commerce

31 (3) On or after July 1, 2008, the secretary of commerce shall certify to
32 the director of the budget and to the director of accounts and reports a
33 report of the activities of the regional economic area partnership (REAP)
34 and the progress attained by REAP during fiscal year 2008 to develop
35 and implement the program to provide more air flight options, more
36 competition for air travel and affordable air fares for Kansas, including a
37 regional airport in western Kansas. At the same time as such certification
38 is transmitted to the director of accounts and reports and the director of
39 the budget, the secretary of commerce shall transmit a copy of such cer-
40 tification to the director of the legislative research department. Upon
41 receipt of such certification from the secretary of commerce, or as soon
42 thereafter as moneys are available, the director of accounts and reports
43 shall transfer \$5,000,000 from the state highway fund of the department

1 of transportation to the state affordable airfare fund of the department
2 of commerce: *Provided*, That, in addition to the other purposes for which
3 expenditures may be made from the state highway fund during fiscal year
4 2009 and, notwithstanding the provisions of K.S.A. 68-416 and amend-
5 ments thereto or any other statute, transfers may be made from the state
6 highway fund during fiscal year 2009 to the state affordable airfare fund
7 of the department of commerce.

8 (4) On or after July 1, 2009, the secretary of commerce shall certify to
9 the director of the budget and to the director of accounts and reports a
10 report of the activities of the regional economic area partnership (REAP)
11 and the progress attained by REAP during fiscal year 2009 to develop
12 and implement the program to provide more air flight options, more
13 competition for air travel and affordable air fares for Kansas, including a
14 regional airport in western Kansas. At the same time as such certification
15 is transmitted to the director of accounts and reports and the director of
16 the budget, the secretary of commerce shall transmit a copy of such cer-
17 tification to the director of the legislative research department. Upon
18 receipt of such certification from the secretary of commerce, or as soon
19 thereafter as moneys are available, the director of accounts and reports
20 shall transfer \$5,000,000 from the state highway fund of the department
21 of transportation to the state affordable airfare fund of the department
22 of commerce: *Provided*, That, in addition to the other purposes for which
23 expenditures may be made from the state highway fund during fiscal year
24 2010 and, notwithstanding the provisions of K.S.A. 68-416 and amend-
25 ments thereto or any other statute, transfers may be made from the state
26 highway fund during fiscal year 2010 to the state affordable airfare fund
27 of the department of commerce.

28 (5) On or after July 1, 2010, the secretary of commerce shall certify to
29 the director of the budget and to the director of accounts and reports a
30 report of the activities of the regional economic area partnership (REAP)
31 and the progress attained by REAP during fiscal year 2010 to develop
32 and implement the program to provide more air flight options, more
33 competition for air travel and affordable air fares for Kansas, including a
34 regional airport in western Kansas. At the same time as such certification
35 is transmitted to the director of accounts and reports and the director of
36 the budget, the secretary of commerce shall transmit a copy of such cer-
37 tification to the director of the legislative research department. Upon
38 receipt of such certification from the secretary of commerce, or as soon
39 thereafter as moneys are available, the director of accounts and reports
40 shall transfer \$5,000,000 from the state highway fund of the department
41 of transportation to the state affordable airfare fund of the department
42 of commerce: *Provided*, That, in addition to the other purposes for which
43 expenditures may be made from the state highway fund during fiscal year

1 2011 and, notwithstanding the provisions of K.S.A. 68-416 and amend-
2 ments thereto or any other statute, transfers may be made from the state
3 highway fund during fiscal year 2011 to the state affordable airfare fund
4 of the department of commerce.

5 Sec. ~~29~~. [30.]

6 KANSAS, INC.

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

9 Grants to libraries and library systems
10 For the fiscal year ending June 30, 2007..... \$25,000

11 Sec. ~~30~~. [31.]

12 STATE LIBRARY

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

15 Grants to libraries and library systems
16 For the fiscal year ending June 30, 2007..... \$340,000

17 Sec. ~~31~~. [32.]

18 KANSAS DEPARTMENT OF AGRICULTURE

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

21 State operations
22 For the fiscal year ending June 30, 2007..... \$141,791

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

25 Compliance water model
26 For the fiscal year ending June 30, 2007..... \$38,878

27 Sec. ~~32~~. [33.]

28 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

31 Community based services
32 For the fiscal year ending June 30, 2006..... \$788,200
33 For the fiscal year ending June 30, 2007..... \$2,192,750

34 *Provided*, That of the moneys appropriated from the community based
35 services account of the state general fund of the above agency for fiscal
36 year 2006 and 2007 by this or other appropriations act of the 2006 leg-
37 islature, the secretary of social and rehabilitation services shall determine
38 the portion of such funding to be used for reducing the waiting list on
39 the home and community based services waiver for persons with physical
40 disabilities and the portion of such funding to be used for increasing
41 compensation for persons caring for individuals on this waiver, *Provided*
42 *further*, That the department of social and rehabilitation services shall
43 report the decision regarding this issue to the joint legislative budget

1 committee on or before August 31, 2006.
 2 State operations
 3 For the fiscal year ending June 30, 2006..... \$150,000
 4 *Provided*, That on July 1, 2006, or as soon thereafter as moneys are avail-
 5 able, the director of accounts and reports shall transfer any unencum-
 6 bered balance in the amount budgeted from the state operations account
 7 of the state general fund of the department of social and rehabilitation
 8 services for the contract with Kansas legal services for disability deter-
 9 mination advocacy as of June 30, 2006, to the operating expenditures
 10 account of the state general fund of the Kansas health policy authority.
 11 For the fiscal year ending June 30, 2007..... \$11,508,615
 12 Other medical assistance
 13 For the fiscal year ending June 30, 2006..... \$3,064,671
 14 For the fiscal year ending June 30, 2007..... \$279,351
 15 *Provided*, That expenditures shall be made by the department of social
 16 and rehabilitation services from the other medical assistance account of
 17 the state general fund study and prepare recommendations for a long-
 18 term plan for the provision of Level V and Level VI services, *Provided*,
 19 That the agency shall report such recommendation to the house com-
 20 mittee on appropriations and the senate committee on ways and means
 21 during the 2007 session of the legislature: *Provided further*, That this
 22 report shall be made on or before January 31, 2007.
 23 Youth services aid and assistance
 24 For the fiscal year ending June 30, 2006..... \$968,878
 25 Osawatomie state hospital — operating expenditures
 26 For the fiscal year ending June 30, 2006..... \$297,220
 27 Parsons state hospital and training center — operating expenditures
 28 For the fiscal year ending June 30, 2006 ~~\$38,003~~ **[\$16,004]**
 29 For the fiscal year ending June 30, 2007..... \$61,646
 30 (b) On July 1, 2006, of the \$56,815,135 appropriated for the above
 31 agency for the fiscal year ending June 30, 2007, by section 90(a) of 2006
 32 Senate Bill No. 480 from the state general fund in the cash assistance
 33 account, the sum of \$1,100,000 is hereby lapsed.
 34 (c) On the effective date of this act, the position limitation established
 35 for the fiscal year ending June 30, 2006, by section 9(o) of chapter 206
 36 of the 2005 Session Laws of Kansas for the department of social and
 37 rehabilitation services is hereby decreased from 3,848.12 to 3,655.11.
 38 (d) On July 1, 2006, of the \$28,184,153 appropriated for the above
 39 agency for the fiscal year ending June 30, 2007, by section 90(a) of 2006
 40 Senate Bill No. 480 from the state general fund in the Larned state hos-
 41 pital — operating expenditures account, the sum of \$75,503 is hereby
 42 lapsed.
 43 (e) On the effective date of this act, of the \$2,243,622 appropriated for

1 the above agency for the fiscal year ending June 30, 2006, by section 9(a)
 2 of chapter 206 of the 2005 Session Laws of Kansas from the state general
 3 fund in the Larned state hospital — operating expenditures account, the
 4 sum of ~~\$94,314~~ [**\$115,698**] is hereby lapsed.

5 (f) On July 1, 2006, of the \$3,803,726 appropriated for the above agency
 6 for the fiscal year ending June 30, 2007, by section 90(a) of 2006 Senate
 7 Bill No. 480 from the state general fund in the Rainbow mental health
 8 facility — operating expenditures account, the sum of \$2,633 is hereby
 9 lapsed.

10 (g) On July 1, 2006, the expenditure limitation established for the fiscal
 11 year ending June 30, 2007, by section 90(b) of 2006 Senate Bill No. 480
 12 on the rainbow mental health facility fee fund is hereby increased from
 13 \$1,002,925 to \$1,005,558.

14 **[(h) In addition to other purposes for which expenditures may**
 15 **be made by the department of social and rehabilitation services**
 16 **from moneys appropriated in the temporary assistance to needy**
 17 **families federal fund for fiscal year 2007 for the department of**
 18 **social and rehabilitation services as authorized by 2006 Senate Bill**
 19 **No. 480, or by this or other appropriation act of the 2006 regular**
 20 **session of the legislature, expenditures shall be made by the sec-**
 21 **retary of social and rehabilitation services from moneys appropri-**
 22 **ated from the temporary assistance to needy families federal fund**
 23 **for fiscal year 2007 for family preservation services: *Provided, That***
 24 **the aggregate amount of expenditures from the temporary assis-**
 25 **tance to needy families federal fund for fiscal year 2007 for the**
 26 **family preservation services shall be \$7,690,892 or more.]**

27 Sec. ~~33~~ [34.]

28 HEALTH CARE STABILIZATION FUND BOARD OF
 29 GOVERNORS

30 (a) On July 1, 2006, the expenditure limitation established for the fiscal
 31 year ending June 30, 2007, by section 68(b) of 2006 Senate Bill No. 480
 32 on the operating expenditures account of the health care stabilization
 33 fund is hereby increased from \$1,158,008 to \$1,191,350.

34 (b) On July 1, 2006, the position limitation established for the fiscal
 35 year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480
 36 for the health care stabilization fund board of governors is hereby in-
 37 creased from 16.00 to 17.00.

38 Sec. ~~34~~ [35.]

39 DEPARTMENT OF CORRECTIONS

40 (a) In addition to the other purposes for which expenditures may be
 41 made by the department of corrections from the moneys appropriated
 42 from the state general fund or from any special revenue fund for fiscal
 43 year 2007 as authorized by this or other appropriation act of the 2006

1 regular session of the legislature, expenditures shall be made by the de-
2 partment of corrections from moneys appropriated from the state general
3 fund or from any special revenue fund or funds for fiscal year 2007 to
4 provide for the issuance of bonds by the Kansas development finance
5 authority in accordance with K.S.A. 74-8905 and amendments thereto for
6 a capital improvement project to construct housing units: *Provided*, That
7 the secretary of corrections shall review and consult with the Kansas sen-
8 tencing commission to determine the effect on the department of cor-
9 rections of any legislation enacted by the 2006 legislature that increases
10 prison population: *Provided further*, That the secretary of corrections
11 shall identify the most safe and cost-effective capacity expansion proposal
12 by custody and gender at existing facilities and determine which option
13 shall be constructed: *And provided further*, That the secretary of correc-
14 tions shall inform the joint committee on state building construction of
15 the option selected: *And provided further*, That such capital improvement
16 project is hereby approved for the department of corrections for the pur-
17 poses of subsection (b) of K.S.A. 74-8905 and amendments thereto and
18 the authorization of the issuance of bonds by the Kansas development
19 finance authority in accordance with that statute: *And provided further*,
20 That the department of corrections may make expenditures from the
21 moneys received from the issuance of any such bonds for such capital
22 improvement project: *Provided, however*, That expenditures from the
23 moneys received from the issuance of any such bonds for such capital
24 improvement project shall not exceed \$20,500,000, plus all amounts re-
25 quired for costs of bond issuance, costs of interest on the bonds issued
26 for such capital improvement project during the construction of such
27 project and any required reserves for the payment of principal and inter-
28 est on the bonds: *And provided further*, That all moneys received from
29 the issuance of any such bonds shall be deposited and accounted for as
30 prescribed by applicable bond covenants: *And provided further*, That
31 debt service for any such bonds for such capital improvement project
32 shall be financed by appropriations from the state general fund or any
33 appropriate special revenue fund or funds.

34 (b) On the effective date of this act, of the \$14,913,120 appropriated
35 for the above agency for the fiscal year ending June 30, 2006, by section
36 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state
37 general fund in the central administration operations and parole and post-
38 release supervision operations account, the sum of \$728,000 is hereby
39 lapsed.

40 (c) On July 1, 2006, of the \$1,332,000 appropriated for the above
41 agency for the fiscal year ending June 30, 2007, by section 149(a) of 2006
42 Senate Bill No. 480 from the state general fund in the debt service pay-
43 ment for the reception and diagnostic unit relocation bond issue account,

1 the sum of \$559,000 is hereby lapsed.

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

4 Ellsworth correctional facility — facilities operations	
5 For the fiscal year ending June 30, 2006.....	\$277,000
6 Lansing correctional facility — facilities operations	
7 For the fiscal year ending June 30, 2006.....	\$161,000
8 Larned correctional mental health facility — facilities	
9 For the fiscal year ending June 30, 2007.....	\$45,727
10 El Dorado correctional facility — facilities operations	
11 For the fiscal year ending June 30, 2007.....	\$136,460
12 DUI treatment services	
13 For the fiscal year ending June 30, 2006.....	\$538,000

14 **[Kansas criminal justice recodification, rehabilitation and resto-**
 15 **ration project**

16 **[For the fiscal year ending June 30, 2006 \$100,000**

17 *[Provided, that any unencumbered balance in the Kansas criminal*
 18 **justice recodification, rehabilitation and restoration project ac-**
 19 **count in excess of \$100 as of June 30, 2006, is hereby reappro-**
 20 **riated for fiscal year 2007: *Provided further, That, in addition to***
 21 **the other purposes for which expenditures may be made by the**
 22 **department of corrections from moneys appropriated from the**
 23 **state general fund or any special revenue fund during the fiscal**
 24 **year ending June 30, 2007, for the department of corrections as**
 25 **authorized by this or other appropriation act of the 2006 regular**
 26 **session of the legislature, if 2006 House Bill 2555 or any other bill**
 27 **which continues the Kansas criminal recodification, rehabilitation**
 28 **and restoration project beyond June 30, 2006, is not enacted into**
 29 **law during the 2006 regular session of the legislature, expendi-**
 30 **tures shall be made by the secretary of corrections to continue the**
 31 **Kansas criminal justice recodification, rehabilitation and restora-**
 32 **tion project in accordance with and subject to the provisions of**
 33 **K.S.A. 2005 Supp. 22-5101 in effect on June 30, 2006, until June**
 34 **30, 2007.]**

35 (e) On July 1, 2006, the position limitation established for the fiscal
 36 year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480
 37 for the department of corrections is hereby increased from 3107.70 to
 38 3108.70.

39 Sec. ~~35~~. [36.]

40 KANSAS PAROLE BOARD

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

43 Parole from adult correctional institutions

1 For the fiscal year ending June 30, 2007~~\$10,000~~ **[\$40,344]**
 2 **[Provided, That, if 2006 Senate Bill No. 337 is not passed by the**
 3 **legislature during the 2006 regular session and enacted into law,**
 4 **then, on July 1, 2006, of the \$40,344 appropriated for the above**
 5 **agency for the fiscal year ending June 30, 2007, by this section**
 6 **from the state general fund in the parole from adult correctional**
 7 **institutions account, the sum of \$30,335 is hereby lapsed.]**

8 Sec. ~~36.~~ **[37.]**

9 KANSAS DENTAL BOARD

10 (a) On the effective date of this act, the expenditure limitation estab-
 11 lished for the fiscal year ending June 30, 2006, by section 67(a) of chapter
 12 206 of the 2005 Session Laws of Kansas on the dental board fee fund is
 13 hereby increased from \$297,121 to \$305,121.

14 Sec. ~~37.~~ **[38.]**

15 KANSAS HUMAN RIGHTS COMMISSION

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

18 Operating expenditures

19 For the fiscal year ending June 30, 2007..... \$46,000

20 (b) In addition to the other purposes for which expenditures may be
 21 made by the Kansas human rights commission from the operating ex-
 22 penditures account of the state general fund for fiscal year 2007 as au-
 23 thorized by section 73(a) of 2006 Senate Bill No. 480, expenditures shall
 24 be made by the above agency from the operating expenditures account
 25 of the state general fund for fiscal year 2007 for operating expenditures
 26 to implement 2006 House Bill No. 2582: *Provided*, That expenditures for
 27 such purpose from the operating expenditures account of the state gen-
 28 eral fund for fiscal year 2007 shall not exceed \$1,000.

29 Sec. ~~38.~~ **[39.]**

30 STATE TREASURER

31 (a) The director of accounts and reports shall not make the transfer of
 32 any unencumbered balance in the services reimbursement fund of the
 33 state treasurer to the state general fund which was directed to be made
 34 by section 66(b) of 2006 Senate Bill No. 480 which were directed to be
 35 made on July 1, 2006, and, on July 1, 2006, the provisions of section 66(b)
 36 of 2006 Senate Bill No. 480 are hereby declared to be null and void and
 37 shall have no force and effect.

38 **[(b) There is appropriated for the above agency from the state**
 39 **general fund for the fiscal year or years specified, the following:**

40 **[Operating expenditures**

41 **[For the fiscal year ending June 30, 2007 \$50,000**

42 **[Provided, That, if 2006 Senate Bill No. 332 is not passed by the**
 43 **legislature during the 2006 regular session and enacted into law,**

1 **then, on July 1, 2006, the \$50,000 appropriated for the above**
2 **agency for the fiscal year ending June 30, 2007, by this subsection**
3 **from the state general fund in the operating expenditures account**
4 **is hereby lapsed.]**

5 Sec. ~~39~~. [40.]

6 STATE BOARD OF PHARMACY

7 (a) On July 1, 2006, the expenditure limitation established for the fiscal
8 year ending June 30, 2007, by section 58(a) of 2006 Senate Bill No. 480
9 on the board of pharmacy fee fund is hereby increased from \$631,344 to
10 \$651,344.

11 Sec. ~~40~~. [41.]

12 STATE BOARD OF VETERINARY EXAMINERS

13 (a) During the fiscal year ending June 30, 2007, as certified by the
14 executive director of the state board of veterinary examiners, the director
15 of accounts and reports shall transfer \$5,481 from the veterinary exam-
16 iners fee fund to the state general fund to reimburse the state general
17 fund for the 27th payroll chargeable to fiscal year 2006.

18 Sec. ~~41~~. [42.]

19 KANSAS BOARD OF EXAMINERS IN FITTING AND
20 DISPENSING OF HEARING AIDS

21 (a) During the fiscal year ending June 30, 2007, as certified by the
22 executive director of the Kansas board of examiners in fitting and dis-
23 pensing of hearing aids, the director of accounts and reports shall transfer
24 \$658 from the hearing aid board fee fund to the state general fund to
25 reimburse the state general fund for the 27th payroll chargeable to fiscal
26 year 2006.

27 Sec. ~~42~~. [43.]

28 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

31 Legal services for prisoners
32 For the fiscal year ending June 30, 2007..... \$16,687

33 (b) During the fiscal year ending June 30, 2007, if a bill has been passed
34 by the legislature during the 2006 regular session of the legislature and
35 enacted into law increasing the statutory rate of compensation for as-
36 signed counsel, then the executive director of the board of indigent's
37 defense services is hereby directed to open additional public defender
38 offices in locations where it is cost effective.

39 Sec. ~~43~~. [44.]

40 STATE BOARD OF TAX APPEALS

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

1 For the fiscal year ending June 30, 2007..... \$30,335
 2 *Provided*, That, if 2006 House Substitute for Senate Bill No. 337 is not
 3 passed by the legislature during the 2006 regular session and enacted into
 4 law, then, on July 1, 2006, the \$30,335 appropriated for the above agency
 5 for the fiscal year ending June 30, 2007, by this section from the state
 6 general fund in the operating expenditures account is hereby lapsed.
 7 Sec. ~~44~~ [45.]

8 DEPARTMENT OF LABOR

9 (a) (1) On July 1, 2006, the expenditure limitation established for the
 10 fiscal year ending June 30, 2007, by section 84(b) of 2006 Senate Bill No.
 11 480 on the workmen’s compensation fee fund is hereby increased from
 12 \$11,898,900 to \$12,299,484.

13 (2) On July 1, 2006, if 2006 House Substitute for Senate Bill No. 337
 14 is not passed by the legislature during the 2006 regular session and en-
 15 acted into law, then the expenditure limitation on the workmen’s com-
 16 pensation fee fund established by subsection (a)(1) is hereby decreased
 17 from \$12,299,484 to \$12,169,630.

18 (b) In addition to the other purposes for which expenditures may be
 19 made by the above agency from the employment security fund for the
 20 fiscal year 2006, expenditures may be made by the above agency from
 21 the employment security fund for fiscal year 2006 from moneys made
 22 available to the state under section 903(d) of the federal social security
 23 act, as amended: *Provided*, That expenditures from this fund during fiscal
 24 year 2006 of moneys made available to the state under section 903(d) of
 25 the federal social security act, as amended, may be made for the following
 26 purposes: To pay debt service on bonds issued for the unemployment
 27 insurance modernization project: *Provided further*, That expenditures
 28 from this fund for fiscal year 2006 of moneys made available to the state
 29 under section 903(d) of the federal social security act, as amended, for
 30 such purposes shall not exceed \$2,259,950: *And provided further*, That
 31 all expenditures from this fund for any such purpose or project shall be
 32 in addition to any expenditure limitation imposed on the employment
 33 security fund for fiscal year 2006.

34 Sec. ~~45~~ [46.]

35 KANSAS ANIMAL HEALTH DEPARTMENT

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

38 Operating expenditures

39 For the fiscal year ending June 30, 2007	\$68,552	[\$19,000]
40 [Feral swine bounty program		
41 [For the fiscal year ending June 30, 2007		\$49,552]

1 Sec. ~~46.~~ [47.]

2 DEPARTMENT OF REVENUE

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

5 Operating expenditures

6 For the fiscal year ending June 30, 2007~~\$39,630~~ **[\$89,630]**

7 (b) On July 1, 2006, if 2006 Senate Bill No. 365 has not been passed
8 by the legislature during the 2006 regular session of the legislature and
9 enacted into law, of the \$39,630 appropriated for the above agency for
10 the fiscal year ending June 30, 2007, by this section in the operating
11 expenditures account of the state general fund, the sum of \$28,000 is
12 hereby lapsed.

13 (c) On July 1, 2006, the director of account and reports shall transfer
14 \$1,000,000 from the state general fund to the Kansas qualified agricul-
15 tural ethyl alcohol producer incentive fund.

16 (d) On July 1, 2006, the expenditure limitation established for the fiscal
17 year ending June 30, 2007, by section 78(b) of 2006 Senate Bill No. 480
18 on the division of vehicles operating fund is hereby increased from
19 \$38,455,865 to \$38,780,275: *Provided*, That, if 2006 Senate Bill No. 506
20 has not been passed by the legislature during the 2006 regular session of
21 the legislature and enacted into law, then the expenditure limitation es-
22 tablished for the fiscal year ending June 30, 2007, by this subsection on
23 the division of vehicles operating fund is hereby decreased from
24 \$38,780,275 to \$38,680,275.

25 (e) (1) On July 1, 2006, the amount of \$9,463,761.75 authorized by
26 section 78(c) of 2006 Senate Bill No. 480, to be transferred by the director
27 of accounts and reports from the state highway fund of the department
28 of transportation to the division of vehicles operating fund of the depart-
29 ment of revenue on July 1, 2006, October 1, 2006, January 1, 2007, and
30 April 1, 2007, is hereby increased to \$9,514,000.25.

31 (2) The secretary of revenue shall certify the amount expended, not to
32 exceed \$100,000, on activities related to implementation of 2006 Senate
33 Bill No. 506 to the director of accounts and reports on or before April 1,
34 2007. The director of accounts and reports shall reduce the amount of
35 the transfer to be made on April 1, 2007, under subsection (e)(1) by the
36 amount equal to the difference between \$100,000 and the amount cert-
37 ified by the secretary of revenue under this subsection (e)(2).

38 **[(f) In addition to the other purposes for which expenditures may**
39 **be made by the department of revenue from the operating ex-**
40 **penditures account of the state general fund for fiscal year 2007**
41 **as authorized by section 78 of 2006 Senate Bill No. 480, expendi-**
42 **tures shall be made by the above agency from the operating ex-**
43 **penditures account of the state general fund for fiscal year 2007**

1 **to establish and maintain a toll free phone lines for the purpose of**
 2 **providing assistance to taxpayers: *Provided, That such phone lines***
 3 **shall be adequately staffed and maintained by the above agency:**
 4 *Provided, however, That expenditures for this purpose may be lim-*
 5 **ited by the secretary of revenue to specific instances where it ap-**
 6 **pears the department of revenue staff made errors concerning tax-**
 7 **payer returns or other matters.]**

8 Sec. ~~47.~~ [48.]

9 STATE CORPORATION COMMISSION

10 (a) On July 1, 2006, the expenditure limitation established for the fiscal
 11 year ending June 30, 2007, by section 74(b) of 2006 Senate Bill No. 480
 12 on the public service regulation fund, the motor carrier license fees fund
 13 and the conservation fee fund, in the aggregate, is hereby increased from
 14 \$15,051,326 to \$15,283,326.

15 (b) On July 1, 2006, the expenditure limitation established for the fiscal
 16 year ending June 30, 2007, by section 74(e) of 2006 Senate Bill No. 480
 17 on the public service regulation fund for expenses of the Kansas electric
 18 transmission authority is hereby increased from \$30,000 to \$70,000.

19 Sec. ~~48.~~ [49.]

20 DEPARTMENT ON AGING

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

23 Administration

24 For the fiscal year ending June 30, 2007.....	\$101,214
25 LTC — medicaid assistance — PACE	
26 For the fiscal year ending June 30, 2007.....	\$824,770
27 LTC — medicaid assistance — TCM/FE	
28 For the fiscal year ending June 30, 2007.....	\$138,985
29 Programs grants — nutrition — state match	
30 For the fiscal year ending June 30, 2007.....	\$23,736
31 Program grants — nutrition — pilot program	
32 For the fiscal year ending June 30, 2007.....	\$25,000

33 **[Senior care act**
 34 **[For the fiscal year ending June 30, 2007 \$500,000]**

35 (b) In addition to the other purposes for which expenditures may be
 36 made by the above agency from moneys reappropriated in the LTC —
 37 medicaid assistance — NF account of the state general fund for fiscal
 38 year 2007 as authorized by section 88(a) of 2006 Senate Bill No. 480, by
 39 this act or by any other appropriation act of the 2006 regular session of
 40 the legislature, the secretary of aging shall make expenditures from the
 41 initial \$4,188,528 reappropriated from the LTC — medicaid assistance
 42 — NF account of the state general fund for fiscal year 2007 to increase
 43 nursing facility reimbursement rates: *Provided, That, notwithstanding the*

1 provisions of section 88(a) of 2006 Senate Bill No. 480 or any other statute,
 2 the secretary of aging shall implement a base-year model of reimbursement
 3 for nursing facilities for state fiscal year 2007 in accordance with this subsection: *Provided further*,
 4 That information from the 2003, 2004, and 2005 cost reports shall be averaged together to be used to
 5 calculate the base year: *And provided further*, That the secretary of aging shall not apply the 85% rule regarding
 6 number of beds filled to determine nursing facility reimbursement rates: *And provided further*, That the secretary
 7 of aging shall utilize \$484,462 of the initial \$4,188,528 reappropriated in the quality and efficiency incentive
 8 factor, in addition to the amount budgeted for fiscal year 2007 for this purpose pursuant to 2006
 9 Senate Bill No. 480, when determining such nursing facility reimbursement rates.

14 Sec. ~~49~~. [50.]

15 KANSAS GUARDIANSHIP PROGRAM

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

18 Kansas guardianship program
 19 For the fiscal year ending June 30, 2007..... \$80,040

20 Sec. ~~50~~. [51.]

21 KANSAS COMMISSION ON VETERANS AFFAIRS

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

24 Operating expenditures — veteran services
 25 For the fiscal year ending June 30, 2007..... \$40,000
 26 Operating expenditures — Kansas soldiers' home
 27 For the fiscal year ending June 30, 2007..... \$32,800
 28 Veterans claim assistance program — service grants
 29 For the fiscal year ending June 30, 2007..... \$500,000

30 *Provided*, That expenditures from the veterans claims assistance program — service grants account of the state general fund shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided however*, That no expenditures shall be made by the Kansas commission on veterans affairs from the veterans claim assistance program — service grants account of the state general fund for operating expenditures or overhead for administering the grants in accordance with the provisions of 2006 House Substitute for Senate Bill No. 396.

39 Sec. ~~51~~. [52.]

40 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

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

43 Actuarial cost of Senate Bill No. 270 benefits enhancements

1 For the fiscal year ending June 30, 2007..... \$300,000

2 (b) In addition to the other purposes for which expenditures may be
3 made by the above agency from moneys appropriated from the state gen-
4 eral fund or any special revenue fund for the fiscal year ending June 30,
5 2006, as authorized by chapter 174 or chapter 206 of the 2005 session
6 Laws of Kansas or by any other appropriation act of the 2005 or 2006
7 regular session of the legislature, the Kansas public employees retirement
8 system may make expenditures from moneys appropriated from the state
9 general fund or any special revenue fund for the fiscal year ending June
10 30, 2006, to assist the joint committee on pensions, investments and ben-
11 efits in conducting a study of the state’s deferred compensation plan, its
12 operation and administration, and its relationship to the defined benefit
13 plans offered to state employees by the Kansas public employees retire-
14 ment system: *Provided*, That the joint committee on pensions, invest-
15 ments and benefits shall conduct a study during the 2006 interim period,
16 with the assistance of the Kansas public employees retirement system, of
17 the state’s deferred compensation plan and shall include in its report to
18 the 2007 legislature any findings and recommendations regarding the
19 state’s deferred compensation plan.

20 (c) In addition to the other purposes for which expenditures may be
21 made by the above agency from moneys appropriated from the state gen-
22 eral fund or any special revenue fund for the fiscal year ending June 30,
23 2007, as authorized by 2006 Senate Bill No. 480, by this act or by any
24 other appropriation act of the 2006 regular session of the legislature, the
25 Kansas public employees retirement system may make expenditures from
26 moneys appropriated from the state general fund or any special revenue
27 fund for the fiscal year ending June 30, 2007, to assist the joint committee
28 on pensions, investments and benefits in conducting a study of the state’s
29 deferred compensation plan, its operation and administration, and its
30 relationship to the defined benefit plans offered to state employees by
31 the Kansas public employees retirement system: *Provided*, That the joint
32 committee on pensions, investments and benefits shall conduct a study
33 during the 2006 interim period, with the assistance of the Kansas public
34 employees retirement system, of the state’s deferred compensation plan
35 and shall include in its report to the 2007 legislature any findings and
36 recommendations regarding the state’s deferred compensation plan.

37 Sec. ~~52~~. [53.]

38 DEPARTMENT OF ADMINISTRATION

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

41 Long-term care ombudsman
42 For the fiscal year ending June 30, 2007..... \$11,731
43 Health policy and finance — state operations

1	For the fiscal year ending June 30, 2006.....	\$554,000
2	Public broadcasting council grants	
3	For the fiscal year ending June 30, 2007.....	\$25,000
4	KPTS — Wichita equipment grant	
5	For the fiscal year ending June 30, 2007.....	\$192,170
6	KTWU — Topeka equipment grant	
7	For the fiscal year ending June 30, 2007.....	\$150,000

8 (b) During the fiscal years ending June 30, 2006, and June 30, 2007,
9 in addition to the other purposes for which expenditures may be made
10 by the above agency from moneys appropriated from the state general
11 fund or any special revenue fund for the above agency for fiscal year 2006
12 or fiscal year 2007 by 2006 Senate Bill No. 480 or by this or other approp-
13 riation act of the 2006 regular session of the legislature, expenditures
14 may be made by the above agency from the state general fund or from
15 any special revenue fund for fiscal year 2006 or fiscal year 2007, for the
16 secretary of administration to fix, charge and collect fees for architectural,
17 engineering and management services provided for capital improvement
18 projects of the state board of regents or any state educational institution,
19 as defined by K.S.A. 76-711, and amendments thereto, for which the
20 department of administration provides such services and which are fi-
21 nanced in whole or in part by gifts, bequests or donations made by one
22 or more private individuals or other private entities: *Provided*, That such
23 fees for such services are hereby authorized to be fixed, charged and
24 collected in accordance with the provisions of K.S.A. 2005 Supp. 75-1269,
25 and amendments thereto, notwithstanding any provisions of K.S.A. 2005
26 Supp. 75-1269, and amendments thereto, to the contrary: *Provided fur-*
27 *ther*, That all such fees received shall be deposited in the state treasury
28 in accordance with the provisions of K.S.A. 75-4215, and amendments
29 thereto, and shall be credited to the architectural services recovery fund.

30 **[(c) During the fiscal year ending June 30, 2007, in addition to**
31 **the other purposes for which expenditures may be made by the**
32 **above agency from moneys appropriated from the state general**
33 **fund or any special revenue fund for the above agency for fiscal**
34 **year 2007 by 2006 Senate Bill No. 480 or by this or other approp-**
35 **riation act of the 2006 regular session of the legislature, expend-**
36 **itures shall be made by the above agency from the state general**
37 **fund or from any special revenue fund for fiscal year 2007, for the**
38 **secretary of administration to provide parking on state parking lots**
39 **for all state employees without charge or cost to such employees**
40 **for such parking.]**

41 ~~Sec. 53.~~ **[54.]** (a) During the fiscal year 2006 and fiscal year 2007, for
42 each state agency named in section 79 of chapter 174 of the 2005 Session
43 Laws of Kansas, in 2006 Senate Bill No. 480, in this act or in any other

1 appropriation act of the 2006 regular session of the legislature, except as
2 otherwise provided by this section, that has one or more sales of motor
3 vehicles under the 12,000 pounds of gross vehicle weight rating, the di-
4 rector of accounts and reports shall transfer to the state general fund,
5 upon certification of the director of the budget, from each special revenue
6 fund account into which all or a portion of the sales proceeds have been
7 deposited, the proceeds of all such sales, subject to the further limitations
8 prescribed by this section on the type of moneys that may be transferred,
9 in accordance with the certification by the director of the budget. The
10 director of the budget shall transmit a copy of each such certification to
11 the director of the legislative research department.

12 (b) The director of the budget shall administer this section in a manner
13 to ensure that no net sales proceeds that are deposited in special revenue
14 fund accounts are transferred to the state general fund if any federal law
15 or regulation prohibits such transfer or, if the state agency fee funds
16 involved have restrictions on the lawful uses of the moneys collected un-
17 der state law or rules and regulations that would prohibit such transfers.

18 (c) Nothing in this section shall require the transfer of money derived
19 from the sale of any motor vehicles in accordance with K.S.A. 27-311 *et*
20 *seq.*, and amendments thereto, K.S.A. 75-6601 *et seq.*, and amendments
21 thereto, or subsection (f) of K.S.A. 75-3707 and amendments thereto,
22 except that all moneys transferred to state agencies that was derived from
23 surplus property sales of motor vehicles under K.S.A. 75-6601 *et seq.*, and
24 amendments thereto, shall be subject to transfer to the state general fund
25 under this section upon determination by the director of the budget and
26 in accordance with procedures established under this section. Moneys
27 from the sales of vehicles that are retained by the surplus property pro-
28 gram to fund its operating expenditures shall not be subject to this section.

29 (d) The provisions of this section shall not apply to:

30 (1) The health care stabilization fund of the health care stabilization
31 fund board of governors;

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

34 (3) any account of the Kansas educational building fund or the state
35 institutions building fund;

36 (4) any special revenue fund of the Kansas highway patrol;

37 (5) any special revenue fund of any state educational institution under
38 the control and supervision of the state board of regents; or

39 (6) any fund in the state treasury, as determined by the director of the
40 budget, that would experience financial or administrative difficulties as a
41 result of executing the provisions of this section, including, but not limited
42 to, cash-flow problems, the inability to meet ordinary expenditure obli-
43 gations, or any conflicts with prevailing contracts, compacts or other pro-

1 visions of law.

2 Sec. ~~54~~ [55.]

3 KANSAS RACING AND GAMING COMMISSION

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

6 Racing operations emergency financing
7 For the fiscal year ending June 30, 2006..... \$200,000

8 *Provided*, That expenditures may be made from the racing operations
9 emergency financing account only upon approval of the state finance
10 council acting on this matter which is hereby characterized as a matter
11 of legislative delegation and subject to the guidelines prescribed in sub-
12 section (c) of K.S.A. 75-3711c and amendments thereto and acting after
13 the state finance council determines that the funds credited to the state
14 racing fund are insufficient to meet in full the operating expenditures
15 required to be made to meet the financial obligations imposed by statute
16 on the state racing fund as a result of an emergency, except that such
17 approval also may be given while the legislature is in session: *And pro-*
18 *vided further*, That any unexpended balance in the racing operations
19 emergency financing account on June 30, 2006, shall be reappropriated
20 for the same purpose in the fiscal year ending June 30, 2007, and shall
21 be subject to the same conditions for expenditures to be contingent upon
22 state finance council approval as provided in this proviso.

23 Racing operations
24 For the fiscal year ending June 30, 2007..... \$500,000

25 Sec. ~~55~~ [56.]

26 DEPARTMENT OF WILDLIFE AND PARKS

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

29 Operating expenditures
30 For the fiscal year ending June 30, 2007..... \$12,000

31 State parks operating expenditures
32 For the fiscal year ending June 30, 2007..... \$585,000

33 (b) In addition to the other purposes for which expenditures may be
34 made from moneys appropriated from the state parks operating expend-
35 itures account of the state general fund for fiscal year 2007, as authorized
36 by 2006 Senate Bill No. 480 or by this or other appropriation act of the
37 2006 regular session of the legislature for the department of wildlife and
38 parks, the secretary of wildlife and parks shall make expenditures for the
39 purpose of providing one-half price admissions for any Kansas resident
40 to purchase, during the period of January 1, 2007, to June 30, 2007,
41 annual motor vehicle permits or motor vehicle daily permits for entrance
42 to state parks.

43 (c) On July 1, 2006, the expenditure limitation established for the fiscal

1 year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480
2 on the wildlife fee fund is hereby increased from \$18,824,955 to
3 \$20,266,380.

4 (d) On July 1, 2006, the expenditure limitation established for the fiscal
5 year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480
6 on the boating fee fund is hereby increased from \$857,568 to \$993,568.

7 (e) During the fiscal year ending June 30, 2007, notwithstanding the
8 provisions of any other statute, no expenditures shall be made by the
9 department of wildlife and parks from any moneys appropriated for the
10 department of wildlife and parks from the state general fund or any special
11 revenue fund for fiscal year 2007, as authorized by 2006 Senate Bill
12 No. 480 or by this or other appropriation act of the 2006 regular session
13 of the legislature for pumping or transportation of groundwater to or on
14 playa lake or other wetland properties of the department of wildlife and
15 parks that are located within the region of the high plains aquifer.

16 (f) During the fiscal year ending June 30, 2006, and the fiscal year
17 ending June 30, 2007, notwithstanding the provisions of any other statute,
18 rule and regulation, governor's budget report, or executive directive to
19 the contrary, the secretary of wildlife and parks shall make expenditures
20 from the state general fund accounts and from any accounts of special
21 revenue funds appropriated for the department of wildlife and parks dur-
22 ing fiscal year 2006 and fiscal year 2007 to retain 25 motor vehicles pre-
23 viously scheduled for elimination by July 1, 2006, as part of the governor's
24 recommendation in the governor's fiscal year 2007 budget report con-
25 cerning fleet size and a proposed reduction of a total of 200 motor vehicles
26 from state agencies by July 1, 2007.

27 ~~Sec. 56.~~ [57.] (a) During the fiscal years ending June 30, 2006, and
28 June 30, 2007, notwithstanding the provisions of any other statute or any
29 rules and regulations adopted thereunder to the contrary, no expenditures
30 shall be made from any moneys appropriated for the Kansas health policy
31 authority, department of administration, department of social and reha-
32 bilitation services, or the department on aging from the state general fund
33 or any special revenue fund for fiscal year 2006 or fiscal year 2007 by
34 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006
35 regular session of the legislature to prepare, propose, adopt or submit
36 any amendment, addition or other change in the state medicaid plan
37 except upon specific approval of any such amendment, addition or other
38 change in the state medicaid plan by appropriation or other act of the
39 legislature: *Provided further*, That no such amendment, addition or other
40 change in the state medicaid plan shall be proposed to the federal gov-
41 ernment by the secretary of social and rehabilitation services, the secre-
42 tary of aging, the director of health policy and finance of the department
43 of administration or the Kansas health policy authority, or by any officer

1 or employee of the respective officer or agency except upon specific ap-
2 proval of any such amendment, addition or other change in the state
3 medicaid plan by appropriation or other act of the legislature: *And pro-*
4 *vided further*, That the provisions of this section shall apply also to any
5 waiver to medicaid state plan provisions regarding the provision of mental
6 health services.

7 **[Sec. 58. No moneys appropriated from the state general fund**
8 **or from any special revenue fund for the fiscal years ending June**
9 **30, 2007, or June 30, 2008, by this act or any other appropriations**
10 **act of the 2006 or 2007 regular session of the legislature shall be**
11 **expended for a public works or purchase contract to a bidder, con-**
12 **tractor or employer, nor shall a bidder, contractor or employer be**
13 **eligible to bid for or receive a public works contract, who has, in**
14 **the preceding five years: (1) Been convicted of violating a law of**
15 **this state or federal law respecting the employment of illegal ali-**
16 **ens, or (2) been a party to a state agency proceeding in this state**
17 **in which a penalty or sanction was ordered, either by hearing or**
18 **final order, or through stipulation and agreement, for violation of**
19 **a law of this state or federal law respecting the employment of**
20 **illegal aliens: *Provided*, That Any employer found to be in violation**
21 **of this section shall, in addition to all available administrative pen-**
22 **alties and sanctions, forfeit and be liable for an amount equal to**
23 **the total value of the state benefit such employer has received or**
24 **been the beneficiary of for the period of five years leading up to**
25 **the date of the finding of guilt, not to exceed the federally pre-**
26 **scribed civil penalty in title 8 of the United States code, section**
27 **1324a: *Provided further*, That a person or entity is considered to**
28 **have complied with a requirement of this section, notwithstanding**
29 **a technical or procedural failure to meet such requirement, if**
30 **there was a good faith attempt to comply with the federal require-**
31 **ments found in title 8 of the United States code, section 1324a: *And***
32 ***provided further*, That as used in this section: (a) “Employer” means**
33 **any person, including any partnership, firm, subcontractor, ven-**
34 **dor, corporation or association, or agent thereof, who engages or**
35 **utilizes the personal services of one or more individuals for a salary**
36 **or wage; (b) “illegal alien” means any person not a citizen of the**
37 **United States who has entered the United States in violation of the**
38 **federal immigration and naturalization act or regulations issued**
39 **thereunder, who has legally entered but without the right to be**
40 **employed in the country, or who has legally entered subject to a**
41 **time limit but has remained illegally after the expiration of such**
42 **time limit, except that the term “illegal alien” shall not mean any**
43 **person who currently has the legal right to remain in the United**

1 States and to be employed in the United States even though such
2 person originally entered the United States in violation of the fed-
3 eral immigration and naturalization act or regulations issued
4 thereunder and is not a citizen of the United States; (c) “secretary”
5 means the secretary of human resources; (d) “state agency” means
6 any state office or officer, department, board, commission, insti-
7 tution, bureau or any agency, division or unit within any office,
8 department, board, commission or other state authority of this
9 state or any person requesting a state appropriation; and (e) “state
10 benefit” means any state-administered or subsidized tax credit, tax
11 abatement, tax exemption, loan or loan guarantee: *And provided*
12 *further*, That the secretary of labor shall be responsible for admin-
13 istering the provisions of this section.]

14 [Sec. 59. (a) During the fiscal year ending June 30, 2007, no
15 expenditures shall be made by any state agency from any moneys
16 appropriated from the state general fund for fiscal year 2007 by
17 this or other appropriation act of the 2006 regular session of the
18 legislature to: (1) Perform or attempt to perform human cloning;
19 (2) participate in an attempt to perform human cloning; or (3)
20 cause to be shipped or knowingly receive, by interstate or intra-
21 state commerce, the product of human cloning for any purpose.

22 [(b) As used in this section:

23 [(1) “Diploid cell” means a cell which has a complete set of chro-
24 mosomes;

25 [(2) “human cloning” means human asexual reproduction, ac-
26 complished by introducing nuclear material from one or more hu-
27 man somatic cells into a fertilized or unfertilized oocyte whose
28 nuclear material has been removed or inactivated to produce a
29 living organism at any stage of development with a human or pre-
30 dominantly human genetic constitution that is genetically virtually
31 identical to an existing or previously existing human organism;

32 [(3) “oocyte” means an egg before maturation; and

33 [(4) “somatic cell” means a diploid cell which comes from cells
34 of the body that compose the tissues, organs or other parts of an
35 individual other than germ cells and which is obtained or derived
36 from a living or deceased human organism at any stage of devel-
37 opment.]

38 [Sec. 60. (a) On June 30, 2007, notwithstanding the provisions of
39 K.S.A. 38-2101 or 38- 2102, and amendments thereto, or any other
40 statute, the director of accounts and reports shall transfer the
41 amount equal to the unencumbered balance in the children’s ini-
42 tiatives fund, exclusive of any moneys attributable to any certifi-
43 cate of indebtedness issued pursuant to K.S.A. 75-3725a, and

1 amendments thereto, from the children's initiatives fund to the
2 children's initiatives reserve fund, which is hereby established in
3 the state treasury: *Provided*, That the amount transferred to the
4 children's initiatives reserve fund pursuant to this subsection shall
5 be reserved for purposes to be prescribed by law: *Provided further*,
6 That the state finance council shall have no authority to approve
7 any transfer of moneys from the children's initiatives reserve fund,
8 to authorize or approve any expenditure of moneys from the chil-
9 dren's initiatives reserve fund, or to increase any expenditure lim-
10 itation on the children's initiatives reserve fund: *And provided fur-*
11 *ther*, That no expenditures shall be authorized or made from the
12 children's initiatives reserve fund by any state agency, except upon
13 specific authorization therefor by appropriation act of the legis-
14 lature.

15 [(b) On July 1, 2007, the director of the budget shall certify to
16 the director of accounts and reports the amount equal to 25% of
17 the balance of moneys credited to the children's initiatives reserve
18 fund on July 1, 2007, and shall transmit a copy of such certification
19 to the director of the legislative research department. Upon re-
20 ceipt of each such certification, the director of accounts and re-
21 ports shall transfer the amount certified from the children's initia-
22 tives reserve fund to the children's initiatives fund: *Provided*, That
23 the amount transferred from the children's initiatives reserve fund
24 to the children's initiatives fund shall be available for appropria-
25 tion or transfer for fiscal year 2008 and each fiscal year thereafter
26 as provided by appropriation act of the legislature.

27 [(c) On July 1, 2008, the director of the budget shall certify to
28 the director of accounts and reports the amount equal to one-third
29 of the balance of moneys credited to the children's initiatives re-
30 serve fund on July 1, 2008, and shall transmit a copy of such cer-
31 tification to the director of the legislative research department.
32 Upon receipt of each such certification, the director of accounts
33 and reports shall transfer the amount certified from the children's
34 initiatives reserve fund to the children's initiatives fund: *Provided*,
35 That the amount transferred from the children's initiatives reserve
36 fund to the children's initiatives fund shall be available for approp-
37 riation or transfer for fiscal year 2009 and each fiscal year there-
38 after as provided by appropriation act of the legislature.

39 [(d) On July 1, 2009, the director of the budget shall certify to
40 the director of accounts and reports the amount equal to 50% of
41 the balance of moneys credited to the children's initiatives reserve
42 fund on July 1, 2009, and shall transmit a copy of such certification
43 to the director of the legislative research department. Upon re-

1 ceipt of each such certification, the director of accounts and re-
 2 ports shall transfer the amount certified from the children’s initia-
 3 tives reserve fund to the children’s initiatives fund: *Provided*, That
 4 the amount transferred from the children’s initiatives reserve fund
 5 to the children’s initiatives fund shall be available for appropria-
 6 tion or transfer for fiscal year 2010 and each fiscal year thereafter
 7 as provided by appropriation act of the legislature.

8 [(e) On July 1, 2010, the director of the budget shall certify to
 9 the director of accounts and reports the amount equal to all of the
 10 remaining balance of moneys credited to the children’s initiatives
 11 reserve fund on July 1, 2010, and shall transmit a copy of such
 12 certification to the director of the legislative research department.
 13 Upon receipt of each such certification, the director of accounts
 14 and reports shall transfer the amount certified from the children’s
 15 initiatives reserve fund to the children’s initiatives fund: *Provided*,
 16 That the amount transferred from the children’s initiatives reserve
 17 fund to the children’s initiatives fund shall be available for appro-
 18 priation or transfer for fiscal year 2011 and each fiscal year there-
 19 after as provided by appropriation act of the legislature.

20 [Sec. 61.

21 [DEPARTMENT OF ADMINISTRATION

22 [(a) There is appropriated for the above agency from the follow-
 23 ing special revenue fund or funds for the fiscal year or years spec-
 24 ified, all moneys now or hereafter lawfully credited to and avail-
 25 able in such fund or funds, except that expenditures other than
 26 refunds authorized by law shall not exceed the following:

27 [Children’s initiatives reserve fund

28 [For the fiscal year ending June 30, 2007	\$0]
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29 [Sec. 62.

30 [JUDICIAL COUNCIL

31 [(a) There is appropriated for the above agency from the follow-
 32 ing special revenue fund or funds for the fiscal year or years spec-
 33 ified, all moneys now or hereafter lawfully credited to and avail-
 34 able in such fund or funds, except that expenditures other than
 35 refunds authorized by law shall not exceed the following:

36 [Judicial performance fund

37 [For the fiscal year ending June 30, 2007	No limit
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38 [*Provided*, That, if 2006 Senate Bill No. 337 is not passed by the
 39 legislature during the 2006 regular session and enacted into law,
 40 then, on July 1, 2006, the appropriation of all moneys now or here-
 41 after lawfully credited to and available in such fund is hereby
 42 lapsed.

43 [(b) On July 1, 2006, the position limitation established for the

1 fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate
2 Bill No. 480 for the judicial council is hereby increased from 4.00
3 to 7.00: *Provided, That, if 2006 Senate Bill No. 337 is not passed by*
4 *the legislature during the 2006 regular session and enacted into*
5 *law, then, on July 1, 2006, the position limitation is established for*
6 *the fiscal year ending June 30, 2007, by this subsection is hereby*
7 *decreased from 7.00 to 4.00.]*

8 [Sec. 63. (a) On June 30, 2006, notwithstanding the provisions of
9 any other statute, the director of accounts and reports shall trans-
10 fer the amount equal to 50% of the ending balance in the state
11 general fund, exclusive of any moneys attributable to any certifi-
12 cate of indebtedness issued pursuant to K.S.A. 75-3725a, and
13 amendments thereto, from the state general fund to the bond debt
14 service prepayment reserve fund, which is hereby established in
15 the state treasury: *Provided, That the amount transferred to the*
16 *bond debt service prepayment reserve fund pursuant to this sec-*
17 *tion shall be reserved and shall be used only for the purposes of*
18 *prepayment of bonded debt, in accordance with and at such times*
19 *as permitted by applicable bond covenants, for bonds issued by*
20 *the Kansas development finance authority for project or programs*
21 *of state agencies in accordance with subsection (b) of K.S.A. 74-*
22 *8905, and amendments thereto, and which is payable in whole or*
23 *in part from appropriations from the state general fund: *Provided**
24 *further, That the state finance council shall have no authority to*
25 *approve any transfer of moneys from the bond debt service pre-*
26 *payment reserve fund, to authorize or approve any expenditure of*
27 *moneys from the bond debt service prepayment reserve fund, or*
28 *to increase any expenditure limitation on the bond debt service*
29 *prepayment reserve fund: *And provided further, That no expendi-**
30 *tures shall be authorized or made from the bond debt service pre-*
31 *payment reserve fund by any state agency, except upon specific*
32 *authorization therefor by appropriation act of the legislature.*

33 [Sec. 64.

34 [DEPARTMENT OF ADMINISTRATION

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

40 Bond debt service prepayment reserve fund
41 [For the fiscal year ending June 30, 2007 \$0]

42 [Sec. 65. No moneys appropriated from the state general fund
43 or from any special revenue fund for the fiscal year ending June

1 30, 2007, by this act or any other appropriations act of the 2006
2 regular session of the legislature shall be expended to pay for the
3 employment of or to contract [for employment] with any individual
4 who is an undocumented, illegal alien.]

5 [Sec. 66. No moneys appropriated from the state general fund
6 or any special revenue fund for the fiscal year ending June 30,
7 2007, by this or any other appropriations act of the 2006 regular
8 session of the legislature shall be expended as part of the state
9 employee health insurance program to provide health insurance
10 coverage for any medical procedure which is intended to result in
11 the termination of a pregnancy other than by live birth: *Provided*,
12 That termination of a tubal pregnancy or any other procedure nec-
13 essary to preserve the life of the mother shall not constitute a med-
14 ical procedure which is intended to result in the termination of a
15 pregnancy for purposes of this section.]

16 [Sec. 67. (a) On and after the effective date of this act, during
17 the fiscal years ending June 30, 2006, June 30, 2007, and June 30,
18 2008, no expenditures shall be made from any moneys appropri-
19 ated for the department of administration or any other state
20 agency from the state general fund or any special revenue fund
21 for fiscal year 2006, fiscal year 2007 or fiscal year 2008 by chapter
22 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill
23 No. 480, or by this or other appropriation act of the 2006 regular
24 session of the legislature for the purpose of permanently leveling
25 the tiered floor on the chamber of the house of representatives in
26 the Kansas statehouse: *Provided*, That no moneys appropriated
27 from the state general fund or any special revenue fund by chapter
28 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill
29 No. 480, or by this or other appropriation act of the 2006 regular
30 session of the legislature for fiscal year 2006, fiscal year 2007 or
31 fiscal year 2008 shall be expended by any state agency, as defined
32 by K.S.A. 75-3701, and amendments thereto, for any purpose to
33 permanently remove or otherwise permanently level the tiered
34 floor in the chamber of the house of representatives.

35 [(b) In addition to the other purposes for which expenditures
36 may be made by the department of administration from the state
37 general fund or any special revenue fund for fiscal year 2007 as
38 authorized by 2006 Senate Bill No. 480 or by this or other appro-
39 priation act of the 2006 regular session of the legislature, expend-
40 itures shall be made by the department of administration from the
41 state general fund or any special revenue fund for fiscal year 2007
42 to provide for such redesigning, planning and other matters as may
43 be required under the relevant portion or portions of the capital

1 **improvement project for the preservation and restoration of the**
2 **Kansas statehouse that relate to the chamber of the house of rep-**
3 **resentatives to continue the tiered floor of the chamber of the**
4 **house of representatives in existence.]**

5 [Sec. 68.

6 [UNIVERSITY OF KANSAS

7 [(a) There is appropriated for the above agency from the state
8 general fund for the fiscal year or years specified, the following:
9 [Umbilical cord matrix project

10 For the fiscal year ending June 30, 2007..... \$150,000]

11 [Sec. 69.

12 [KANSAS STATE UNIVERSITY

13 [(a) There is appropriated for the above agency from the state
14 general fund for the fiscal year or years specified, the following:
15 [Midwest institute for comparative stem cell biology

16 [For the fiscal year ending June 30, 2007 \$150,000]

17 [Sec. 70.

18 [STATE FAIR BOARD

19 [(a) There is appropriated for the above agency from the state
20 general fund for the fiscal year or years specified, the following:
21 [New sheep and swine barn construction

22 [For the fiscal year ending June 30, 2007 \$2,375,727]

23 **Sec. 57. [71.]** On July 1, 2006, K.S.A. 2005 Supp. 79-2959, as
24 amended by section 160 of 2006 Senate Bill No. 480, is hereby amended
25 to read as follows: 79-2959. (a) There is hereby created the local ad va-
26 lorem tax reduction fund. All moneys transferred or credited to such fund
27 under the provisions of this act or any other law shall be apportioned and
28 distributed in the manner provided herein.

29 (b) On January 15 and on July 15 of each year, the director of accounts
30 and reports shall make transfers in equal amounts which in the aggregate
31 equal 3.63% of the total retail sales and compensating taxes credited to
32 the state general fund pursuant to articles 36 and 37 of chapter 79 of
33 Kansas Statutes Annotated and acts amendatory thereof and supplement-
34 tal thereto during the preceding calendar year from the state general fund
35 to the local ad valorem tax reduction fund, except that ~~no moneys shall~~
36 ~~be transferred from the state general fund to the local ad valorem tax~~
37 ~~reduction fund during state fiscal years 2007 and 2008~~ *the amount of the*
38 *transfer on each such date shall be \$27,340,500 during fiscal years 2007*
39 *and 2008.* All such transfers are subject to reduction under K.S.A. 75-
40 6704 and amendments thereto. All transfers made in accordance with the
41 provisions of this section shall be considered to be demand transfers from
42 the state general fund, *except that all such transfers during fiscal years*
43 *2007 and 2008 shall be considered to be revenue transfers from the state*

1 *general fund.*

2 (c) The state treasurer shall apportion and pay the amounts transferred
3 under subsection (b) to the several county treasurers on January 15 and
4 on July 15 in each year as follows: (1) Sixty-five percent of the amount to
5 be distributed shall be apportioned on the basis of the population figures
6 of the counties certified to the secretary of state pursuant to K.S.A. 11-
7 201 and amendments thereto on July 1 of the preceding year; and (2)
8 thirty-five percent of such amount shall be apportioned on the basis of
9 the equalized assessed tangible valuations on the tax rolls of the counties
10 on November 1 of the preceding year as certified by the director of prop-
11 erty valuation.

12 (d) *It is hereby declared that the legislative intent of the transfers pre-*
13 *scribed by this section shall be for property tax relief in an amount not*
14 *less than the aggregate amount transferred pursuant to this section in*
15 *fiscal years 2007 and 2008.*

16 Sec. ~~58.~~ [72.] On July 1, 2006, K.S.A. 2005 Supp. 79-2959, as
17 amended by section 160 of 2006 Senate Bill No. 480, is hereby repealed.

18 Sec. ~~59.~~ [73.] *Appeals to exceed position limitations.* The limitations
19 imposed by this act on the number of full-time and regular part-time
20 positions equated to full-time, excluding seasonal and temporary posi-
21 tions, paid from appropriations for the fiscal years ending June 30, 2006,
22 or ending June 30, 2007, made in chapter 174 or chapter 206 of the 2005
23 Session Laws of Kansas or in this act or in any other appropriation act of
24 the 2006 regular session of the legislature may be exceeded upon approval
25 of the state finance council.

26 Sec. ~~60.~~ [74.] *Appeals to exceed expenditure limitations.* (a) Upon
27 written application to the governor and approval of the state finance coun-
28 cil, expenditures from special revenue funds may exceed the amounts
29 specified in this act.

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

34 Sec. ~~61.~~ [75.] *Savings.* (a) Any unencumbered balance as of June 30,
35 2006, in any special revenue fund, or account thereof, of any state agency
36 named in this act which is not otherwise specifically appropriated or lim-
37 ited by this or other appropriation act of the 2006 regular session of the
38 legislature, is hereby appropriated for the fiscal year ending June 30,
39 2007, for the same use and purpose as the same was heretofore appro-
40 priated.

41 (b) Any unencumbered balance as of June 30, 2006, in any special
42 revenue fund, or account thereof, of any state agency named in section
43 79 of chapter 174 of the 2005 Session Laws of Kansas which is not oth-

1 erwise specifically appropriated or limited for fiscal year 2007 by chapter
2 174 or chapter 206 of the 2005 Session Laws of Kansas or by this or other
3 appropriation act of the 2006 regular session of the legislature, is hereby
4 appropriated for fiscal year 2007 for the same use and purpose as the
5 same was heretofore appropriated.

6 (c) This section shall not apply to the state economic development
7 initiatives fund, the children's initiatives fund, the state water plan fund,
8 the Kansas endowment for youth fund, the Kansas educational building
9 fund, the state institutions building fund, or the correctional institutions
10 building fund, or to any account of any of such funds.

11 Sec. ~~62.~~ [76.] During the fiscal year ending June 30, 2007, all moneys
12 which are lawfully credited to and available in any bond special revenue
13 fund, which are not otherwise specifically appropriated or limited by this
14 or other appropriation act of the 2006 regular session of the legislature,
15 are hereby appropriated for the fiscal year ending June 30, 2007, for the
16 state agency for which the bond special revenue fund was established for
17 the purposes authorized by law for expenditures from such bond special
18 revenue fund. As used in this section, "bond special revenue fund" means
19 any special revenue fund or account thereof established in the state treas-
20 ury prior to or on or after the effective date of this act for the deposit of
21 the proceeds of bonds issued by the Kansas development finance au-
22 thority, for the payment of debt service for bonds issued by the Kansas
23 development finance authority, or for any related purpose in accordance
24 with applicable bond covenants.

25 Sec. ~~63.~~ [77.] *Federal grants.* (a) During the fiscal year ending June
26 30, 2007, each federal grant or other federal receipt which is received by
27 a state agency named in this act and which is not otherwise appropriated
28 to that state agency by this or other appropriation act of the 2006 regular
29 session of the legislature, is hereby appropriated for the fiscal year ending
30 June 30, 2007, for that state agency for the purpose set forth in such
31 federal grant or receipt, except that no expenditure shall be made from
32 and no obligation shall be incurred against any such federal grant or other
33 federal receipt, which has not been previously appropriated or reappro-
34 priated or approved for expenditure by the governor, until the governor
35 has authorized the state agency to make expenditures therefrom. This
36 subsection shall not apply to any state agency named in section 79 of
37 chapter 174 of the 2005 Session Laws of Kansas.

38 (b) During the fiscal year ending June 30, 2007, each federal grant or
39 other federal receipt which is received by a state agency named in section
40 79 of chapter 174 of the 2005 Session Laws of Kansas and which is not
41 otherwise appropriated to that state agency for fiscal year 2007 by this or
42 other appropriation act of the 2005 regular session of the legislature, is
43 hereby appropriated for fiscal year 2007 for that state agency for the

1 purpose set forth in such federal grant or receipt, except that no expend-
2 iture shall be made from and no obligation shall be incurred against any
3 such federal grant or other federal receipt, which has not been previously
4 appropriated or reappropriated or approved for expenditure by the gov-
5 ernor, for fiscal year 2007, until the governor has authorized the state
6 agency to make expenditures from such federal grant or other federal
7 receipt for fiscal year 2007.

8 (c) In addition to the other purposes for which expenditures may be
9 made by any state agency which is named in chapter 174 or chapter 206
10 of the 2005 Session Laws of Kansas in this or other appropriation act of
11 the 2005 regular session of the legislature and which is not otherwise
12 authorized by law to apply for and receive federal grants, expenditures
13 may be made by such state agency from moneys appropriated for fiscal
14 year 2007 by chapter 174 or chapter 206 of the 2005 Session Laws of
15 Kansas or by this or other appropriation act of the 2006 regular session
16 of the legislature to apply for and receive federal grants during fiscal year
17 2007, which federal grants are hereby authorized to be applied for and
18 received by such state agencies: *Provided*, That no expenditure shall be
19 made from and no obligation shall be incurred against any such federal
20 grant or other federal receipt, which has not been previously appropriated
21 or reappropriated or approved for expenditure by the governor, until the
22 governor has authorized the state agency to make expenditures there-
23 from.

24 Sec. ~~64.~~ [78] (a) Any correctional institutions building fund approp-
25 riation heretofore appropriated to any state agency named in this or
26 other appropriation act of the 2006 regular session of the legislature, and
27 having an unencumbered balance as of June 30, 2006, in excess of \$100
28 is hereby reappropriated for the fiscal year ending June 30, 2007, for the
29 same uses and purposes as originally appropriated unless specific provi-
30 sion is made for lapsing such appropriation.

31 (b) This section shall not apply to the unencumbered balance in any
32 account of the correctional institutions building fund that was encum-
33 bered for any fiscal year commencing prior to July 1, 2005.

34 Sec. ~~65.~~ [79.] (a) Any Kansas educational building fund appropriation
35 heretofore appropriated to any institution named in this or other approp-
36 riation act of the 2006 regular session of the legislature and having an
37 unencumbered balance as of June 30, 2006, in excess of \$100 is hereby
38 reappropriated for the fiscal year ending June 30, 2007, for the same use
39 and purpose as originally appropriated, unless specific provision is made
40 for lapsing such appropriation.

41 (b) This section shall not apply to the unencumbered balance in any
42 account of the Kansas educational building fund that was encumbered
43 for any fiscal year commencing prior to July 1, 2005.

1 Sec. ~~66.~~ **[80.]** (a) Any state institutions building fund appropriation
2 heretofore appropriated to any state agency named in this or other ap-
3 propriation act of the 2006 regular session of the legislature and having
4 an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby
5 reappropriated for the fiscal year ending June 30, 2007, for the same use
6 and purpose as originally appropriated, unless specific provision is made
7 for lapsing such appropriation.

8 (b) This section shall not apply to the unencumbered balance in any
9 account of the state institutions building fund that was encumbered for
10 any fiscal year commencing prior to July 1, 2005.

11 Sec. ~~67.~~ **[81.]** Any transfers of money during the fiscal year ending
12 June 30, 2007, from any special revenue fund of any state agency named
13 in this act to the audit services fund of the division of post audit under
14 K.S.A. 46-1121 and amendments thereto shall be in addition to any ex-
15 penditure limitation imposed on any such fund for the fiscal year ending
16 June 30, 2007.

17 Sec. ~~68.~~ **[82.]** During the fiscal year ending June 30, 2007, each state
18 agency named in this act that has a cost reduction for which an employee
19 suggestion bonus is paid pursuant to subsection (f) of K.S.A. 2005 Supp.
20 75-37,105, and amendments thereto, shall transfer (1) from each state
21 general fund appropriation or reappropriation account for fiscal year 2007
22 from which all or part of such cost reduction has been realized to the
23 state general fund, in accordance with subsection (f) of K.S.A. 2005 Supp.
24 75-37,105, and amendments thereto, the amount equal to 80% of the cost
25 reduction which is attributed to such account, and (2) from each special
26 revenue fund, excluding federal funds, for fiscal year 2007 from which all
27 or part of such cost reduction has been realized to the state general fund,
28 in accordance with subsection (f) of K.S.A. 2005 Supp. 75-37,105, and
29 amendments thereto, the amount equal to 80% of the cost reduction
30 which is attributed to such special revenue fund, excluding federal funds.

31 Sec. ~~69.~~ **[83.]** This act shall take effect and be in force from and after
32 its publication in the Kansas register.