

*[As Amended by Senate Committee of the Whole]*

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*As Amended by Senate Committee*

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*Session of 2006*

## **SENATE BILL No. 570**

By Committee on Ways and Means

2-16

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

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

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

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

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

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

32 Sec. 2.

### **ABSTRACTERS' BOARD OF EXAMINERS**

33  
34 (a) On July 1, 2006, the expenditure limitation established for the fiscal  
35 year ending June 30, 2007, by section 59(a) of chapter 174 of the 2005  
36 Session Laws of Kansas on the abstracters' fee fund is hereby increased  
37 from \$21,719 to \$21,756.

38 Sec. 3.

### **BOARD OF ACCOUNTANCY**

39  
40 (a) On July 1, 2006, the expenditure limitation established for the fiscal  
41 year ending June 30, 2007, by section 60(a) of chapter 174 of the 2005  
42 Session Laws of Kansas on the board of accountancy fee fund is hereby  
43 increased from \$278,284 to \$281,615.

1     Sec. 4.

2                     STATE BANK COMMISSIONER

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

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

11    Sec. 5.

12                     KANSAS BOARD OF BARBERING

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

17    Sec. 6.

18                     BEHAVIORAL SCIENCES REGULATORY BOARD

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

23    Sec. 7.

24                     STATE BOARD OF HEALING ARTS

25    (a) On July 1, 2006, the expenditure limitation established for the fiscal  
26    year ending June 30, 2007, by section 64(a) of chapter 174 of the 2005  
27    Session Laws of Kansas on the healing arts fee fund is hereby increased  
28    from \$2,701,908 to ~~\$2,737,091~~ **\$2,771,049**.

29    ***(b) On July 1, 2006, the position limitation established for the***  
30    ***fiscal year ending June 30, 2007, by section 79 of chapter 174 of***  
31    ***the 2005 Session Laws of Kansas for the state board of healing arts***  
32    ***is hereby increased from 32.00 to 33.00.***

33    Sec. 8.

34                     KANSAS STATE BOARD OF COSMETOLOGY

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

41    Sec. 9.

42                     STATE DEPARTMENT OF CREDIT UNIONS

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

1 year ending June 30, 2007, by section 66(a) of chapter 174 of the 2005  
2 Session Laws of Kansas on the credit union fee fund is hereby increased  
3 from \$934,032 to \$951,416.

4 Sec. 10.

#### 5 KANSAS DENTAL BOARD

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

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

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

38 Sec. 11.

#### 39 STATE BOARD OF MORTUARY ARTS

40 (a) On July 1, 2006, the expenditure limitation established for the fiscal  
41 year ending June 30, 2007, by section 68(a) of chapter 174 of the 2005  
42 Session Laws of Kansas on the mortuary arts fee fund is hereby increased  
43 from \$249,080 to \$265,218.

1     Sec. 12.

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

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

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

14     Sec. 13.

15           BOARD OF NURSING

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

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

24     Sec. 14.

25           BOARD OF EXAMINERS IN OPTOMETRY

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

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

34     Sec. 15.

35           STATE BOARD OF PHARMACY

36           (a) On July 1, 2006, the expenditure limitation established for the fiscal  
37    year ending June 30, 2007, by section 72(a) of chapter 174 of the 2005  
38    Session Laws of Kansas on the state board of pharmacy fee fund is hereby  
39    increased from \$608,844 to ~~\$637,959~~ **\$660,459**.

40     Sec. 16.

41           REAL ESTATE APPRAISAL BOARD

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

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

3 Sec. 17.

4 KANSAS REAL ESTATE COMMISSION

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

9 Sec. 18.

10 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

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

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

19 Sec. 19.

20 STATE BOARD OF TECHNICAL PROFESSIONS

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

25 Sec. 20.

26 STATE BOARD OF VETERINARY EXAMINERS

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

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

36 Sec. 21.

37 GOVERNMENTAL ETHICS COMMISSION

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

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

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

1 mission fee fund is hereby decreased from \$136,534 to \$127,975.  
2 (c) On July 1, 2006, the expenditure limitation established for the fiscal  
3 year ending June 30, 2007, by section 78(b) of chapter 174 of the 2005  
4 Session Laws of Kansas on the governmental ethics commission fee fund  
5 is hereby increased from \$140,211 to \$145,276.  
6 Sec. 22.

#### 7 LEGISLATURE

8 (a) (1) In addition to the other purposes for which expenditures may  
9 be made by the legislature from the operations (including official hospi-  
10 tality) account of the state general fund for the fiscal year ending June  
11 30, 2006, expenditures shall be made by the legislature from the opera-  
12 tions (including official hospitality) account of the state general fund for  
13 fiscal year 2006 for an additional amount of allowance equal to the amount  
14 required to provide, along with the amount of allowance otherwise pay-  
15 able from appropriations for the legislature to each member of the leg-  
16 islature at the rate prescribed by subsection (c) of K.S.A. 46-137a and  
17 amendments thereto, an aggregate amount of allowance of \$332.10 for  
18 the two-week period which coincides with the fifth biweekly payroll pe-  
19 riod occurring after the biweekly payroll period which includes April 1,  
20 2006, and which is chargeable to fiscal year 2006, for each member of  
21 the legislature to defray expenses incurred between sessions of the leg-  
22 islature for postage, telephone, office and other incidental expenses,  
23 which are chargeable to fiscal year 2006, notwithstanding the provisions  
24 of K.S.A. 46- 137a, and amendments thereto: *Provided*, That all expend-  
25 itures under this subsection (a) for such purposes shall be made otherwise  
26 in the same manner that such allowance is payable to such members of  
27 the legislature for such two-week period for which such allowance is pay-  
28 able in accordance with this subsection (a) and which is chargeable to  
29 fiscal year 2006.

30 Sec. 23.

#### 31 ATTORNEY GENERAL

32 (a) On the effective date of this act, of the \$42,025 appropriated for  
33 the above agency for the fiscal year ending June 30, 2006, by section 86(a)  
34 of chapter 174 of the 2005 Session Laws of Kansas from the state general  
35 fund in the litigation costs account, the sum of \$10,502 is hereby lapsed.  
36 (b) On the effective date of this act, of the \$100,000 appropriated for  
37 the above agency for fiscal year ending June 30, 2006, by section 86(a) of  
38 chapter 174 of the 2005 Session Laws of Kansas from the state general  
39 fund in the operating expenditures relating to interstate water rights re-  
40 garding the Republican river and its tributaries account, the sum of \$5,712  
41 is hereby lapsed.  
42 (c) On the effective date of this act, of the \$4,321,265 appropriated for  
43 the above agency for fiscal year ending June 30, 2006, by section 86(a) of

1 chapter 174 of the 2005 Session Laws of Kansas from the state general  
2 fund in the operating expenditures account, the sum of \$1,826 is hereby  
3 lapsed.

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

10 Sec. 24.

11 STATE TREASURER

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

17 Spirit bonds fund..... No limit

18 *Provided*, That, on the 15th day of each month that commences during  
19 fiscal year 2006 on or after the effective date of this act, the secretary of  
20 revenue shall determine the amount of revenue received by the state  
21 during the preceding month from withholding taxes paid with respect to  
22 an eligible project by each taxpayer that is an eligible business for which  
23 bonds have been issued under K.S.A. 2005 Supp. 74-50,136 and amend-  
24 ments thereto, along with any such amount of such revenue received by  
25 the state from withholding taxes paid by such taxpayer with respect to  
26 such purpose prior to the effective date of this act during fiscal year 2006:  
27 *Provided further*, That, upon making such determination, the secretary  
28 of revenue shall certify the amount so determined to the director of ac-  
29 counts and reports and, at the same time as such certification is trans-  
30 mitted to the director of accounts and reports, shall transmit a copy of  
31 such certification to the director of the budget and the director of the  
32 legislative research department: *And provided further*, That, upon receipt  
33 of each such certification, the director of accounts and reports shall trans-  
34 fer the amount certified from the state general fund to the spirit bonds  
35 fund: *And provided further*, That, on or before the 10th day of each  
36 month commencing during fiscal year 2006, the director of accounts and  
37 reports shall transfer from the state general fund to the spirit bonds fund  
38 interest earnings based on: (1) The average daily balance of moneys in  
39 the spirit bonds fund for the preceding month; and (2) the net earnings  
40 rate of the pooled money investment portfolio for the preceding month:  
41 *And provided further*, That the moneys credited to the spirit bonds fund  
42 from the withholding taxes paid by an eligible business and the interest  
43 earnings thereon shall be transferred by the state treasurer from the spirit

1 bonds fund to the special economic revitalization fund administered by  
2 the state treasurer in accordance with K.S.A. 2005 Supp. 74-50,136 and  
3 amendments thereto.

4 ~~Sec. 25.~~

5 **INSURANCE DEPARTMENT**

6 ~~—(a) On the effective date of this act, or as soon thereafter as moneys~~  
7 ~~are available, the director of accounts and reports shall transfer \$500,000~~  
8 ~~from the insurance department service regulation fund to the state gen-~~  
9 ~~eral fund. *Provided*, That the transfer of such amount shall be in addition~~  
10 ~~to any other transfer from the insurance department service regulation~~  
11 ~~fund to the state general fund as prescribed by law. *Provided further*,~~  
12 ~~That the amount transferred from the insurance department service reg-~~  
13 ~~ulation fund to the state general fund pursuant to this subsection is to~~  
14 ~~reimburse the state general fund for accounting, auditing, budgeting, le-~~  
15 ~~gal, payroll, personnel and purchasing services and any other govern-~~  
16 ~~mental services which are performed on behalf of the insurance depart-~~  
17 ~~ment by other state agencies which receive appropriations from the state~~  
18 ~~general fund to provide such services.~~

19 ~~Sec. 26. 25.~~

20 **HEALTH CARE STABILIZATION FUND**  
21 **BOARD OF GOVERNORS**

22 (a) On the effective date of this act, the expenditure limitation estab-  
23 lished for the fiscal year ending June 30, 2006, by section 19(a) of chapter  
24 206 of the 2005 Session Laws of Kansas on the operating expenditures  
25 account of the health care stabilization fund is hereby increased from  
26 \$1,148,296 to \$1,294,111.

27 ~~Sec. 27. 26.~~

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 ending June 30, 2006, the following:

31 Operating expenditures .....	\$268,947
32 Assigned counsel expenditures .....	\$100,000

33 (b) On the effective date of this act, of the \$1,837,112 appropriated for  
34 the above agency for the fiscal year ending June 30, 2006, by section 92(a)  
35 of chapter 174 of the 2005 Session Laws of Kansas from the state general  
36 fund in the capital defense operations account, the sum of ~~\$412,535~~  
37 **\$412,535 [\$162,535]** is hereby lapsed.

38 ~~Sec. 28. 27.~~

39 **KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

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

42 13th retirement check — debt service .....	\$5,017
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43 (b) On the effective date of this act, or as soon thereafter as moneys

1 are available, notwithstanding the provisions of K.S.A. 38-2102 and  
2 amendments thereto or of any other statute, the director of accounts and  
3 reports shall transfer \$1,947,754 from the Kansas endowment for youth  
4 fund to the state general fund: *Provided*, That the transfer of such amount  
5 shall be in addition to any other transfer from the Kansas endowment for  
6 youth fund to the state general fund as prescribed by law.

7 ~~Sec. 29.~~ **28.**

8 STATE CORPORATION COMMISSION

9 (a) In addition to the other purposes for which expenditures may be  
10 made by the state corporation commission from the public service reg-  
11 ulation fund for fiscal year 2006 as authorized by section 96 of chapter  
12 174 or section 14 of chapter 206 of the 2005 Session Laws of Kansas,  
13 expenditures shall be made by the state corporation commission from the  
14 public service regulation fund for fiscal year 2006 for compensation, sub-  
15 sistence allowances, mileage and other expenses as provided in K.S.A. 75-  
16 3223, and amendments thereto, of the Kansas electric transmission au-  
17 thority.

18 ~~Sec. 30.~~ **29.**

19 CITIZENS' UTILITY RATEPAYER BOARD

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

24 ~~Sec. 31.~~ **30.**

25 DEPARTMENT OF ADMINISTRATION

26 (a) On the effective date of this act, of the \$100,360 appropriated for  
27 the above agency for the fiscal year ending June 30, 2006, by section  
28 158(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
29 general fund in the judicial center improvements — debt service account,  
30 the sum of \$1,800 is hereby lapsed.

31 (b) On the effective date of this act, of the \$8,451,285 appropriated for  
32 the above agency for the fiscal year ending June 30, 2006, by section  
33 158(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
34 general fund in the statehouse improvements — debt service account,  
35 the sum of \$134,258 is hereby lapsed.

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

38 <b><i>Dillon house roof repairs</i></b> .....	<b>\$52,000</b>
39 Medicare part D counseling and enrollment .....	\$500,000
40 <del>Kansas health policy authority operations</del> .....	<del>\$250,173</del>
41 <del>Generic drug program</del> .....	<del>\$200,000</del>
42 <del>Business health partnership</del> .....	<del>\$500,000</del>

43 (d) On the effective date of this act, the director of accounts and reports

1 shall transfer \$132,708 from the general administration account of the  
2 state general fund of the department of administration to the personnel  
3 services account of the state general fund of the department of admin-  
4 istration.

5 (e) On the effective date of this act, of the \$397,138,363 appropriated  
6 for the above agency for the fiscal year ending June 30, 2006, by section  
7 5(a) of chapter 206 of the 2005 Session Laws of Kansas, from the state  
8 general fund in the health policy and finance — other medical assistance  
9 account, the sum of \$4,161,058 is hereby lapsed.

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

13 (g) On the effective date of this act, the director of accounts and reports  
14 shall transfer \$11,000 from the public broadcasting council grants account  
15 of the state general fund of the department of administration to the public  
16 TV digital conversion debt service account of the state general fund of  
17 the department of administration.

18 Sec. ~~32~~. **31.**

#### 19 KANSAS HEALTH POLICY AUTHORITY

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

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

29 Sec. ~~33~~. **32.**

#### 30 STATE BOARD OF TAX APPEALS

31 (a) On the effective date of this act, the expenditure limitation estab-  
32 lished for the fiscal year ending June 30, 2006, by section 99(b) of chapter  
33 174 of the 2005 Session Laws of Kansas on the duplicating fees fund is  
34 hereby increased from \$5,000 to \$10,206.

35 (b) On the effective date of this act, the expenditure limitation estab-  
36 lished for the fiscal year ending June 30, 2006, by section 99(b) of chapter  
37 174 of the 2005 Session Laws of Kansas on the BOTA filing fee fund is  
38 hereby increased from \$264,000 to \$414,133.

39 Sec. ~~34~~. **33.**

#### 40 DEPARTMENT OF REVENUE

41 (a) On the effective date of this act, the expenditure limitation estab-  
42 lished for the fiscal year ending June 30, 2006, by section 32(c) of chapter  
43 206 of the 2005 Session Laws of Kansas on the division of vehicles op-

1 erating fund is hereby decreased from \$41,020,308 to \$40,952,877.

2 Sec. ~~35~~ **34**.

3 KANSAS LOTTERY

4 (a) Notwithstanding the provisions of K.S.A. 74-8711 and amendments  
5 thereto, in addition to the aggregate amount of not less than \$66,000,000  
6 that shall be transferred from the lottery operating fund to the state gam-  
7 ing revenues fund for the fiscal year ending June 30, 2006, as prescribed  
8 by section 101(b) of chapter 174 of the 2005 Session Laws of Kansas, an  
9 additional amount of not less than \$288,000 shall be transferred from the  
10 lottery operating fund to the state gaming revenues fund during the fiscal  
11 year ending June 30, 2006, for a new aggregate amount of not less than  
12 \$66,288,000 to be transferred from the lottery operating fund to the state  
13 gaming revenues fund for fiscal year 2006 in monthly transfers concluding  
14 on or before July 15, 2006.

15 (b) Notwithstanding the provisions of K.S.A. 79-4801 and amendments  
16 thereto, or any other statute and in addition to the requirements of sub-  
17 section (a) of this section, on or after June 15, 2006, upon certification  
18 by the executive director of the lottery, the director of accounts and re-  
19 ports shall transfer from the lottery operating fund to the state gaming  
20 revenues fund the amount of total profit attributed to the special veterans  
21 benefits game under K.S.A. 2005 Supp. 74-8724, and amendments  
22 thereto, during fiscal year 2006: *Provided*, That the director of accounts  
23 and reports shall transfer immediately thereafter such amount of total  
24 profit attributed to the special veterans benefits game from the state gam-  
25 ing revenues fund to the state general fund: *Provided further*, That, on  
26 or before June 15, 2006, the executive director of the lottery shall certify  
27 to the director of accounts and reports the amount equal to the amount  
28 of total profit attributed to the special veterans benefits game under  
29 K.S.A. 2005 Supp. 74-8724, and amendments thereto, during fiscal year  
30 2006: *And provided further*, That, at the same time as such certification  
31 is transmitted to the director of accounts and reports, the executive di-  
32 rector of the lottery shall transmit a copy of such certification to the  
33 director of the budget and the director of the legislative research de-  
34 partment.

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

36 KANSAS RACING AND GAMING COMMISSION

37 (a) On the effective date of this act, the expenditure limitation estab-  
38 lished by section 147(b) of chapter 174 of the 2005 Session Laws of Kan-  
39 sas on the KSIP account on the state racing fund is hereby decreased  
40 from \$142,476 to \$0.

41 (b) On the effective date of this act, the expenditure limitation estab-  
42 lished by section 33(a) of chapter 206 of the 2005 Session Laws of Kansas  
43 on the state racing fund is hereby increased from \$2,827,801 to

1 \$2,948,156.

2 Sec. ~~37~~. **36.**

3 DEPARTMENT OF COMMERCE

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

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

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

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

15 Sec. ~~38~~. **37.**

16 DEPARTMENT OF LABOR

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

21 Sec. ~~39~~. **38.**

22 KANSAS COMMISSION ON VETERANS AFFAIRS

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

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

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

27 Sec. ~~40~~. **39.**

28 DEPARTMENT OF HEALTH AND ENVIRONMENT —

29 DIVISION OF HEALTH

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

32 Operating expenditures (including official hospitality) ..... ~~\$90,000~~ **\$590,000**

33 Sec. ~~41~~. **40.**

34 DEPARTMENT OF HEALTH AND ENVIRONMENT —

35 DIVISION OF ENVIRONMENT

36 (a) On the effective date of this act, of the \$983,867 appropriated for  
37 the above agency for the fiscal year ending June 30, 2006, by section  
38 109(c) of chapter 174 of the 2005 Session Laws of Kansas from the state  
39 water plan fund in the contamination remediation account, the sum of  
40 \$165 is hereby lapsed.

41 (b) On the effective date of this act, of the \$385,975 appropriated for  
42 the above agency for the fiscal year ending June 30, 2006, by section  
43 109(c) of chapter 174 of the 2005 Session Laws of Kansas from the state

1 water plan fund in the nonpoint source program account, the sum of  
2 \$15,761 is hereby lapsed.

3 Sec. ~~42~~ **41**.

4 DEPARTMENT ON AGING

5 (a) On the effective date of this act, of the \$268,416 appropriated for  
6 the above agency for the fiscal year ending June 30, 2006, by section  
7 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
8 general fund in the administration account, the sum of \$4,121 is hereby  
9 lapsed.

10 (b) On the effective date of this act, of the \$95,899 appropriated for  
11 the above agency for the fiscal year ending June 30, 2006, by section  
12 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
13 general fund in the administration — assessments account, the sum of  
14 \$28,502 is hereby lapsed.

15 (c) On the effective date of this act, of the \$1,644,897 appropriated for  
16 the above agency for the fiscal year ending June 30, 2006, by section  
17 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
18 general fund in the administration — medicaid account, the sum of  
19 \$65,997 is hereby lapsed.

20 (d) On the effective date of this act, of the \$2,000,000 appropriated for  
21 the above agency for the fiscal year ending June 30, 2006, by section  
22 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
23 general fund in the senior care act account, the sum of \$241,771 is hereby  
24 lapsed.

25 (e) On the effective date of this act, of the \$25,439,852 appropriated  
26 for the above agency for the fiscal year ending June 30, 2006, by section  
27 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
28 general fund in the LTC — medicaid assistance — HCBS/FE account,  
29 the sum of \$5,350,389 is hereby lapsed.

30 (f) On the effective date of this act, of the \$129,514,620 appropriated  
31 for the above agency for the fiscal year ending June 30, 2006, by section  
32 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
33 general fund in the LTC — medicaid assistance — NF account, the sum  
34 of \$1,436,920 is hereby lapsed.

35 (g) On the effective date of this act, of the \$1,964,491 appropriated for  
36 the above agency for the fiscal year ending June 30, 2006, by section  
37 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
38 general fund in the nursing facilities regulation account, the sum of  
39 \$71,522 is hereby lapsed.

40 (h) On the effective date of this act, notwithstanding the provisions of  
41 K.S.A. 2005 Supp. 75-4265 and amendments thereto or any other statute,  
42 the director of accounts and reports shall transfer all moneys in the in-  
43 tergovernmental transfer administration fund of the department on aging

1 to the general fees fund of the department on aging and all liabilities of  
2 the intergovernmental transfer administration fund of the department on  
3 aging are hereby transferred to and imposed on the general fees fund of  
4 the department on aging.

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

9 Sec. ~~43~~. **42.**

10 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

13 Other medical assistance .....	\$1,696,803
14 Osawatomie state hospital — operating expenditures.....	\$500,000
15 <b>Cash assistance.....</b>	<b>\$50,000</b>
16 <b>Mental health and retardation services aid and assistance.....</b>	<b>\$500,000</b>

17 (b) On the effective date of this act, of the \$1,406,300 appropriated for  
18 the above agency for the fiscal year ending June 30, 2006, by section  
19 153(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
20 institutions building fund in the rehabilitation and repair projects account,  
21 the sum of \$1,077 is hereby lapsed.

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

35 (d) On the effective date of this act, the expenditure limitation estab-  
36 lished for the fiscal year ending June 30, 2006, by section 9(e) of chapter  
37 206 of the 2005 Session Laws of Kansas on the social welfare fund is  
38 hereby increased from \$27,076,827 to \$34,143,467.

39 (e) On the effective date of this act, of the \$5,000,000 appropriated for  
40 the above agency for the fiscal year ending June 30, 2006, by section  
41 111(c) of chapter 174 of the 2005 Session Laws of Kansas from the chil-  
42 dren’s initiatives fund in the family centered system of care account, the  
43 sum of \$7,498 is hereby lapsed.

1 (f) On the effective date of this act, of the \$252,882 appropriated for  
2 the above agency for the fiscal year ending June 30, 2006, by section  
3 111(d) of chapter 174 of the 2005 Session Laws of Kansas from the Kansas  
4 endowment for youth fund in the children’s cabinet administration ac-  
5 count, the sum of \$2,344 is hereby lapsed.

6 (g) On the effective date of this act, the expenditure limitation estab-  
7 lished for the fiscal year ending June 30, 2006, by section 147(c) of chapter  
8 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
9 of the Larned state hospital fee fund is hereby decreased from \$1,484 to  
10 \$0.

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

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

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

22 (k) On the effective date of this act, the expenditure limitation estab-  
23 lished for the fiscal year ending June 30, 2006, by section 9(c) of chapter  
24 206 of the 2005 Session Laws of Kansas on the Rainbow mental health  
25 facility fee fund is hereby increased from \$1,005,558 to \$1,040,683.

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

30 ***(m) On the effective date of this act, the expenditure limitation***  
31 ***established for the fiscal year ending June 30, 2006, by section***  
32 ***111(b) of chapter 174 of the 2005 Session Laws of Kansas on the***  
33 ***Title XIX fund is hereby increased from \$45,795,587 to***  
34 ***\$45,878,587.***

35 ~~Sec. 44.~~ **43.**

36 DEPARTMENT OF EDUCATION

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

39 <b><i>Operating expenditures (including official hospitality)</i></b> .....	<b>\$364,746</b>
40 School district juvenile detention facilities and Flint Hills job corps center	
41 grants .....	\$685,461
42 Special education services aid .....	\$10,589,356
43 Capital outlay state aid .....	<del>\$1,197,016</del> <b>\$1,293,919</b>

1 Declining enrollment state aid ..... \$42,500

2 (b) In addition to the other purposes for which expenditures may be  
3 made by the department of education from the teacher performance as-  
4 sessment account of the state general fund for the fiscal year ending June  
5 30, 2006, as authorized by section 113(a) of chapter 174 of the 2005  
6 Session Laws of Kansas, expenditures may be made by the above agency  
7 from the teacher performance assessment account of the state general  
8 fund for fiscal year 2006 for official hospitality.

9 (c) On the effective date of this act, of the \$1,799,498,000 appropriated  
10 for the above agency for the fiscal year ending June 30, 2006, by section  
11 113(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
12 general fund in the general state aid account, the sum of \$19,461,133 is  
13 hereby lapsed.

14 (d) On the effective date of this act, of the \$164,984,000 appropriated  
15 for the above agency for the fiscal year ending June 30, 2006, by section  
16 113(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
17 general fund in the supplemental general state aid account, the sum of  
18 \$1,819,180 is hereby lapsed.

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

24 (f) On the effective date of this act, the director of accounts and reports  
25 shall transfer an amount certified by the commissioner of education from  
26 the motorcycle safety fund of the department of education to the motor-  
27 cycle safety fund of the state board of regents: *Provided*, That the amount  
28 to be transferred shall be determined by the commissioner of education  
29 based on the amounts required to be paid pursuant to subsection (b)(2)  
30 of K.S.A. 8-272 and amendments thereto.

31 Sec. ~~45~~ **44**.

32 KANSAS ARTS COMMISSION

33 (a) On the effective date of this act, of the \$347,781 appropriated for  
34 the above agency for the fiscal year ending June 30, 2006, by section  
35 115(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
36 general fund in the operating expenditures account, the sum of \$33,169  
37 is hereby lapsed.

38 Sec. ~~46~~ **45**.

39 KANSAS STATE SCHOOL FOR THE BLIND

40 (a) On the effective date of this act, of the \$4,605,012 appropriated for  
41 the above agency for the fiscal year ending June 30, 2006, by section  
42 116(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
43 general fund in the operating expenditures account, the sum of \$68,625

1 is hereby lapsed.

2 Sec. ~~47~~. **46.**

3 KANSAS STATE SCHOOL FOR THE DEAF

4 (a) On the effective date of this act, of the \$7,623,643 appropriated for  
5 the above agency for the fiscal year ending June 30, 2006, by section  
6 117(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
7 general fund in the operating expenditures account, the sum of \$127,871  
8 is hereby lapsed.

9 Sec. ~~48~~. **47.**

10 STATE HISTORICAL SOCIETY

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

13 Replace skylights at Kansas history museum ..... \$184,420

14 Sec. ~~49~~. **48.**

15 STATE BOARD OF REGENTS

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

20 Motorcycle safety fund ..... No limit

21 Sec. ~~50~~. **49.**

22 DEPARTMENT OF CORRECTIONS

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

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

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

30 (b) On the effective date of this act, of the \$33,300,762 appropriated  
31 for the above agency for the fiscal year ending June 30, 2006, by section  
32 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
33 general fund in the Lansing correctional facility — facilities operations  
34 account, the sum of \$150,000 is hereby lapsed.

35 (c) On the effective date of this act, of the \$14,022,625 appropriated  
36 for the above agency for the fiscal year ending June 30, 2006, by section  
37 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
38 general fund in the facilities operations account, the sum of \$163 is hereby  
39 lapsed.

40 (d) On the effective date of this act, of the \$14,913,120 appropriated  
41 for the above agency for the fiscal year ending June 30, 2006, by section  
42 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
43 general fund in the central administration operations and parole and post-

1 release supervision operations account, the sum of \$488,575 is hereby  
2 lapsed.

3 ~~(e) There is appropriated for the above agency from the state~~  
4 ~~general fund for the fiscal year ending June 30, 2006, the following:~~  
5 ~~Kansas criminal justice recodification, rehabilitation~~

6 ~~and restoration project ..... \$100,000~~

7 ~~Provided, That any unencumbered balance in the Kansas criminal~~  
8 ~~justice recodification, rehabilitation and restoration project ac-~~  
9 ~~count in excess of \$100 as of June 30, 2006, is hereby reappropriated~~  
10 ~~for fiscal year 2007.~~

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

16 Sec. ~~51~~ 50.

17 JUVENILE JUSTICE AUTHORITY

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

20 Operating expenditures ..... \$721,873

21 Larned juvenile correctional facility operations ..... \$128,192

22 **Atchison juvenile correctional facility operations ..... \$56,931**

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

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

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

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

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

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

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

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

19 Sec. ~~52~~. **51.**

20 ADJUTANT GENERAL

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

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

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

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

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

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

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

8 Sec. ~~53~~. **52.**

9 KANSAS HIGHWAY PATROL

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 147(c) of chapter  
12 174 of the 2005 Session Laws of Kansas on the KSIP expenditure account  
13 of the motor carrier inspection fund is hereby decreased from \$689,544  
14 to \$0.

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

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

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

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

31 [**Homeland security 2006 — federal fund** ..... **No limit**]

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

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

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

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

8 ***[(h) In addition to the other purposes for which expenditures may***  
9 ***be made by the Kansas highway patrol from moneys appropriated***  
10 ***from the state general fund or any special revenue fund for fiscal***  
11 ***year 2006 for the Kansas highway patrol as authorized by chapter***  
12 ***174 or 206 of the 2005 Session Laws of Kansas or by this or other***  
13 ***appropriation act of the 2006 regular session of the legislature, ex-***  
14 ***penditures shall be made by the Kansas highway patrol from mon-***  
15 ***eys appropriated from the state general fund or any special revenue***  
16 ***fund for fiscal year 2006, in consultation with the department of***  
17 ***administration, division of purchases, to thoroughly analyze the***  
18 ***current Fisher Scientific contract related to the homeland security***  
19 ***grant program to determine if that current contract should be ex-***  
20 ***tended or rebid: Provided, That such analysis shall be completed on***  
21 ***or before June 30, 2006: Provided further, That such analysis and***  
22 ***determination shall be presented to the joint committee on Kansas***  
23 ***security and the legislative budget committee and shall include (1)***  
24 ***the date that grant moneys will begin being distributed directly to***  
25 ***local units of government and to the seven homeland security***  
26 ***regions, and (2) whether Fisher Scientific's prices for various types***  
27 ***of equipment represent a significant level of discount from the retail***  
28 ***prices of other vendors: And provided further, That in order to help***  
29 ***local units of government maximize the use of such local units' grant***  
30 ***moneys when selecting vendors for homeland security equipment***  
31 ***purchases, the Kansas highway patrol, in consultation with the de-***  
32 ***partment of administration, division of purchases, shall immedi-***  
33 ***ately negotiate with Fisher Scientific for a reduction in fees for the***  
34 ***third-party vendor purchases: And provided further, That if a satis-***  
35 ***factory agreement cannot be reached, the Kansas highway patrol***  
36 ***shall (1) eliminate the requirement on local units of government to***  
37 ***purchase exclusively through the Fisher Scientific contract, (2) de-***  
38 ***velop or obtain a system for electronically tracking grant purchases***  
39 ***made by the local units of government, and (3) require local units***  
40 ***of government to obtain, and submit, evidence of competitive bids***  
41 ***for homeland security grant program funded items: And provided***  
42 ***further, That all contract prices with Fisher Scientific shall include***  
43 ***training and spare parts in the bid price when requested by the***

1 *purchaser: And provided further, That the price charged by the*  
 2 *Fisher Scientific contract for homeland security items shall be sig-*  
 3 *nificantly discounted below the retail price of other vendors before*  
 4 *the purchaser is required to use the Fisher Scientific contract: And*  
 5 *provided further, That a waiver process shall be established by the*  
 6 *Kansas Highway Patrol for items not included in the Fisher Scien-*  
 7 *tific contract for local units to receive a waiver to purchase from*  
 8 *other vendors: And provided further, That such waiver shall be pro-*  
 9 *vided if Fisher Scientific is not able to provide the product or does*  
 10 *not respond in a timely manner if such product is available: And*  
 11 *provided further, That if a waiver is granted to the local unit of gov-*  
 12 *ernment, that local unit shall demonstrate that the purchase price*  
 13 *from a vendor other than Fisher Scientific is a competitively deter-*  
 14 *mined purchase price.]*

15 ~~Sec. 54.~~ **53.**

16 ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

17 (a) On the effective date of this act, of the \$13,200,171 appropriated  
18 for the above agency for fiscal year ending June 30, 2006, by section  
19 135(a) of chapter 174 of the 2005 Session Laws of Kansas from the state  
20 general fund in the operating expenditures account, the sum of \$275,332  
21 is hereby lapsed.

22 (b) On the effective date of this act, the expenditure limitation estab-  
23 lished for the fiscal year ending June 30, 2006, by section 135(b) of chap-  
24 ter 174 of the 2005 Session Laws of Kansas on the Kansas bureau of  
25 investigation motor vehicle fund is hereby increased from \$89,544 to  
26 \$318,343.

27 ~~Sec. 55.~~ **54.**

28 EMERGENCY MEDICAL SERVICES BOARD

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

33 ~~Sec. 56.~~ **55.**

34 KANSAS SENTENCING COMMISSION

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

37 SB 123 drug treatment .....	<del>\$1,671,113</del>	<b>\$2,844,013</b>
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38 ~~Sec. 57.~~ **56.**

39 STATE FAIR BOARD

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

42 Grandstand roof repair .....	\$70,635
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43 (b) On the effective date of this act, the position limitation established

1 for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174  
2 of the 2005 Session Laws of Kansas for the state fair board is hereby  
3 increased from 23.00 to 24.00.

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

9 Sec. ~~58~~. 57.

10 KANSAS WATER OFFICE

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

15 Sec. ~~59~~. 58.

16 DEPARTMENT OF WILDLIFE AND PARKS

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

19 *State parks operating expenditures..... \$200,000*

20 ***(b) On the effective date of this act, of the \$206,000 appropriated***  
21 ***for the above agency for the fiscal year ending June 30, 2006, by***  
22 ***section 143(a) of chapter 174 of the 2005 Session Laws of Kansas***  
23 ***from the state general fund in the reimbursement for annual park***  
24 ***permits issued to national guard members account, the sum of***  
25 ***\$175,000 is hereby lapsed.***

26 ***(c) On the effective date of this act, of the \$60,000 appropriated***  
27 ***for the above agency for the fiscal year ending June 30, 2006, by***  
28 ***section 143(a) of chapter 174 of the 2005 Session Laws of Kansas***  
29 ***from the state general fund in the reimbursement for annual licenses***  
30 ***issued to national guard members account, the sum of \$25,000 is***  
31 ***hereby lapsed.***

32 ~~(a)~~ ***(d)*** There is appropriated for the above agency from the following  
33 special revenue fund or funds for the fiscal year ending June 30, 2006,  
34 all moneys now or hereafter lawfully credited to and available in such  
35 fund or funds, except that expenditures other than refunds authorized by  
36 law shall not exceed the following:

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

38 ~~(b)~~ ***(e)*** On the effective date of this act, the expenditure limitation  
39 established for the fiscal year ending June 30, 2006, by section 147(c) of  
40 chapter 174 of the 2005 Session Laws of Kansas on the KSIP expenditure  
41 account of the boating fee fund is hereby decreased from \$3,290 to \$0.

42 ~~(c)~~ ***(f)*** On the effective date of this act, the expenditure limitation es-  
43 tablished for the fiscal year ending June 30, 2006, by section 147(c) of

1 chapter 174 of the 2005 Session Laws of Kansas on the KSIP expenditure  
2 account of the wildlife fee fund is hereby decreased from \$106,596 to \$0.  
3 ~~(f)~~ (g) On the effective date of this act, the expenditure limitation  
4 established for the fiscal year ending June 30, 2006, by section 34(b) of  
5 chapter 206 of the 2005 Session Laws of Kansas on the parks fee fund is  
6 hereby increased from \$6,109,235 to \$6,124,388.

7 **Sec. 59.**

8 **DEPARTMENT OF TRANSPORTATION**

9 (a) On the effective date of this act, the expenditure limitation estab-  
10 lished for the fiscal year ending June 30, 2006, by section 52(a) of chapter  
11 206 of the 2005 Session Laws of Kansas on the agency operations account  
12 of the state highway fund is hereby increased from \$250,116,676 to  
13 \$251,843,007.

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

17 **Sec. 60.**

18 **KANSAS HUMAN RIGHTS COMMISSION**

19 (a) ***On the effective date of this act, the position limitation estab-***  
20 ***lished for the fiscal year ending June 30, 2006, by section 65(b) of***  
21 ***chapter 206 of the 2005 Session Laws of Kansas for the Kansas hu-***  
22 ***man rights commission is hereby decreased from 40.00 to 39.00.***

23 *Sec. 61. Appeals to exceed position limitations.* (a) The limitations im-  
24 posed by this act on the number of full-time and regular part-time posi-  
25 tions equated to full-time, excluding seasonal and temporary positions,  
26 paid from appropriations for the fiscal year ending June 30, 2006, made  
27 in chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or in  
28 this act or in any other appropriation act of the 2006 regular session of  
29 the legislature may be exceeded upon approval of the state finance coun-  
30 cil.

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

38 *Sec. 62. Appeals to exceed expenditure limitations.* (a) Upon written  
39 application to the governor and approval of the state finance council,  
40 expenditures from special revenue funds may exceed the amounts spec-  
41 ified in this act.

42 (b) This section shall not apply to the state economic development  
43 initiatives fund, the children's initiatives fund, the state water plan fund

1 or the Kansas endowment for youth fund, or to any account of any of  
2 such funds.

3 Sec. 63. This act shall take effect and be in force from and after its  
4 publication in the Kansas register.