

Substitute for HOUSE BILL No. 2022

By Committee on Appropriations

4-29

9 AN ACT making and concerning appropriations for the fiscal years end-
10 ing June 30, 2009, June 30, 2010, and June 30, 2011, for state agencies;
11 authorizing certain transfers, capital improvement projects and fees,
12 imposing certain restrictions and limitations, and directing or author-
13 izing certain receipts, disbursements, procedures and acts incidental
14 to the foregoing; amending K.S.A. 2008 Supp. 72-8814, 76-7,107, as
15 amended by section 139 of 2009 Senate Substitute for House Bill No.
16 2354, 79-2979, as amended by section 143 of 2009 Senate Substitute
17 for House Bill No. 2354, and 79-34,156, as amended by section 91 of
18 2009 House Substitute for Substitute for Senate Bill No. 23, and re-
19 pealing the existing sections; also repealing section 102 of 2009 Senate
20 Substitute for House Bill No. 2354.

21
22 *Be it enacted by the Legislature of the State of Kansas:*

23 Section 1. (a) For the fiscal years ending June 30, 2009, June 30, 2010,
24 and June 30, 2011, appropriations are hereby made, restrictions and lim-
25 itations are hereby imposed, and transfers, capital improvement projects,
26 fees, receipts, disbursements and acts incidental to the foregoing are
27 hereby directed or authorized as provided in this act.

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

32 (c) This act shall be known and may be cited as the omnibus appro-
33 priation act of 2009 and shall constitute the omnibus reconciliation spend-
34 ing limit bill for the 2009 regular session of the legislature for purposes
35 of subsection (a) of K.S.A. 75-6702, and amendments thereto.

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

38 Sec. 2.

LEGISLATIVE COORDINATING COUNCIL

39
40 (a) On July 1, 2009, of the \$613,625 appropriated for the above agency
41 for the fiscal year ending June 30, 2010, by section 31(a) of 2009 Senate
42 Substitute for House Bill No. 2354 from the state general fund in the
43 legislative coordinating council — operations account, the sum of \$38,883

1 is hereby lapsed.

2 (b) On July 1, 2009, of the \$3,643,401 appropriated for the above
3 agency for the fiscal year ending June 30, 2010, by section 31(a) of 2009
4 Senate Substitute for House Bill No. 2354 from the state general fund in
5 the legislative research department — operations account, the sum of
6 \$183,481 is hereby lapsed.

7 (c) On July 1, 2009, of the \$3,324,250 appropriated for the above
8 agency for the fiscal year ending June 30, 2010, by section 31(a) of 2009
9 Senate Substitute for House Bill No. 2354 from the state general fund in
10 the office of revisor of statutes — operations account, the sum of \$173,112
11 is hereby lapsed.

12 Sec. 3.

13 LEGISLATURE

14 (a) On July 1, 2009, of the \$17,031,301 appropriated for the above
15 agency for the fiscal year ending June 30, 2010, by section 32(a) of 2009
16 Senate Substitute for House Bill No. 2354 from the state general fund in
17 the operations (including official hospitality) account, the sum of \$851,565
18 is hereby lapsed.

19 Sec. 4.

20 DIVISION OF POST AUDIT

21 (a) On July 1, 2009, of the \$2,732,354 appropriated for the above
22 agency for the fiscal year ending June 30, 2010, by section 33(a) of 2009
23 Senate Substitute for House Bill No. 2354 from the state general fund in
24 the operations (including legislative post audit committee) account, the
25 sum of \$137,066 is hereby lapsed.

26 Sec. 5.

27 GOVERNOR'S DEPARTMENT

28 (a) On July 1, 2009, of the \$2,424,333 appropriated for the above
29 agency for the fiscal year ending June 30, 2010, by section 34(a) of 2009
30 Senate Substitute for House Bill No. 2354 from the state general fund in
31 the governor's department account, the sum of \$123,031 is hereby lapsed.

32 (b) On July 1, 2009, of the \$4,153,111 appropriated for the above
33 agency for the fiscal year ending June 30, 2010, by section 34(a) of 2009
34 Senate Substitute for House Bill No. 2354 from the state general fund in
35 the domestic violence prevention grants account, the sum of \$210,763 is
36 hereby lapsed.

37 (c) On July 1, 2009, of the \$975,076 appropriated for the above agency
38 for the fiscal year ending June 30, 2010, by section 34(a) of 2009 Senate
39 Substitute for House Bill No. 2354 from the state general fund in the
40 child advocacy centers account, the sum of \$49,484 is hereby lapsed.

41 Sec. 6.

42 LIEUTENANT GOVERNOR

43 (a) On July 1, 2009, of the \$169,440 appropriated for the above agency

1 for the fiscal year ending June 30, 2010, by section 35(a) of 2009 Senate
2 Substitute for House Bill No. 2354 from the state general fund in the
3 operations account, the sum of \$8,849 is hereby lapsed.

4 Sec. 7. (a) In addition to the other purposes for which expenditures
5 may be made by the legislature from the operations (including official
6 hospitality) account of the state general fund for the fiscal year ending
7 June 30, 2010, expenditures shall be made by the legislature from the
8 operations (including official hospitality) account of the state general fund
9 for fiscal year 2010 for an additional amount of allowance equal to the
10 amount required to provide, along with the amount of allowance other-
11 wise payable from appropriations for the legislature to each member of
12 the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a,
13 and amendments thereto, an aggregate amount of allowance (A) of
14 \$354.15 for the two-week period which coincides with the first biweekly
15 payroll period which is chargeable to fiscal year 2010 and for each of the
16 14 ensuing two-week periods thereafter, and (B) of \$354.15 for the two-
17 week period which coincides with the biweekly payroll period which in-
18 cludes April 4, 2010, which is chargeable to fiscal year 2010 and for each
19 of the four ensuing two-week periods thereafter, for each member of the
20 legislature to defray expenses incurred between sessions of the legislature
21 for postage, telephone, office and other incidental expenses, which are
22 chargeable to fiscal year 2010, notwithstanding the provisions of K.S.A.
23 46-137a, and amendments thereto: *Provided*, That all expenditures under
24 this subsection (a) for such purposes shall be made otherwise in the same
25 manner that such allowance is payable to such members of the legislature
26 for such two-week periods for which such allowance is payable in accord-
27 ance with this subsection (a) and which are chargeable to fiscal year 2010.

28 (b) (1) In addition to the other purposes for which expenditures may
29 be made by any state agency named in this or other appropriation act of
30 the 2009 regular session of the legislature from the moneys appropriated
31 from the state general fund or from any special revenue fund for fiscal
32 year 2010 as authorized by this or other appropriation act of the 2009
33 regular session of the legislature, expenditures are hereby authorized and
34 directed to be made by each such state agency from moneys appropriated
35 from the state general fund or from any special revenue fund for fiscal
36 year 2010 to provide each employee, who is eligible for a longevity bonus
37 payment pursuant to K.S.A. 75-5541, and amendments thereto, an ad-
38 ditional amount of longevity bonus payment during fiscal year 2010 equal
39 to the amount required to provide, along with the amount of the longevity
40 bonus payment otherwise payable pursuant to K.S.A. 75-5541, and
41 amendments thereto, an aggregate amount of longevity bonus that would
42 be payable if the amount of the longevity bonus payment pursuant to
43 K.S.A. 75-5541, and amendments thereto, were determined by multiply-

1 ing the number of full years of state service, not to exceed 25 years,
 2 rendered by such employee by \$50: *Provided*, That all expenditures under
 3 this subsection (b) for such purposes shall be made in the same manner
 4 and at the same time that the longevity bonus payment determined under
 5 K.S.A. 75-5541, and amendments thereto, is payable during fiscal year
 6 2010 to such employee: *Provided further*, That each such additional
 7 amount of longevity bonus payment to any such employee shall be
 8 deemed to have the same characteristics, be subject to the same with-
 9 holding, deduction or contribution requirements, and is intended to be a
 10 bonus as defined in 29 C.F.R. §778.208, to the same extent and effect as
 11 longevity bonus payments that are payable pursuant to K.S.A. 75-5541,
 12 and amendments thereto.

13 (2) As used in this subsection (b), “state agency” means any state agency
 14 in the executive branch, legislative branch or judicial branch of state gov-
 15 ernment and “employee” means any officer or employee of a state agency.

16 Sec. 8. (a) On July 1, 2009, the \$8,534,972 appropriated for the state
 17 finance council for the fiscal year ending June 30, 2010, by section 3(a)
 18 of chapter 159 of the 2008 Session Laws of Kansas from the state general
 19 fund in the classified salary market adjustments (including fringe benefits)
 20 account, is hereby lapsed.

21 Sec. 9.

22 STATE BOARD OF INDIGENTS’ DEFENSE SERVICES

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

25 Operating expenditures

26 For the fiscal year ending June 30, 2009.....	\$624,808
27 Capital defense operations	
28 For the fiscal year ending June 30, 2009.....	\$421,767

29 (b) On the effective date of this act, of the \$9,600,000 appropriated for
 30 the above agency for the fiscal year ending June 30, 2009, by section 79(a)
 31 of chapter 131 of the 2008 Session Laws of Kansas from the state general
 32 fund in the assigned counsel expenditures account, the sum of \$448,750
 33 is hereby lapsed.

34 (c) On July 1, 2009, of the \$9,265,000 appropriated for the above
 35 agency for the fiscal year ending June 30, 2010, by section 42(a) of 2009
 36 Senate Substitute for House Bill No. 2354 from the state general fund in
 37 the assigned counsel expenditures account, the sum of \$165,000 is hereby
 38 lapsed.

39 (d) On July 1, 2009, of the \$11,993,010 appropriated for the above
 40 agency for the fiscal year ending June 30, 2010, by section 42(a) of 2009
 41 Senate Substitute for House Bill No. 2354 from the state general fund in
 42 the operating expenditures account, the sum of \$117,441 is hereby lapsed.

1 Sec. 10.

2 DEPARTMENT OF ADMINISTRATION

3 (a) On July 1, 2009, of the \$1,049,126 appropriated for the above
4 agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009
5 Senate Substitute for House Bill No. 2354 from the state general fund in
6 the general administration account, the sum of \$52,456 is hereby lapsed.

7 (b) On July 1, 2009, of the \$909,138 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 financial management system account, the sum of \$45,457 is hereby
11 lapsed.

12 (c) On July 1, 2009, of the \$2,399,625 appropriated for the above
13 agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009
14 Senate Substitute for House Bill No. 2354 from the state general fund in
15 the department of administration systems account, the sum of \$119,981
16 is hereby lapsed.

17 (d) On July 1, 2009, of the \$1,995,579 appropriated for the above
18 agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009
19 Senate Substitute for House Bill No. 2354 from the state general fund in
20 the personnel services account, the sum of \$97,779 is hereby lapsed.

21 (e) On July 1, 2009, of the \$519,718 appropriated for the above agency
22 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
23 Substitute for House Bill No. 2354 from the state general fund in the
24 purchasing account, the sum of \$25,986 is hereby lapsed.

25 (f) On July 1, 2009, of the \$1,392,720 appropriated for the above agency
26 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
27 Substitute for House Bill No. 2354 from the state general fund in the
28 budget analysis account, the sum of \$69,636 is hereby lapsed.

29 (g) On July 1, 2009, of the \$60,788 appropriated for the above agency
30 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
31 Substitute for House Bill No. 2354 from the state general fund in the
32 facilities management account, the sum of \$3,039 is hereby lapsed.

33 (h) On July 1, 2009, of the \$1,969,607 appropriated for the above
34 agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009
35 Senate Substitute for House Bill No. 2354 from the state general fund in
36 the accounts and reports account, the sum of \$98,480 is hereby lapsed.

37 (i) On July 1, 2009, of the \$2,007,926 appropriated for the above agency
38 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
39 Substitute for House Bill No. 2354 from the state general fund in the
40 public broadcasting council grants account, the sum of \$56,128 is hereby
41 lapsed.

42 (j) On July 1, 2009, of the \$172,435 appropriated for the above agency
43 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate

1 Substitute for House Bill No. 2354 from the state general fund in the
2 policy analysis initiatives account, the sum of \$8,622 is hereby lapsed.

3 (k) On July 1, 2009, of the \$282,488 appropriated for the above agency
4 for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate
5 Substitute for House Bill No. 2354 from the state general fund in the
6 long-term care ombudsman account, the sum of \$14,124 is hereby lapsed.

7 (l) On July 1, 2009, of the \$185,488 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 103(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 rehabilitation and repair for state facilities account, the sum of \$9,274 is
11 hereby lapsed.

12 (m) On July 1, 2009, of the \$92,830 appropriated for the above agency
13 for the fiscal year ending June 30, 2010, by section 103(a) of 2009 Senate
14 Substitute for House Bill No. 2354 from the state general fund in the
15 judicial center rehabilitation and repair account, the sum of \$4,642 is
16 hereby lapsed.

17 (n) On July 1, 2009, of the \$2,784,900 appropriated for the above
18 agency for the fiscal year ending June 30, 2010, by section 103(a) of 2009
19 Senate Substitute for House Bill No. 2354 from the state general fund in
20 the capitol complex repair and rehabilitation account, the sum of
21 \$139,245 is hereby lapsed.

22 Sec. 11.

23 KANSAS LOTTERY

24 (a) On the effective date of this act, the amount authorized by section
25 40(a) of 2009 House Substitute for Substitute for Senate Bill No. 23 to
26 be transferred from the lottery operating fund to the state gaming reve-
27 nues fund during the fiscal year ending June 30, 2009, is hereby decreased
28 from \$72,540,000 to \$66,540,000.

29 (b) On July 1, 2009, the amount authorized by section 52(b) of 2009
30 Senate Substitute for House Bill No. 2354 to be transferred from the
31 lottery operating fund to the state gaming revenues fund during the fiscal
32 year ending June 30, 2010, is hereby decreased from \$73,540,000 to
33 \$70,540,000.

34 Sec. 12.

35 KANSAS STATE SCHOOL FOR THE BLIND

36 (a) On July 1, 2009, of the \$5,759,064 appropriated for the above
37 agency for the fiscal year ending June 30, 2010, by section 69(a) of 2009
38 Senate Substitute for House Bill No. 2354 from the state general fund in
39 the operating expenditures account, the sum of \$193,729 is hereby lapsed.

40 Sec. 13.

41 KANSAS STATE SCHOOL FOR THE DEAF

42 (a) On July 1, 2009, of the \$9,467,923 appropriated for the above
43 agency for the fiscal year ending June 30, 2010, by section 70(a) of 2009

1 Senate Substitute for House Bill No. 2354 from the state general fund in
2 the operating expenditures account, the sum of \$310,419 is hereby lapsed.
3 Sec. 14.

4 JUVENILE JUSTICE AUTHORITY

5 (a) On July 1, 2009, of the \$3,641,968 appropriated for the above
6 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
7 Senate Substitute for House Bill No. 2354 from the state general fund in
8 the operating expenditures account, the sum of \$18,210 is hereby lapsed.

9 (b) On July 1, 2009, of the \$1,151,673 appropriated for the above
10 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
11 Senate Substitute for House Bill No. 2354 from the state general fund in
12 the management information systems account, the sum of \$5,758 is
13 hereby lapsed.

14 (c) On July 1, 2009, of the \$16,512,786 appropriated for the above
15 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
16 Senate Substitute for House Bill No. 2354 from the state general fund in
17 the intervention and graduated sanctions community grants account, the
18 sum of \$82,564 is hereby lapsed.

19 (d) On July 1, 2009, of the \$687,500 appropriated for the above agency
20 for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate
21 Substitute for House Bill No. 2354 from the state general fund in the
22 incentive funding account, the sum of \$3,438 is hereby lapsed.

23 (e) On July 1, 2009, of the \$15,969,602 appropriated for the above
24 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
25 Senate Substitute for House Bill No. 2354 from the state general fund in
26 the Kansas juvenile correctional complex facility operations account, the
27 sum of \$79,848 is hereby lapsed.

28 (f) On July 1, 2009, of the \$380,922 appropriated for the above agency
29 for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate
30 Substitute for House Bill No. 2354 from the state general fund in the
31 Atchison youth residential center operations account, the sum of \$1,905
32 is hereby lapsed.

33 (g) On July 1, 2009, of the \$3,878,689 appropriated for the above
34 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
35 Senate Substitute for House Bill No. 2354 from the state general fund in
36 the Beloit juvenile correctional facility operations account, the sum of
37 \$19,393 is hereby lapsed.

38 (h) On July 1, 2009, of the \$8,879,689 appropriated for the above
39 agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009
40 Senate Substitute for House Bill No. 2354 from the state general fund in
41 the Larned juvenile correctional facility operations account, the sum of
42 \$44,492 is hereby lapsed.

43 (i) There is appropriated for the above agency from the state general

1 fund for the fiscal year or years specified, the following:

2 Purchase of services

3 For the fiscal year ending June 30, 2009..... \$3,255,718

4 For the fiscal year ending June 30, 2010..... \$3,769,578

5 Sec. 15.

6 STATE BOARD OF VETERINARY EXAMINERS

7 (a) On the effective date of this act, the expenditure limitation estab-
8 lished for the fiscal year ending June 30, 2009, by the state finance council
9 on the veterinary examiners fee fund is hereby decreased from \$283,863
10 to \$277,842.

11 Sec. 16.

12 ADJUTANT GENERAL

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 Disaster relief

16 For the fiscal year ending June 30, 2010..... \$20,000,000

17 (b) On July 1, 2009, of the \$4,893,433 appropriated for the above
18 agency for the fiscal year ending June 30, 2010, by section 84(a) of 2009
19 Senate Substitute for House Bill No. 2354 from the state general fund in
20 the operating expenditures account, the sum of \$24,467 is hereby lapsed.

21 (c) On July 1, 2009, of the \$7,567,665 appropriated for the above
22 agency for the fiscal year ending June 30, 2010, by section 84(a) of 2009
23 Senate Substitute for House Bill No. 2354 from the state general fund in
24 the disaster relief account, the sum of \$37,838 is hereby lapsed.

25 (d) On July 1, 2009, of the \$17,224 appropriated for the above agency
26 for the fiscal year ending June 30, 2010, by section 84(a) of 2009 Senate
27 Substitute for House Bill No. 2354 from the state general fund in the
28 incident management team account, the sum of \$86 is hereby lapsed.

29 (e) On July 1, 2009, of the \$31,488 appropriated for the above agency
30 for the fiscal year ending June 30, 2010, by section 84(a) of 2009 Senate
31 Substitute for House Bill No. 2354 from the state general fund in the
32 civil air patrol — operating expenditures account, the sum of \$157 is
33 hereby lapsed.

34 (f) On July 1, 2009, of the \$24,137 appropriated for the above agency
35 for the fiscal year ending June 30, 2010, by section 84(a) of 2009 Senate
36 Substitute for House Bill No. 2354 from the state general fund in the
37 military activation payments account, the sum of \$121 is hereby lapsed.

38 (g) On July 1, 2009, of the \$48,375 appropriated for the above agency
39 for the fiscal year ending June 30, 2010, by section 84(a) of 2009 Senate
40 Substitute for House Bill No. 2354 from the state general fund in the
41 Kansas military emergency relief account, the sum of \$242 is hereby
42 lapsed.

43 (h) On July 1, 2009, of the \$462,279 appropriated for the above agency

1 for the fiscal year ending June 30, 2010, by section 126(a) of 2009 Senate
2 Substitute for House Bill No. 2354 from the state general fund in the
3 rehabilitation and repair projects account, the sum of \$2,311 is hereby
4 lapsed.

5 Sec. 17.

6 STATE FIRE MARSHAL

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

12	Fire safety standard and firefighter protection act enforcement fund	
13	For the fiscal year ending June 30, 2010.....	No limit
14	Cigarette fire safety standard and firefighter protection act fund	
15	For the fiscal year ending June 30, 2010.....	No limit

16 Sec. 18.

17 KANSAS HIGHWAY PATROL

18 (a) On July 1, 2009, of the \$34,603,615 appropriated for the above
19 agency for the fiscal year ending June 30, 2010, by section 87(a) of 2009
20 Senate Substitute for House Bill No. 2354 from the state general fund in
21 the operating expenditures account, the sum of \$173,018 is hereby lapsed.

22 (b) On July 1, 2009, the amount of \$8,650,903.75 authorized by section
23 87(i) of Senate Substitute for House Bill No. 2354 to be transferred by
24 the director of accounts and reports from the state highway fund of the
25 department of transportation to the state general fund on July 1, 2009,
26 October 1, 2009, January 1, 2010, and April 1, 2010, is hereby increased
27 to \$9,008,848.75.

28 Sec. 19.

29 ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

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

32	Operating expenditures	
33	For the fiscal year ending June 30, 2010.....	\$237,025

34 Sec. 20.

35 DEPARTMENT OF TRANSPORTATION

36 (a) On July 1, 2009, the expenditure limitation established for the fiscal
37 year ending June 30, 2010, by section 98(b) of 2009 Senate Substitute for
38 House Bill No. 2354 on the agency operations fund is hereby increased
39 from \$278,102,428 to \$278,105,788.

40 (b) There is appropriated for the above agency from the following special
41 revenue fund or funds for the fiscal year or years specified, all moneys
42 now or hereafter lawfully credited to and available in such fund or funds,
43 except that expenditures other than refunds authorized by law shall not

1 exceed the following:

2 Intermodal transportation revolving fund

3 For the fiscal year ending June 30, 2009..... No limit

4 For the fiscal year ending June 30, 2010..... No limit

5 Sec. 21.

6 STATE LIBRARY

7 (a) On July 1, 2009, of the \$3,192,912 appropriated for the above
8 agency for the fiscal year ending June 30, 2010, by section 67(a) of 2009
9 Senate Substitute for House Bill No. 2354 from the state general fund in
10 the grants to libraries and library systems account, the sum of \$245,973
11 is hereby lapsed: *Provided*, That, on July 1, 2009, the amounts directed
12 to be distributed from the grants to libraries and library systems account
13 of the state general fund for fiscal year 2010 by the second proviso to
14 such account in section 67(a) of 2009 Senate Substitute for House Bill
15 No. 2354, for the following purposes, are hereby decreased to the follow-
16 ing amounts, \$2,042,224 shall be distributed as grants-in-aid to libraries
17 in accordance with K.S.A. 75-2555, and amendments thereto, \$495,936
18 shall be distributed for interlibrary loan development grants, and
19 \$408,779 shall be paid according to contracts with the subregional librari-
20 es of the Kansas talking book services.

21 Sec. 22.

22 KANSAS ARTS COMMISSION

23 (a) On July 1, 2009, of the \$1,090,562 appropriated for the above
24 agency for the fiscal year ending June 30, 2010, by section 68(a) of 2009
25 Senate Substitute for House Bill No. 2354 from the state general fund in
26 the arts programming grants and challenge grants account, the sum of
27 \$67,471 is hereby lapsed.

28 Sec. 23.

29 STATE HISTORICAL SOCIETY

30 (a) On July 1, 2009, of the \$5,573,466 appropriated for the above
31 agency for the fiscal year ending June 30, 2010, by section 71(a) of 2009
32 Senate Substitute for House Bill No. 2354 from the state general fund in
33 the operating expenditures account, the sum of \$289,403 is hereby lapsed.

34 (b) On July 1, 2009, of the \$72,374 appropriated for the above agency
35 for the fiscal year ending June 30, 2010, by section 71(a) of 2009 Senate
36 Substitute for House Bill No. 2354 from the state general fund in the
37 Kansas humanities council account, the sum of \$3,619 is hereby lapsed.

38 Sec. 24.

39 STATE TREASURER

40 (a) On July 1, 2009, the expenditure limitation established for the fiscal
41 year ending June 30, 2010, by section 38(a) of 2009 Senate Substitute for
42 House Bill No. 2354 on the Kansas postsecondary education savings pro-
43 gram trust fund is hereby increased from \$0 to \$720,000.

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

6 Community improvement district sales tax fund
7 For the fiscal year ending June 30, 2010..... No limit
8 Sec. 25.

9 ATTORNEY GENERAL

10 (a) On July 1, 2009, of the \$4,403,577 appropriated for the above
11 agency for the fiscal year ending June 30, 2010, by section 36(a) of 2009
12 Senate Substitute for House Bill No. 2354 from the state general fund in
13 the operating expenditures account, the sum of \$243,537 is hereby lapsed.

14 (b) The director of accounts and reports shall not make the transfer of
15 \$1,500,000 from the medicaid fraud reimbursement fund of the attorney
16 general to the state general fund which was authorized to be made by
17 section 29(b) of 2009 House Substitute for Substitute for Senate Bill No.
18 23 and on the effective date of this act, the provisions of section 29(b) of
19 2009 House Substitute for Substitute for Senate Bill No. 23 are hereby
20 declared to be null and void and shall have no force and effect.

21 (c) On July 1, 2009, or as soon thereafter as moneys are available,
22 notwithstanding the provisions of K.S.A. 21-3851, and amendments
23 thereto, or any other statute, the director of accounts and reports shall
24 transfer \$1,500,000 from the medicaid fraud prosecution revolving fund
25 of the attorney general to the state general fund: *Provided*, That the trans-
26 fer of such amount shall be in addition to any other transfer from the
27 medicaid fraud reimbursement fund to the state general fund as pre-
28 scribed by law: *Provided further*, That the amount transferred from the
29 medicaid fraud reimbursement fund to the state general fund pursuant
30 to this subsection is to reimburse the state general fund for accounting,
31 auditing, budgeting, legal, payroll, personnel and purchasing services and
32 any other governmental services which are performed on behalf of the
33 attorney general by other state agencies which receive appropriations
34 from the state general fund to provide such services.

35 (d) On July 1, 2009, the position limitation established for the fiscal
36 year ending June 30, 2010, by section 99(a) of 2009 Senate Substitute for
37 House Bill No. 2354 for the attorney general is hereby increased from
38 108.00 to 110.00.

39 (e) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, all moneys
40 now or hereafter lawfully credited to and available in such fund or funds,
41 except that expenditures other than refunds authorized by law shall not
42 exceed the following:
43

1 False claims revolving fund
 2 For the fiscal year ending June 30, 2010..... No limit
 3 *Provided*, That expenditures may be made by the above agency from the
 4 false claims revolving fund for costs associated with litigation of the Kan-
 5 sas false claims act.
 6 Sec. 26.

JUDICIAL BRANCH

8 (a) On July 1, 2009, of the \$111,473,614 appropriated for the above
 9 agency for the fiscal year ending June 30, 2010, by section 43(a) of 2009
 10 Senate Substitute for House Bill No. 2354 from the state general fund in
 11 the judicial operations account, the sum of \$5,916,606 is hereby lapsed.

12 (b) 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 Judicial branch surcharge fund
 18 For the fiscal year ending June 30, 2010..... No limit
 19 *Provided*, That expenditures may be made by the above agency from the
 20 judicial branch surcharge fund for compensation of non-judicial person-
 21 nel and shall not be expended for compensation of judges or justices of
 22 the judicial branch.
 23 Sec. 27.

DEPARTMENT OF EDUCATION

25 (a) On July 1, 2009, of the \$2,001,654,934 appropriated for the above
 26 agency for the fiscal year ending June 30, 2010, by section 66(a) of 2009
 27 Senate Substitute for House Bill No. 2354 from the state general fund in
 28 the general state aid account, the sum of \$86,134,460 is hereby lapsed.

29 (b) On July 1, 2009, of the \$260,751,192 appropriated for the above
 30 agency for the fiscal year ending June 30, 2010, by section 66(a) of 2009
 31 Senate Substitute for House Bill No. 2354 from the state general fund in
 32 the KPERS — employer contribution account, the sum of \$4,000,000 is
 33 hereby lapsed.

34 Sec. 28.
 35 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

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

39 Operations, assistance and grants (including official hospitality)
 40 For the fiscal year ending June 30, 2010..... \$9,894,718
 41 *Provided*, That any unencumbered balance in the operations, assistance
 42 and grants (including official hospitality) account as of June 30, 2009, is
 43 hereby reappropriated for fiscal year 2010: *Provided further*, That ex-

1 penditures from the operations, assistance and grants (including official
2 hospitality) account for the fiscal year 2010 for salary and wages shall not
3 exceed \$1,376,416.

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

9 MAMTC federal fund
10 For the fiscal year ending June 30, 2010..... No limit
11 KTEC special revenue

12 For the fiscal year ending June 30, 2010..... No limit

13 (c) No moneys appropriated for the fiscal year ending June 30, 2010,
14 by this or other appropriation act of the 2009 regular session of the leg-
15 islature for the Kansas technology enterprise corporation shall be ex-
16 pended for any bonus or other payment of additional compensation for
17 any officer or employee of the Kansas technology enterprise corporation,
18 or any subsidiary corporation, agency or instrumentality thereof, except
19 longevity bonus payments pursuant to K.S.A. 75-5541, and amendments
20 thereto, or as otherwise specifically authorized by statute or other bonus
21 payments that are in conformance with the governor’s executive order
22 no. 07-25, which was filed with the secretary of state and was effective
23 on June 17, 2007.

24 (d) In addition to the other purposes for which expenditures may be
25 made by the Kansas technology enterprise corporation from moneys ap-
26 propriated from the state general fund or any special revenue fund for
27 fiscal year 2010 for the Kansas technology enterprise corporation as au-
28 thorized by this or other appropriation act of the 2009 regular session of
29 the legislature, expenditures shall be made by the Kansas technology en-
30 terprise corporation from moneys appropriated from the state general
31 fund or any special revenue fund for fiscal year 2010, notwithstanding the
32 provisions of any other statute, to adopt, implement and administer pol-
33 icies limiting bonus payments that are applicable to all officers and em-
34 ployees of the Kansas technology enterprise corporation for fiscal year
35 2010, that are equivalent to the provisions of the governor’s executive
36 order no. 07-25, or a succeeding executive order of the governor for fiscal
37 year 2010, and that, in addition, include a prohibition on payment of any
38 employee bonuses from any moneys of KTEC Holding, Inc., and to take
39 all administrative and other actions as may be required, including adopt-
40 ing additional policies and entering into such new agreements, or modi-
41 fications of existing agreements as may be required for the implementa-
42 tion and administration of such policies limiting bonus payments to
43 officers and employees of Kansas technology enterprise corporation for

1 fiscal year 2010.
2 Sec. 29.

3 DEPARTMENT OF REVENUE

4 (a) On July 1, 2009, of the \$19,244,024 appropriated for the above
5 agency for the fiscal year ending June 30, 2010, by section 51(a) of 2009
6 Senate Substitute for House Bill No. 2354 from the state general fund in
7 the operating expenditures account, the sum of \$865,561 is hereby lapsed.

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

- 13 Community improvement district sales tax administration fund
- 14 For the fiscal year ending June 30, 2010..... No limit
- 15 Community improvement district sales tax refund fund
- 16 For the fiscal year ending June 30, 2010..... No limit

17 (c) On July 1, 2009, the expenditure limitation established for the fiscal
18 year ending June 30, 2010, by section 51(b) of 2009 Senate Substitute for
19 House Bill No. 2354 on the division of vehicles operating fund is hereby
20 increased from \$45,964,242 to \$47,408,088.

21 (d) On July 1, 2009, the amount of \$11,116,597 authorized by section
22 51(c) of 2009 Senate Substitute for House Bill No. 2354 to be transferred
23 by the director of accounts and reports from the state highway fund of
24 the department of transportation to the division of vehicles operating fund
25 of the department of revenue on July 1, 2009, October 1, 2009, January
26 1, 2010, and April 1, 2010, is hereby increased to \$11,127,558.

27 (e) The director of accounts and reports shall not make the transfer of
28 \$1,088,006 from the division of vehicles operating fund of the department
29 of revenue to the state general fund which was directed to be made on
30 July 1, 2009, by section 51(g) of 2009 Senate Substitute for House Bill
31 No. 2354 and, on the effective date of this act, the provisions of section
32 51(g) of 2009 Senate Substitute for House Bill No. 2354 are hereby de-
33 clared to be null and void and shall have no force and effect.

34 (f) The director of accounts and reports shall not make the transfer of
35 \$49,791 from the division of vehicles modernization fund of the depart-
36 ment of revenue to the state general fund which was directed to be made
37 on July 1, 2009, by section 51(h) of 2009 Senate Substitute for House Bill
38 No. 2354 and, on the effective date of this act, the provisions of section
39 51(h) of 2009 Senate Substitute for House Bill No. 2354 are hereby de-
40 clared to be null and void and shall have no force and effect.

41 (g) The director of accounts and reports shall not make the transfer of
42 \$2,924 from the state bingo regulation fund of the department of revenue
43 to the state general fund which was directed to be made on July 1, 2009,

1 by section 51(i) of 2009 Senate Substitute for House Bill No. 2354 and,
2 on the effective date of this act, the provisions of section 51(i) of 2009
3 Senate Substitute for House Bill No. 2354 are hereby declared to be null
4 and void and shall have no force and effect.

5 (h) The director of accounts and reports shall not make the transfer of
6 \$4,991 from the cigarette and tobacco products regulation fund of the
7 department of revenue to the state general fund which was directed to
8 be made on July 1, 2009, by section 51(j) of 2009 Senate Substitute for
9 House Bill No. 2354 and, on the effective date of this act, the provisions
10 of section 51(j) of 2009 Senate Substitute for House Bill No. 2354 are
11 hereby declared to be null and void and shall have no force and effect.

12 (i) The director of accounts and reports shall not make the transfer of
13 \$1,684 from the sand royalty fund of the department of revenue to the
14 state general fund which was directed to be made on July 1, 2009, by
15 section 51(k) of 2009 Senate Substitute for House Bill No. 2354 and, on
16 the effective date of this act, the provisions of section 51(k) of 2009 Senate
17 Substitute for House Bill No. 2354 are hereby declared to be null and
18 void and shall have no force and effect.

19 (j) The director of accounts and reports shall not make the transfer of
20 \$111,577 from the electronic databases fee fund of the department of
21 revenue to the state general fund which was directed to be made on July
22 1, 2009, by section 51(l) of 2009 Senate Substitute for House Bill No.
23 2354 and, on the effective date of this act, the provisions of section 51(l)
24 of 2009 Senate Substitute for House Bill No. 2354 are hereby declared
25 to be null and void and shall have no force and effect.

26 (k) The director of accounts and reports shall not make the transfer of
27 \$2,787 from the setoff services revenue fund of the department of rev-
28 enue to the state general fund which was directed to be made on July 1,
29 2009, by section 51(m) of 2009 Senate Substitute for House Bill No. 2354
30 and, on the effective date of this act, the provisions of section 51(m) of
31 2009 Senate Substitute for House Bill No. 2354 are hereby declared to
32 be null and void and shall have no force and effect.

33 (l) The director of accounts and reports shall not make the transfer of
34 \$2,175 from the child support enforcement contractual agreement fund
35 of the department of revenue to the state general fund which was directed
36 to be made on July 1, 2009, by section 51(n) of 2009 Senate Substitute
37 for House Bill No. 2354 and, on the effective date of this act, the provi-
38 sions of section 51(n) of 2009 Senate Substitute for House Bill No. 2354
39 are hereby declared to be null and void and shall have no force and effect.

40 (m) The director of accounts and reports shall not make the transfer
41 of \$46,072 from the VIPS/CAMA technology hardware fund of the de-
42 partment of revenue to the state general fund which was directed to be
43 made on July 1, 2009, by section 51(o) of 2009 Senate Substitute for

1 House Bill No. 2354 and, on the effective date of this act, the provisions
2 of section 51(o) of 2009 Senate Substitute for House Bill No. 2354 are
3 hereby declared to be null and void and shall have no force and effect.

4 (n) The director of accounts and reports shall not make the transfer of
5 \$1,801 from the repossessed certificates of title fee fund of the depart-
6 ment of revenue to the state general fund which was directed to be made
7 on July 1, 2009, by section 51(p) of 2009 Senate Substitute for House Bill
8 No. 2354 and, on the effective date of this act, the provisions of section
9 51(p) of 2009 Senate Substitute for House Bill No. 2354 are hereby de-
10 clared to be null and void and shall have no force and effect.

11 (o) The director of accounts and reports shall not make the transfer of
12 \$27,159 from the photo fee fund of the department of revenue to the
13 state general fund which was directed to be made on July 1, 2009, by
14 section 51(q) of 2009 Senate Substitute for House Bill No. 2354 and, on
15 the effective date of this act, the provisions of section 51(q) of 2009 Senate
16 Substitute for House Bill No. 2354 are hereby declared to be null and
17 void and shall have no force and effect.

18 (p) The director of accounts and reports shall not make the transfer of
19 \$4,690 from the vehicle dealers and manufacturers fee fund of the de-
20 partment of revenue to the state general fund which was directed to be
21 made on July 1, 2009, by section 51(r) of 2009 Senate Substitute for
22 House Bill No. 2354 and, on the effective date of this act, the provisions
23 of section 51(r) of 2009 Senate Substitute for House Bill No. 2354 are
24 hereby declared to be null and void and shall have no force and effect.

25 Sec. 30.

26 STATE COURT OF TAX APPEALS

27 (a) On July 1, 2009, of the \$1,604,271 appropriated for the above
28 agency for the fiscal year ending June 30, 2010, by section 50(a) of 2009
29 Senate Substitute for House Bill No. 2354 from the state general fund in
30 the operating expenditures account, the sum of \$80,214 is hereby lapsed.

31 (b) The director of accounts and reports shall not make the transfer of
32 \$1,191 from the COTA filing fee fund of the state court of tax appeals to
33 the state general fund which was directed to be made on July 1, 2009 by
34 section 50(c) of 2009 Senate Substitute for House Bill No. 2354, and on
35 the effective date of this act, the provisions of section 50(c) of 2009 Senate
36 Substitute for House Bill No. 2354 are hereby declared to be null and
37 void and shall have no force and effect.

38 Sec. 31.

39 KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

40 (a) On the effective date of this act, or as soon thereafter as moneys
41 are available therefor, notwithstanding the provisions of K.S.A. 38-2101,
42 and amendments thereto, or any other statute, the director of accounts
43 and reports shall transfer \$3,250,000 from the Kansas endowment for

1 youth fund to the state general fund.

2 (b) On July 1, 2009, the amount of \$66,885,884 authorized by section
3 44(d) of 2009 Senate Substitute for House Bill No. 2354 to be transferred
4 by the director of accounts and reports from the Kansas endowment for
5 youth fund of the Kansas public employees retirement system to the
6 children’s initiatives fund is hereby decreased to \$63,325,884.

7 (c) On July 1, 2009, the amount of \$11,041,630 authorized by section
8 44(e) of 2009 Senate Substitute for House Bill No. 2354 to be transferred
9 by the director of accounts and reports from the Kansas endowment for
10 youth fund of the Kansas public employees retirement system to the state
11 general fund is hereby increased to \$14,601,630.

12 Sec. 32.

13 DEPARTMENT OF COMMERCE

14 (a) On June 30, 2010, notwithstanding the provision of K.S.A. 79-4804,
15 and amendments thereto, or any other statute, the director of accounts
16 and reports shall transfer \$600,000 from the state economic development
17 initiatives fund to the state general fund.

18 Sec. 33.

19 KANSAS, INC.

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

23 Operations (including official hospitality)
24 For the fiscal year ending June 30, 2010..... \$6,288

25 Sec. 34.

26 GOVERNMENTAL ETHICS COMMISSION

27 (a) On July 1, 2009, of the \$434,968 appropriated for the above agency
28 for the fiscal year ending June 30, 2010, by section 27(a) of 2009 Senate
29 Substitute for House Bill No. 2354 from the state general fund in the
30 operating expenditures account, the sum of \$15,325 is hereby lapsed.

31 (b) On July 1, 2009, the expenditure limitation established for the fiscal
32 year ending June 30, 2010, by section 27(b) of 2009 Senate Substitute for
33 House Bill No. 2354 on the governmental ethics commission fee fund is
34 hereby decreased from \$252,088 to \$238,394.

35 Sec. 35.

36 STATE CORPORATION COMMISSION

37 (a) (1) On the effective date of this act, the authorization for expendi-
38 tures from the public service regulation fund for fiscal year 2011 for ex-
39 penses incurred by the Kansas electric transmission authority for fiscal
40 year 2011, that were authorized to be made in addition to any expenditure
41 limitation imposed on the public service regulation fund for 2011, as
42 provided by subsection (g)(2) of section 46 of 2009 Senate Substitute for
43 House Bill No. 2354, is hereby revoked and the appropriation for such

1 purpose for fiscal year 2011, as provided by subsection (g)(2) of section
2 46 of 2009 Senate Substitute for House Bill No. 2354, is hereby lapsed
3 and the provisions of subsection (g)(2) of section 46 of 2009 Senate Sub-
4 stitute for House Bill No. 2354 are hereby declared to be null and void
5 and shall have no force and effect.

6 (2) In addition to other purposes for which expenditures may be made
7 by the state corporation commission from the public service regulation
8 fund for fiscal year 2010 for the state corporation commission as author-
9 ized by this or other appropriation act of the 2009 regular session of the
10 legislature, notwithstanding the provisions of any other statute to the con-
11 trary, the state corporation commission may make expenditures from the
12 public service regulation fund for fiscal year 2010 for expenses incurred
13 by the Kansas electric transmission authority, if the total expenditures for
14 such purpose authorized by the expenditure limitation prescribed by sub-
15 section (g)(1) of section 46 of 2009 Senate Substitute for House Bill No.
16 2354 for fiscal year 2009 are not expended or encumbered for fiscal year
17 2009, then the amount equal to the amount of such unexpended or en-
18 cumbered expenditure authority for fiscal year 2009 remaining may be
19 expended by the state corporation commission from the public service
20 regulation fund for fiscal year 2010 for expenses incurred by the Kansas
21 electric transmission authority and any such expenditures for fiscal year
22 2010 shall be in addition to any expenditure limitation imposed on the
23 public service regulation fund for expenses incurred by the Kansas elec-
24 tric transmission authority for fiscal year 2010.

25 (b) On July 1, 2009, the expenditure limitation established for the fiscal
26 year ending June 30, 2010, by section 46(b) of 2009 Senate Substitute for
27 House Bill No. 2354 on the public service regulation fund, the motor
28 carrier license fees fund and the conservation fee fund, in the aggregate,
29 is hereby increased from \$16,290,795 to \$16,917,360: *Provided*, that, if
30 2009 Senate Substitute for House Bill No. 2032 is not passed by the
31 legislature during the 2009 regular session and enacted into law, then, on
32 July 1, 2009, the \$73,280 appropriated for the above agency from the
33 aggregate amount of \$16,917,360 from the public service regulation fund,
34 the motor carrier license fees fund and the conservation fee fund in the
35 aggregate for the fiscal year ending June 30, 2010, by this subsection is
36 hereby lapsed: *And provided further*, That, if 2009 Senate Substitute for
37 Substitute for House Bill No. 2014 is not passed by the legislature during
38 the 2009 regular session and enacted into law, then, on July 1, 2009, the
39 \$553,285 appropriated for the above agency from the aggregate amount
40 of \$16,917,360 from the public service regulation fund, the motor carrier
41 license fees fund and the conservation fee fund in the aggregate for the
42 fiscal year ending June 30, 2010, by this subsection is hereby lapsed.

43 (c) On July 1, 2009, the position limitation established for the fiscal

1 year ending June 30, 2010, by section 99(a) of 2009 Senate Substitute for
2 House Bill No. 2354 for the state corporation commission is hereby in-
3 creased from 214.00 to 216.00: *Provided*, That, if 2009 Senate Substitute
4 for House Bill No. 2032 is not passed by the legislature during the 2009
5 regular session and enacted into law, then, on July 1, 2009, the 1.0 full-
6 time equivalent position for the fiscal year ending June 30, 2010, by this
7 subsection is hereby lapsed: *And provided further*, That, if 2009 Senate
8 Substitute for Substitute for House Bill No. 2014 is not passed by the
9 legislature during the 2009 regular session and enacted into law, then, on
10 July 1, 2009, the 1.0 full-time equivalent position for the fiscal year ending
11 June 30, 2010, by this subsection is hereby lapsed.

12 Sec. 36.

13 KANSAS ANIMAL HEALTH DEPARTMENT

14 (a) On the effective date of this act, or as soon thereafter as moneys
15 are available, the director of accounts and reports shall transfer \$70,000
16 from the animal dealers fee fund to the animal disease control fund of
17 the Kansas animal health department.

18 (b) On July 1, 2009, of the \$927,357 appropriated for the above agency
19 for the fiscal year ending June 30, 2010, by section 93(a) of 2009 Senate
20 Substitute for House Bill No. 2354 from the state general fund in the
21 operating expenditures account, the sum of \$46,368 is hereby lapsed.

22 Sec. 37.

23 KANSAS DEPARTMENT OF AGRICULTURE

24 (a) During the fiscal year ending June 30, 2010, the agency shall make
25 every effort to ensure services performed in the grain warehouse inspec-
26 tion program will not be compromised by budget reductions that are
27 recommended for FY 2010.

28 (b) On July 1, 2009, of the \$10,714,669 appropriated for the above
29 agency for the fiscal year ending June 30, 2010, by section 92(a) of 2009
30 Senate Substitute for House Bill No. 2354 from the state general fund in
31 the operating expenditures account, the sum of \$535,733 is hereby lapsed.

32 (c) On July 1, 2009, the amount of \$101,788 authorized by section 92(e)
33 of 2009 Senate Substitute for House Bill No. 2354 to be transferred by
34 the director accounts and reports from the state highway fund of the
35 department of transportation to the water structures — state highway
36 fund of the Kansas department of agriculture is hereby increased to
37 \$102,032.

38 Sec. 38.

39 STATE CONSERVATION COMMISSION

40 (a) On July 1, 2009, of the \$796,425 appropriated for the above agency
41 for the fiscal year ending June 30, 2010, by section 95(a) of 2009 Senate
42 Substitute for House Bill No. 2354 from the state general fund in the
43 operating expenditures account, the sum of \$39,821 is hereby lapsed.

1 (b) (1) On July 1, 2009, any unencumbered balance as of June 30, 2009,
2 in each of the following accounts of the state water plan fund is hereby
3 lapsed: conservation reserve enhancement program.

4 (2) On July 1, 2009, upon the addition of funding to the local environ-
5 mental protection program of the Kansas department of health and en-
6 vironment — division of environment, any remaining unencumbered
7 funding in the state water plan fund resulting from the lapse in subsection
8 (b)(1), after subtracting \$435,906, if any, shall be apportioned equally to
9 all of the remaining state water plan fund programs.

10 Sec. 39.

11 KANSAS WATER OFFICE

12 (a) On July 1, 2009, of the \$2,029,866 appropriated for the above
13 agency for the fiscal year ending June 30, 2010, by section 96(a) of 2009
14 Senate Substitute for House Bill No. 2354 from the state general fund in
15 the water resources operating expenditures account, the sum of \$101,493
16 is hereby lapsed.

17 Sec. 40.

18 DEPARTMENT OF WILDLIFE AND PARKS

19 (a) On July 1, 2009, of the \$2,051,169 appropriated for the above
20 agency for the fiscal year ending June 30, 2010, by section 97(a) of 2009
21 Senate Substitute for House Bill No. 2354 from the state general fund in
22 the state parks operating expenditures account, the sum of \$327,759 is
23 hereby lapsed.

24 Sec. 41.

25 DEPARTMENT OF HEALTH AND ENVIRONMENT—
26 DIVISION OF ENVIRONMENT

27 (a) On July 1, 2009, of the \$4,844,760 appropriated for the above
28 agency for the fiscal year ending June 30, 2010, by section 61(a) of 2009
29 Senate Substitute for House Bill No. 2354 from the state general fund in
30 the operating expenditures (including official hospitality) account, the
31 sum of \$439,677 is hereby lapsed.

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

35 Local environmental protection program
36 For the fiscal year ending June 30, 2010..... \$435,906

37 Sec. 42.

38 DEPARTMENT OF HEALTH AND ENVIRONMENT—
39 DIVISION OF HEALTH

40 (a) On July 1, 2009, of the \$3,766,857 appropriated for the above
41 agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009
42 Senate Substitute for House Bill No. 2354 from the state general fund in
43 the operating expenditures (including official hospitality) account, the

1 sum of \$188,343 is hereby lapsed.

2 (b) On July 1, 2009, of the \$4,361,462 appropriated for the above
3 agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009
4 Senate Substitute for House Bill No. 2354 from the state general fund in
5 the operating expenditures (including official hospitality) — health ac-
6 count, the sum of \$218,073 is hereby lapsed.

7 (c) On July 1, 2009, of the \$839,120 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 vaccine purchases account, the sum of \$41,956 is hereby lapsed.

11 (d) On July 1, 2009, of the \$178,529 appropriated for the above agency
12 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
13 Substitute for House Bill No. 2354 from the state general fund in the
14 infant and toddler program account, the sum of \$8,927 is hereby lapsed.

15 (e) On July 1, 2009, of the \$5,000,000 appropriated for the above
16 agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009
17 Senate Substitute for House Bill No. 2354 from the state general fund in
18 the aid to local units account, the sum of \$250,000 is hereby lapsed.

19 (f) On July 1, 2009, of the \$6,932,948 appropriated for the above agency
20 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
21 Substitute for House Bill No. 2354 from the state general fund in the aid
22 to local units — primary health projects account, the sum of \$346,647 is
23 hereby lapsed.

24 (g) On July 1, 2009, of the \$291,916 appropriated for the above agency
25 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
26 Substitute for House Bill No. 2354 from the state general fund in the
27 teen pregnancy prevention activities account, the sum of \$14,596 is
28 hereby lapsed.

29 (h) On July 1, 2009, of the \$97,644 appropriated for the above agency
30 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
31 Substitute for House Bill No. 2354 from the state general fund in the aid
32 to local units — family planning account, the sum of \$4,882 is hereby
33 lapsed.

34 (i) On July 1, 2009, of the \$532,125 appropriated for the above agency
35 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
36 Substitute for House Bill No. 2354 from the state general fund in the
37 immunization programs account, the sum of \$26,606 is hereby lapsed.

38 (j) On July 1, 2009, of the \$740,625 appropriated for the above agency
39 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
40 Substitute for House Bill No. 2354 from the state general fund in the
41 prescription support for community based primary care clinics account,
42 the sum of \$37,031 is hereby lapsed.

43 (k) On July 1, 2009, of the \$227,125 appropriated for the above agency

1 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
2 Substitute for House Bill No. 2354 from the state general fund in the
3 breast cancer screening program account, the sum of \$11,356 is hereby
4 lapsed.

5 (l) On July 1, 2009, of the \$49,375 appropriated for the above agency
6 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
7 Substitute for House Bill No. 2354 from the state general fund in the
8 Ryan White matching funds account, the sum of \$2,469 is hereby lapsed.

9 (m) On July 1, 2009, of the \$95,017 appropriated for the above agency
10 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
11 Substitute for House Bill No. 2354 from the state general fund in the
12 youth mentoring program account, the sum of \$4,751 is hereby lapsed.

13 (n) On July 1, 2009, of the \$531,752 appropriated for the above agency
14 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
15 Substitute for House Bill No. 2354 from the state general fund in the
16 coordinated school health program account, the sum of \$26,588 is hereby
17 lapsed.

18 (o) On July 1, 2009, of the \$108,625 appropriated for the above agency
19 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
20 Substitute for House Bill No. 2354 from the state general fund in the
21 cerebral palsy posture seating account, the sum of \$5,431 is hereby lapsed.

22 (p) On July 1, 2009, of the \$355,000 appropriated for the above agency
23 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
24 Substitute for House Bill No. 2354 from the state general fund in the
25 pregnancy maintenance initiative account, the sum of \$17,750 is hereby
26 lapsed.

27 (q) On July 1, 2009, of the \$208,000 appropriated for the above agency
28 for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate
29 Substitute for House Bill No. 2354 from the state general fund in the
30 PKU treatment account, the sum of \$10,400 is hereby lapsed.

31 Sec. 43.

32 DEPARTMENT ON AGING

33 (a) On the effective date of this act, of the \$146,292,000 appropriated
34 for the above agency for the fiscal year ending June 30, 2009, by section
35 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
36 general fund in the LTC — medicaid assistance — NF account, the sum
37 of \$2,482,741 is hereby lapsed.

38 (b) On July 1, 2009, of the \$114,937,676 appropriated for the above
39 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
40 Senate Substitute for House Bill No. 2354 from the state general fund in
41 the LTC — medicaid assistance — NF account, the sum of \$820,876 is
42 hereby lapsed.

43 (c) On the effective date of this act, of the \$2,612,627 appropriated for

1 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
2 of chapter 131 of the 2008 Session Laws of Kansas from the state general
3 fund in the LTC — medicaid assistance — TCM/FE account, the sum
4 of \$298,719 is hereby lapsed.

5 (d) On July 1, 2009, of the \$1,844,067 appropriated for the above
6 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
7 Senate Substitute for House Bill No. 2354 from the state general fund in
8 the LTC — medicaid assistance — TCM/FE account, the sum of
9 \$231,547 is hereby lapsed.

10 (e) On the effective date of this act, of the \$28,450,640 appropriated
11 for the above agency for the fiscal year ending June 30, 2009, by section
12 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 general fund in the LTC — medicaid assistance — HCBS/FE account,
14 the sum of \$456,496 is hereby lapsed.

15 (f) On July 1, 2009, of the \$22,283,858 appropriated for the above
16 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
17 Senate Substitute for House Bill No. 2354 from the state general fund in
18 the LTC — medicaid assistance — HCBS/FE account, the sum of
19 \$839,451 is hereby lapsed.

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

22	LTC — medicaid assistance — PACE	
23	For the fiscal year ending June 30, 2009.....	\$23,839
24	Administration	
25	For the fiscal year ending June 30, 2010.....	\$43,568

26 (h) On July 1, 2009, of the \$1,769,485 appropriated for the above
27 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
28 Senate Substitute for House Bill No. 2354 from the state general fund in
29 the LTC — medicaid assistance — PACE account, the sum of \$25,473
30 is hereby lapsed.

31 (i) On July 1, 2009, of the \$88,523 appropriated for the above agency
32 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
33 Substitute for House Bill No. 2354 from the state general fund in the
34 administration — assessments account, the sum of \$1,832 is hereby
35 lapsed.

36 (j) On July 1, 2009, of the \$46,606 appropriated for the above agency
37 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
38 Substitute for House Bill No. 2354 from the state general fund in the
39 administration — assessments — level II care account, the sum of \$964
40 is hereby lapsed.

41 (k) On July 1, 2009, of the \$330,457 appropriated for the above agency
42 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
43 Substitute for House Bill No. 2354 from the state general fund in the

1 administration — assessments — level I care account, the sum of \$6,837
2 is hereby lapsed.

3 (l) On July 1, 2009, of the \$1,703,264 appropriated for the above agency
4 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
5 Substitute for House Bill No. 2354 from the state general fund in the
6 administration — medicaid account, the sum of \$35,242 is hereby lapsed.

7 (m) On July 1, 2009, of the \$35,065 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 administration — medicaid MFP — admin match account, the sum of
11 \$726 is hereby lapsed.

12 (n) On July 1, 2009, of the \$178,825 appropriated for the above agency
13 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
14 Substitute for House Bill No. 2354 from the state general fund in the
15 administration — older Americans act match account, the sum of \$3,700
16 is hereby lapsed.

17 (o) On July 1, 2009, of the \$1,973,021 appropriated for the above
18 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
19 Senate Substitute for House Bill No. 2354 from the state general fund in
20 the senior care act account, the sum of \$40,823 is hereby lapsed.

21 (p) On July 1, 2009, of the \$3,498,366 appropriated for the above
22 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
23 Senate Substitute for House Bill No. 2354 from the state general fund in
24 the program grants — nutrition — state match account, the sum of
25 \$1,095,213 is hereby lapsed.

26 (q) On July 1, 2009, of the \$1,814,286 appropriated for the above
27 agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009
28 Senate Substitute for House Bill No. 2354 from the state general fund in
29 the nursing facilities regulation account, the sum of \$37,539 is hereby
30 lapsed.

31 (r) On July 1, 2009, of the \$1,008,474 appropriated for the above agency
32 for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate
33 Substitute for House Bill No. 2354 from the state general fund in the
34 nursing facilities regulation — title XIX account, the sum of \$20,866 is
35 hereby lapsed.

36 Sec. 44.

37 KANSAS HEALTH POLICY AUTHORITY

38 (a) On the effective date of this act, of the \$14,037,000 appropriated
39 for the above agency for the fiscal year ending June 30, 2009, by section
40 41(a) of chapter 184 of the 2008 Session Laws of Kansas from the state
41 general fund in the other medical assistance account, the sum of
42 \$13,562,555 is hereby lapsed.

43 (b) On July 1, 2009, of the \$369,220,105 appropriated for the above

1 agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009
2 Senate Substitute for House Bill No. 2354 from the state general fund in
3 the other medical assistance account, the sum of \$15,720,105 is hereby
4 lapsed: *Provided*, That the Kansas health policy authority shall not require
5 an individual, who is currently prescribed medications for mental health
6 purposes in the MediKan program, to change prescriptions under a pre-
7 ferred drug formulary during the fiscal year ending June 30, 2010: *And*
8 *provided further*, That all prescriptions paid for by the MediKan program
9 shall be filled pursuant to subsection (a) of K.S.A. 65-1637, and amend-
10 ments thereto: *And provided further*, That the Kansas health policy au-
11 thority shall follow the existing prior authorization protocol for reimburse-
12 ment of prescriptions for the MediKan program for the fiscal year ending
13 June 30, 2010.

14 (c) On July 1, 2009, of the \$20,392,623 appropriated for the above
15 agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009
16 Senate Substitute for House Bill No. 2354 from the state general fund in
17 the operating expenditures account, the sum of \$1,033,341 is hereby
18 lapsed.

19 (d) On July 1, 2009, of the \$104,955 appropriated for the above agency
20 for the fiscal year ending June 30, 2010, by section 63(a) of 2009 Senate
21 Substitute for House Bill No. 2354 from the state general fund in the
22 office of the inspector general account, the sum of \$5,318 is hereby
23 lapsed.

24 (e) On July 1, 2009, of the \$19,514,609 appropriated for the above
25 agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009
26 Senate Substitute for House Bill No. 2354 from the state general fund in
27 the children's health insurance program account, the sum of \$988,850 is
28 hereby lapsed.

29 (f) The Kansas health policy authority shall make expenditures during
30 the fiscal year ending June 30, 2010, in an amount not less than the
31 amount expended by the Kansas health policy authority in the fiscal year
32 ending June 30, 2009, to continue the enhanced care management pilot
33 project.

34 Sec. 45.

35 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

36 (a) On the effective date of this act, of the \$68,326,730 appropriated
37 for the above agency for the fiscal year ending June 30, 2009, by section
38 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
39 general fund in the cash assistance account, the sum of \$339,000 is hereby
40 lapsed.

41 (b) On July 1, 2009, of the \$58,015,398 appropriated for the above
42 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
43 Senate Substitute for House Bill No. 2354 from the state general fund in

1 the cash assistance account, the sum of \$2,322,627 is hereby lapsed.

2 (c) On the effective date of this act, of the \$133,501,215 appropriated
3 for the above agency for the fiscal year ending June 30, 2009, by section
4 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
5 general fund in the youth services aid and assistance account, the sum of
6 \$8,536,713 is hereby lapsed.

7 (d) On July 1, 2009, of the \$115,673,005 appropriated for the above
8 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
9 Senate Substitute for House Bill No. 2354 from the state general fund in
10 the youth services aid and assistance account, the sum of \$6,468,928 is
11 hereby lapsed.

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

14	Community based services	
15	For the fiscal year ending June 30, 2009.....	\$1,278,067
16	Other medical assistance	
17	For the fiscal year ending June 30, 2009.....	\$2,951,587
18	For the fiscal year ending June 30, 2010.....	\$1,137,129

19 (f) On July 1, 2009, of the \$61,215,055 appropriated for the above
20 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
21 Senate Substitute for House Bill No. 2354 from the state general fund in
22 the community based services account, the sum of \$1,261,783 is hereby
23 lapsed.

24 (g) On the effective date of this act, of the \$169,771,500 appropriated
25 for the above agency for the fiscal year ending June 30, 2009, by section
26 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
27 general fund in the mental health and retardation services aid and assis-
28 tance account, the sum of \$3,273,105 is hereby lapsed.

29 (h) On July 1, 2009, of the \$137,685,037 appropriated for the above
30 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
31 Senate Substitute for House Bill No. 2354 from the state general fund in
32 the mental health and retardation services aid and assistance account, the
33 sum of \$8,473,641 is hereby lapsed.

34 (i) On July 1, 2009, of the \$115,470,727 appropriated for the above
35 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
36 Senate Substitute for House Bill No. 2354 from the state general fund in
37 the state operations account, the sum of \$4,060,308 is hereby lapsed.

38 (j) On July 1, 2009, of the \$3,429,615 appropriated for the above agency
39 for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate
40 Substitute for House Bill No. 2354 from the state general fund in the
41 alcohol and drug abuse services grants account, the sum of \$246,303 is
42 hereby lapsed.

43 (k) On July 1, 2009, of the \$1,481,250 appropriated for the above

1 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
2 Senate Substitute for House Bill No. 2354 from the state general fund in
3 the children's mental health initiative account, the sum of \$64,213 is
4 hereby lapsed.

5 (l) On July 1, 2009, of the \$6,445,715 appropriated for the above agency
6 for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate
7 Substitute for House Bill No. 2354 from the state general fund in the
8 vocational rehabilitation aid and assistance account, the sum of \$310,301
9 is hereby lapsed.

10 (m) On July 1, 2009, of the \$4,912,500 appropriated for the above
11 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
12 Senate Substitute for House Bill No. 2354 from the state general fund in
13 the community mental health centers supplemental funding account, the
14 sum of \$299,660 is hereby lapsed.

15 (n) On July 1, 2009, of the \$11,099,830 appropriated for the above
16 agency for the fiscal year ending June 30, 2010, by section 64(c) of 2009
17 Senate Bill No. 2354 from the children's initiatives fund in the early child-
18 hood block grant account, the sum of \$3,560,000 is hereby lapsed.

19 (o) In addition to the other purposes for which expenditures may be
20 made by the department of social and rehabilitation services from moneys
21 appropriated from the state general fund or any special revenue fund or
22 funds for fiscal year 2010 for the department of social and rehabilitation
23 services, as authorized by 2009 Senate Substitute for House Bill No. 2354
24 or by this or other appropriation act of the 2009 regular session of the
25 legislature, expenditures may be made by the department of social and
26 rehabilitation services from moneys appropriated from the state general
27 fund or any special revenue fund for fiscal year 2010 and the secretary of
28 social and rehabilitation services is hereby authorized to contract and
29 make expenditures for services aimed at safeguarding those recipients of
30 temporary assistance to needy families who are victims of sexual assault
31 and domestic violence: *Provided*, That such contracts shall not be subject
32 to the competitive bidding requirements of K.S.A. 75-3739, and amend-
33 ments thereto.

34 (p) On July 1, 2009, of the \$30,265,271 appropriated for the above
35 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
36 Senate Substitute for House Bill No. 2354 from the state general fund in
37 the Larned state hospital — operating expenditures account, the sum of
38 \$1,513,264 is hereby lapsed.

39 (q) On July 1, 2009, of the \$12,293,994 appropriated for the above
40 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
41 Senate Substitute for House Bill No. 2354 from the state general fund in
42 the Larned state hospital — sexual predator treatment program account,
43 the sum of \$614,700 is hereby lapsed.

1 (r) On July 1, 2009, of the \$5,625,539 appropriated for the above agency
2 for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate
3 Substitute for House Bill No. 2354 from the state general fund in the
4 Rainbow mental health facility — operating expenditures account, the
5 sum of \$281,277 is hereby lapsed.

6 (s) On July 1, 2009, of the \$17,343,956 appropriated for the above
7 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
8 Senate Substitute for House Bill No. 2354 from the state general fund in
9 the Osawatomie state hospital — operating expenditures account, the
10 sum of \$867,198 is hereby lapsed.

11 (t) On July 1, 2009, of the \$10,747,244 appropriated for the above
12 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
13 Senate Substitute for House Bill No. 2354 from the state general fund in
14 the Parsons state hospital and training center — operating expenditures
15 account, the sum of \$537,362 is hereby lapsed.

16 (u) On July 1, 2009, of the \$11,665,821 appropriated for the above
17 agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009
18 Senate Substitute for House Bill No. 2354 from the state general fund in
19 the Kansas neurological institute — operating expenditures account, the
20 sum of \$583,291 is hereby lapsed.

21 (v) (1) There is appropriated for the above agency from the following
22 special revenue fund or funds for the fiscal year or years specified, all
23 moneys now or hereafter lawfully credited to and available in such fund
24 or funds, except that expenditures other than refunds authorized by law
25 shall not exceed the following:

26	HCBS/DD supplemental fund	
27	For the fiscal year ending June 30, 2010.....	No limit
28	HCBS/PD supplemental fund	
29	For the fiscal year ending June 30, 2010.....	No limit

30 (2) For the fiscal year ending June 30, 2010, the director of the budget
31 shall calculate the following amounts: (A) The amount of state funding
32 required for the fiscal year ending June 30, 2010, to achieve the state and
33 federal funding level for the home and community based services for
34 individuals with physical disabilities waiver as approved for the fiscal year
35 ending June 30, 2009; and (B) the amount of state funding required for
36 the fiscal year ending June 30, 2010, to achieve the state and federal
37 funding level for the home and community based services for individuals
38 with developmental disabilities waiver as approved for the fiscal year end-
39 ing June 30, 2009.

40 (3) For the fiscal year ending June 30, 2010, the director of the budget
41 shall determine and shall certify to the director of accounts and reports:
42 (A) The difference between the amount calculated in section (v)(2)(A)
43 and the aggregate of all amounts appropriated for the home and com-

1 munity based services for individuals with physical disabilities waiver for
2 the fiscal year ending June 30, 2010, by this or any other appropriation
3 act by the 2009 regular session of the legislature; and (B) the difference
4 between the amount calculated in section (v)(2)(B) and the aggregate of
5 all amounts appropriated for the home and community based services for
6 individuals with developmental disabilities waiver for the fiscal year end-
7 ing June 30, 2010, by this or any other appropriation act by the 2009
8 regular session of the legislature.

9 (4) At the same time that the director of the budget certifies the dif-
10 ferences to the director of accounts and reports pursuant to subsection
11 (v)(3), the director of the budget shall transmit a copy of such certification
12 to the director of legislative research.

13 (5) During the fiscal year ending June 30, 2010, upon receipt of each
14 such certification by the director of the budget pursuant to subsection
15 (v)(3) and notwithstanding the provisions of K.S.A. 74-8768, and amend-
16 ments thereto, or any other statute, the director of accounts and reports
17 shall transfer moneys, in the amounts specified in each such certification,
18 from the expanded lottery act revenues fund to the HCBS/DD supple-
19 mental fund and the HCBS/PD supplemental fund, as specified in such
20 certification, within 10 days after sufficient moneys attributable to privi-
21 lege fees are credited to the expanded lottery act revenues fund: *Provided*
22 *further*, That each such transfer shall be made exclusively from privilege
23 fees that are credited to the expanded lottery act revenues fund.

24 Sec. 46.

25 STATE BANK COMMISSIONER

26 (a) During the fiscal years ending June 30, 2010, and June 30, 2011,
27 notwithstanding the provisions of K.S.A. 9-1703, and amendments
28 thereto, or any other provision of state law, the state bank commissioner
29 may collect assessments pursuant to K.S.A. 9-1703, and amendments
30 thereto, as needed, and in such installment periods as the commissioner
31 deems appropriate, not to exceed more frequently than monthly in fiscal
32 years 2010 and 2011.

33 Sec. 47.

34 INSURANCE DEPARTMENT

35 (a) In addition to the other purposes for which expenditures may be
36 made by the insurance department from the insurance department serv-
37 ice regulation fund for fiscal year 2010, as authorized by 2009 House Bill
38 No. 2052, expenditures shall be made by the insurance department from
39 the insurance department service regulation fund for the fiscal year 2010
40 for the licensure of public adjusters: *Provided*, That expenditures for such
41 purpose from the insurance department service regulation fund for fiscal
42 year 2010 shall not exceed \$15,000.

1 Sec. 48.

2 KANSAS HUMAN RIGHTS COMMISSION

3 (a) On July 1, 2009, of the \$1,551,613 appropriated for the above
4 agency for the fiscal year ending June 30, 2010, by section 45(a) of 2009
5 Senate Substitute for House Bill No. 2354 from the state general fund in
6 the operating expenditures account, the sum of \$77,581 is hereby lapsed.

7 Sec. 49.

8 DEPARTMENT OF LABOR

9 (a) On July 1, 2009, of the \$497,169 appropriated for the above agency
10 for the fiscal year ending June 30, 2010, by section 58(a) of 2009 Senate
11 Substitute for House Bill No. 2354 from the state general fund in the
12 operating expenditures account, the sum of \$24,858 is hereby lapsed.

13 Sec. 50.

14 KANSAS COMMISSION ON VETERANS AFFAIRS

15 (a) On July 1, 2009, of the \$1,144,928 appropriated for the above
16 agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009
17 Senate Substitute for House Bill No. 2354 from the state general fund in
18 the operating expenditures — veterans services account, the sum of
19 \$57,245 is hereby lapsed.

20 (b) On July 1, 2009, of the \$541,729 appropriated for the above agency
21 for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate
22 Substitute for House Bill No. 2354 from the state general fund in the
23 operating expenditures — state veterans cemeteries account, the sum of
24 \$27,085 is hereby lapsed.

25 (c) On July 1, 2009, of the \$2,703,628 appropriated for the above
26 agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009
27 Senate Substitute for House Bill No. 2354 from the state general fund in
28 the operating expenditures — Kansas soldiers' home account, the sum of
29 \$135,180 is hereby lapsed.

30 (d) On July 1, 2009, of the \$3,217,601 appropriated for the above
31 agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009
32 Senate Substitute for House Bill No. 2354 from the state general fund in
33 the operating expenditures — Kansas veterans' home account, the sum
34 of \$160,879 is hereby lapsed.

35 (e) On July 1, 2009, of the \$435,056 appropriated for the above agency
36 for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate
37 Substitute for House Bill No. 2354 from the state general fund in the
38 additional operating expenditures — veterans home and cemeteries ac-
39 count, the sum of \$21,753 is hereby lapsed.

40 (f) On July 1, 2009, of the \$497,807 appropriated for the above agency
41 for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate
42 Substitute for House Bill No. 2354 from the state general fund in the
43 operating expenditures — administration account, the sum of \$24,989 is

1 hereby lapsed.

2 (g) On July 1, 2009, of the \$516,418 appropriated for the above agency
3 for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate
4 Substitute for House Bill No. 2354 from the state general fund in the
5 veterans' claim assistance program — service grants account, the sum of
6 \$25,820 is hereby lapsed.

7 Sec. 51.

8

KANSAS GUARDIANSHIP PROGRAM

9 (a) On July 1, 2009, of the \$1,208,682 appropriated for the above
10 agency for the fiscal year ending June 30, 2010, by section 65(a) of 2009
11 Senate Substitute for House Bill No. 2354 from the state general fund in
12 the Kansas guardianship program account, the sum of \$21,581 is hereby
13 lapsed.

14 Sec. 52.

15

DEPARTMENT OF CORRECTIONS

16 (a) On July 1, 2009, of the \$20,678,699 appropriated for the above
17 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
18 Senate Substitute for House Bill No. 2354 from the state general fund in
19 the operating expenditures account, the sum of \$188,467 is hereby lapsed.

20 (b) On July 1, 2009, of the \$16,711,194 appropriated for the above
21 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
22 Senate Substitute for House Bill No. 2354 from the state general fund in
23 the community corrections account, the sum of \$152,307 is hereby lapsed.

24 (c) On July 1, 2009, of the \$6,161,826 appropriated for the above
25 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
26 Senate Substitute for House Bill No. 2354 from the state general fund in
27 the day reporting centers and reentry programs account, the sum of
28 \$56,159 is hereby lapsed.

29 (d) On July 1, 2009, of the \$1,343,987 appropriated for the above
30 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
31 Senate Substitute for House Bill No. 2354 from the state general fund in
32 the local jail payments account, the sum of \$12,249 is hereby lapsed.

33 (e) On July 1, 2009, of the \$12,597,201 appropriated for the above
34 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
35 Senate Substitute for House Bill No. 2354 from the state general fund in
36 the Topeka correctional facility — facilities operations account, the sum
37 of \$62,986 is hereby lapsed.

38 (f) On July 1, 2009, of the \$8,370,552 appropriated for the above agency
39 for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate
40 Substitute for House Bill No. 2354 from the state general fund in the
41 Hutchinson correctional facility — facilities operations account, the sum
42 of \$41,853 is hereby lapsed.

43 (g) On July 1, 2009, of the \$37,338,480 appropriated for the above

1 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
2 Senate Substitute for House Bill No. 2354 from the state general fund in
3 the Lansing correctional facility — facilities operations account, the sum
4 of \$186,692 is hereby lapsed.

5 (h) On July 1, 2009, of the \$12,598,561 appropriated for the above
6 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
7 Senate Substitute for House Bill No. 2354 from the state general fund in
8 the Ellsworth correctional facility — facilities operations account, the sum
9 of \$62,993 is hereby lapsed.

10 (i) On July 1, 2009, of the \$2,385,842 appropriated for the above agency
11 for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate
12 Substitute for House Bill No. 2354 from the state general fund in the
13 Winfield correctional facility — facilities operations account, the sum of
14 \$11,929 is hereby lapsed.

15 (j) On July 1, 2009, of the \$2,935,807 appropriated for the above agency
16 for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate
17 Substitute for House Bill No. 2354 from the state general fund in the
18 Norton correctional facility — facilities operations account, the sum of
19 \$14,679 is hereby lapsed.

20 (k) On July 1, 2009, of the \$23,923,596 appropriated for the above
21 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
22 Senate Substitute for House Bill No. 2354 from the state general fund in
23 the El Dorado correctional facility — facilities operations account, the
24 sum of \$119,618 is hereby lapsed.

25 (l) On July 1, 2009, of the \$9,872,348 appropriated for the above agency
26 for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate
27 Substitute for House Bill No. 2354 from the state general fund in the
28 Larned correctional mental health facility — facilities operations account,
29 the sum of \$49,362 is hereby lapsed.

30 (m) On July 1, 2009, of the \$13,587,648 appropriated for the above
31 agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009
32 Senate Substitute for House Bill No. 2354 from the state general fund in
33 the facilities operations account, the sum of \$123,838 is hereby lapsed.

34 Sec. 53.

35 KANSAS SENTENCING COMMISSION

36 (a) On July 1, 2009, of the \$713,591 appropriated for the above agency
37 for the fiscal year ending June 30, 2010, by section 90(a) of 2009 Senate
38 Substitute for House Bill No. 2354 from the state general fund in the
39 operating expenditures account, the sum of \$3,568 is hereby lapsed.

40 (b) On July 1, 2009, of the \$8,134,151 appropriated for the above
41 agency for the fiscal year ending June 30, 2010, by section 90(a) of 2009
42 Senate Substitute for House Bill No. 2354 from the state general fund in
43 the substance abuse treatment programs account, the sum of \$40,671 is

1 hereby lapsed.

2 Sec. 54.

3

STATE BOARD OF REGENTS

4 (a) On July 1, 2009, of the \$3,475,892 appropriated for the above
5 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
6 Senate Substitute for House Bill No. 2354 from the state general fund in
7 the operating expenditures (including official hospitality) account, the
8 sum of \$130,489 is hereby lapsed.

9 (b) On July 1, 2009, of the \$1,133,199 appropriated for the above
10 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
11 Senate Substitute for House Bill No. 2354 from the state general fund in
12 the state scholarship program account, the sum of \$42,642 is hereby
13 lapsed.

14 (c) On July 1, 2009, of the \$15,689,878 appropriated for the above
15 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
16 Senate Substitute for House Bill No. 2354 from the state general fund in
17 the comprehensive grant program account, the sum of \$590,410 is hereby
18 lapsed.

19 (d) On July 1, 2009, of the \$315,213 appropriated for the above agency
20 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
21 Substitute for House Bill No. 2354 from the state general fund in the
22 ethnic minority scholarship program account, the sum of \$11,861 is
23 hereby lapsed.

24 (e) On July 1, 2009, of the \$528,172 appropriated for the above agency
25 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
26 Substitute for House Bill No. 2354 from the state general fund in the
27 Kansas work-study program account, the sum of \$19,875 is hereby lapsed.

28 (f) On July 1, 2009, of the \$186,401 appropriated for the above agency
29 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
30 Substitute for House Bill No. 2354 from the state general fund in the
31 ROTC service scholarship account, the sum of \$7,014 is hereby lapsed.

32 (g) On July 1, 2009, of the \$500,000 appropriated for the above agency
33 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
34 Substitute for House Bill No. 2354 from the state general fund in the
35 military service scholarships account, the sum of \$18,815 is hereby lapsed.

36 (h) On July 1, 2009, of the \$1,962,859 appropriated for the above
37 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
38 Senate Substitute for House Bill No. 2354 from the state general fund in
39 the teachers scholarship program account, the sum of \$73,862 is hereby
40 lapsed.

41 (i) On July 1, 2009, of the \$925,838 appropriated for the above agency
42 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
43 Substitute for House Bill No. 2354 from the state general fund in the

1 national guard educational assistance account, the sum of \$34,839 is
2 hereby lapsed.

3 (j) On July 1, 2009, of the \$121,275 appropriated for the above agency
4 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
5 Substitute for House Bill No. 2354 from the state general fund in the
6 vocational scholarships account, the sum of \$4,564 is hereby lapsed.

7 (k) On July 1, 2009, of the \$443,592 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 nursing student scholarship program account, the sum of \$16,692 is
11 hereby lapsed.

12 (l) On July 1, 2009, of the \$113,850 appropriated for the above agency
13 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
14 Substitute for House Bill No. 2354 from the state general fund in the
15 optometry education program account, the sum of \$4,284 is hereby
16 lapsed.

17 (m) On July 1, 2009, of the \$11,636,840 appropriated for the above
18 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
19 Senate Substitute for House Bill No. 2354 from the state general fund in
20 the municipal university operating grant account, the sum of \$437,894 is
21 hereby lapsed.

22 (n) On July 1, 2009, of the \$32,637,844 appropriated for the above
23 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
24 Senate Substitute for House Bill No. 2354 from the state general fund in
25 the postsecondary aid for vocational education account, the sum of
26 \$1,228,162 is hereby lapsed.

27 (o) On July 1, 2009, of the \$1,548,998 appropriated for the above
28 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
29 Senate Substitute for House Bill No. 2354 from the state general fund in
30 the adult basic education account, the sum of \$58,289 is hereby lapsed.

31 (p) On July 1, 2009, of the \$101,976,543 appropriated for the above
32 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
33 Senate Substitute for House Bill No. 2354 from the state general fund in
34 the community college operating grant account, the sum of \$3,837,377 is
35 hereby lapsed.

36 (q) On July 1, 2009, of the \$423,241 appropriated for the above agency
37 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
38 Substitute for House Bill No. 2354 from the state general fund in the
39 technology equipment at community colleges and Washburn university
40 account, the sum of \$15,927 is hereby lapsed.

41 (r) On July 1, 2009, of the \$76,035 appropriated for the above agency
42 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
43 Substitute for House Bill No. 2354 from the state general fund in the

1 vocational education capital outlay aid account, the sum of \$2,861 is
2 hereby lapsed.

3 (s) On July 1, 2009, of the \$90,000 appropriated for the above agency
4 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
5 Substitute for House Bill No. 2354 from the state general fund in the
6 tuition waivers account, the sum of \$3,387 is hereby lapsed.

7 (t) On July 1, 2009, of the \$200,000 appropriated for the above agency
8 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
9 Substitute for House Bill No. 2354 from the state general fund in the
10 nurse educator grant program account, the sum of \$7,526 is hereby
11 lapsed.

12 (u) On July 1, 2009, of the \$1,900,000 appropriated for the above
13 agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009
14 Senate Substitute for House Bill No. 2354 from the state general fund in
15 the nursing faculty and supplies grant program account, the sum of
16 \$71,497 is hereby lapsed.

17 (v) On July 1, 2009, of the \$767,693 appropriated for the above agency
18 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
19 Substitute for House Bill No. 2354 from the state general fund in the
20 postsecondary technical education authority account, the sum of \$28,888
21 is hereby lapsed.

22 (w) On July 1, 2009, of the \$350,000 appropriated for the above agency
23 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
24 Substitute for House Bill No. 2354 from the state general fund in the
25 Kansas academy of math and science account, the sum of \$13,171 is
26 hereby lapsed.

27 (x) On July 1, 2009, of the \$424,921 appropriated for the above agency
28 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
29 Substitute for House Bill No. 2354 from the state general fund in the
30 unified operating grant account, the sum of \$15,990 is hereby lapsed.

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

33 Midwest higher education commission
34 For the fiscal year ending June 30, 2010..... \$95,000

35 (z) On July 1, 2009, of the amount reappropriated for the above agency
36 for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate
37 Substitute for House Bill No. 2354 from the state general fund in the
38 southwest Kansas access project account, the sum of \$868,679 is hereby
39 lapsed.

40 (aa) During the fiscal year ending June 30, 2010, notwithstanding the
41 provisions of the proviso to the postsecondary aid for vocational education
42 account of the state general fund in section 81(a) of 2009 Senate Substi-
43 tute for House Bill No. 2354, a technical college may receive less state

1 aid during fiscal year 2010 than it received during fiscal year 2009: *Pro-*
2 *vided further*, That, effective July 1, 2009, the provisions of the proviso
3 to the postsecondary aid for vocational education account of the state
4 general fund in section 81(a) of 2009 Senate Substitute for House Bill
5 No. 2354 are hereby declared to be null and void and shall have no force
6 and effect.

7 Sec. 55.

8

KANSAS STATE UNIVERSITY

9 (a) On July 1, 2009, of the \$109,301,449 appropriated for the above
10 agency for the fiscal year ending June 30, 2010, by section 73(a) of 2009
11 Senate Substitute for House Bill No. 2354 from the state general fund in
12 the operating expenditures (including official hospitality) account, the
13 sum of \$4,113,014 is hereby lapsed.

14 (b) On July 1, 2009, of the \$139,500 appropriated for the above agency
15 for the fiscal year ending June 30, 2010, by section 73(a) of 2009 Senate
16 Substitute for House Bill No. 2354 from the state general fund in the
17 midwest institute for comparative stem cell biology account, the sum of
18 \$5,249 is hereby lapsed.

19 (c) On July 1, 2009, of the \$189,446 appropriated for the above agency
20 for the fiscal year ending June 30, 2010, by section 114(a) of 2009 Senate
21 Substitute for House Bill No. 2354 from the state general fund in the
22 lease payment — Salina aeronautical center (including aeronautical lab-
23 oratory) account, the sum of \$7,129 is hereby lapsed.

24 (d) In addition to the other purposes for which expenditures may be
25 made by Kansas state university from the moneys appropriated from the
26 state general fund or from any special revenue fund or funds for fiscal
27 year 2010 as authorized by this or other appropriation act of the 2009
28 regular session of the legislature, expenditures may be made by Kansas
29 state university from moneys appropriated from the state general fund or
30 from any special revenue fund or funds for fiscal year 2010 to raze build-
31 ing no. 457 (elevator and feed mill), 437 (Herdsman house), 10002 (art
32 kiln), 145 (vet surgical instruction), 200 (vet research lab greyhound ken-
33 nels) and 224 (food animal barn and shed).

34 Sec. 56.

35

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND 36 AGRICULTURE RESEARCH PROGRAMS

37 (a) On July 1, 2009, of the \$19,738,609 appropriated for the above
38 agency for the fiscal year ending June 30, 2010, by section 74(a) of 2009
39 Senate Substitute for House Bill No. 2354 from the state general fund in
40 the cooperative extension service (including official hospitality) account,
41 the sum of \$742,764 is hereby lapsed.

42 (b) On July 1, 2009, of the \$31,504,132 appropriated for the above
43 agency for the fiscal year ending June 30, 2010, by section 74(a) of 2009

1 Senate Substitute for House Bill No. 2354 from the state general fund in
2 the agricultural experiment stations (including official hospitality) ac-
3 count, the sum of \$1,185,500 is hereby lapsed.

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

6 Agricultural experiment stations
7 For the fiscal year ending June 30, 2010..... \$4,051
8 Sec. 57.

9 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

10 (a) On July 1, 2009, of the \$10,460,071 appropriated for the above
11 agency for the fiscal year ending June 30, 2010, by section 75(a) of 2009
12 Senate Substitute for House Bill No. 2354 from the state general fund in
13 the operating expenditures (including official hospitality) account, the
14 sum of \$393,612 is hereby lapsed.

15 (b) On July 1, 2009, of the \$400,000 appropriated for the above agency
16 for the fiscal year ending June 30, 2010, by section 75(a) of 2009 Senate
17 Substitute for House Bill No. 2354 from the state general fund in the
18 veterinary training program for rural Kansas account, the sum of \$15,052
19 is hereby lapsed.

20 Sec. 58.

21 UNIVERSITY OF KANSAS

22 (a) On July 1, 2009, of the \$136,333,684 appropriated for the above
23 agency for the fiscal year ending June 30, 2010, by section 78(a) of 2009
24 Senate Substitute for House Bill No. 2354 from the state general fund in
25 the operating expenditures (including official hospitality) account, the
26 sum of \$5,073,409 is hereby lapsed.

27 (b) On July 1, 2009, of the \$6,268,088 appropriated for the above
28 agency for the fiscal year ending June 30, 2010, by section 78(a) of 2009
29 Senate Substitute for House Bill No. 2354 from the state general fund in
30 the geological survey account, the sum of \$235,868 is hereby lapsed.

31 (c) On July 1, 2009, of the \$139,369 appropriated for the above agency
32 for the fiscal year ending June 30, 2010, by section 78(a) of 2009 Senate
33 Substitute for House Bill No. 2354 from the state general fund in the
34 umbilical cord matrix project account, the sum of \$5,244 is hereby lapsed.

35 (d) On July 1, 2009, of the \$34,400 appropriated for the above agency
36 for the fiscal year ending June 30, 2010, by section 78(d) of 2009 Senate
37 Substitute for House Bill No. 2354 from the state water plan fund in the
38 geological survey account, the sum of \$5,600 is hereby lapsed.

39 Sec. 59.

40 UNIVERSITY OF KANSAS MEDICAL CENTER

41 (a) On July 1, 2009, of the \$108,184,188 appropriated for the above
42 agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009
43 Senate Substitute for House Bill No. 2354 from the state general fund in

1 the operating expenditures (including official hospitality) account, the
2 sum of \$4,136,485 is hereby lapsed.

3 (b) On July 1, 2009, of the \$2,786,764 appropriated for the above
4 agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009
5 Senate Substitute for House Bill No. 2354 from the state general fund in
6 the medical scholarships and loans account, the sum of \$104,866 is hereby
7 lapsed.

8 (c) On July 1, 2009, of the \$4,635,650 appropriated for the above
9 agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009
10 Senate Substitute for House Bill No. 2354 from the state general fund in
11 the cancer center account, the sum of \$174,440 is hereby lapsed.

12 (d) On July 1, 2009, the Johnson county education triangle research
13 fund of the university of Kansas medical center is hereby redesignated as
14 the Johnson county education research triangle fund of the university of
15 Kansas medical center.

16 Sec. 60.

17 EMPORIA STATE UNIVERSITY

18 (a) On July 1, 2009, of the \$32,633,306 appropriated for the above
19 agency for the fiscal year ending June 30, 2010, by section 76(a) of 2009
20 Senate Substitute for House Bill No. 2354 from the state general fund in
21 the operating expenditures (including official hospitality) account, the
22 sum of \$1,227,991 is hereby lapsed.

23 (b) On July 1, 2009, of the \$225,887 appropriated for the above agency
24 for the fiscal year ending June 30, 2010, by section 76(a) of 2009 Senate
25 Substitute for House Bill No. 2354 from the state general fund in the
26 reading recovery program account, the sum of \$8,500 is hereby lapsed.

27 (c) On July 1, 2009, of the \$135,562 appropriated for the above agency
28 for the fiscal year ending June 30, 2010, by section 76(a) of 2009 Senate
29 Substitute for House Bill No. 2354 from the state general fund in the
30 Nat'l Board Cert/Future Teacher Academy account, the sum of \$5,101 is
31 hereby lapsed.

32 Sec. 61.

33 PITTSBURG STATE UNIVERSITY

34 (a) On July 1, 2009, of the \$35,800,245 appropriated for the above
35 agency for the fiscal year ending June 30, 2010, by section 77(a) of 2009
36 Senate Substitute for House Bill No. 2354 from the state general fund in
37 the operating expenditures (including official hospitality) account, the
38 sum of \$1,336,476 is hereby lapsed.

39 Sec. 62.

40 WICHITA STATE UNIVERSITY

41 (a) On July 1, 2009, of the \$68,930,425 appropriated for the above
42 agency for the fiscal year ending June 30, 2010, by section 80(a) of 2009
43 Senate Substitute for House Bill No. 2354 from the state general fund in

1 the operating expenditures (including official hospitality) account, the
2 sum of \$2,593,852 is hereby lapsed.

3 (b) During the fiscal year ending June 30, 2010, notwithstanding the
4 provisions of any other statute, in addition to the other purposes for which
5 expenditures may be made from the aviation infrastructure account of
6 the state economic development initiatives fund for fiscal year 2010 by
7 Wichita state university as authorized by 2009 Senate Substitute for
8 House Bill No. 2354 or by this or other appropriation act of the 2009
9 regular session of the legislature, the moneys appropriated in the aviation
10 infrastructure account of the state economic development initiatives fund
11 for fiscal year 2010 may be expended for operating expenditures of the
12 national center for aviation training; *Provided*, That expenditures shall be
13 made to provide a report from the Wichita area technical college on
14 September 1, 2009, to the legislative budget committee regarding the
15 expenditure of these funds to date.

16 Sec. 63.

17 FORT HAYS STATE UNIVERSITY

18 (a) On July 1, 2009, of the \$34,386,996 appropriated for the above
19 agency for the fiscal year ending June 30, 2010, by section 72(a) of 2009
20 Senate Substitute for House Bill No. 2354 from the state general fund in
21 the operating expenditures (including official hospitality) account, the
22 sum of \$1,293,983 is hereby lapsed.

23 (b) On July 1, 2009, of the \$139,257 appropriated for the above agency
24 for the fiscal year ending June 30, 2010, by section 72(a) of 2009 Senate
25 Substitute for House Bill No. 2354 from the state general fund in the
26 master's-level nursing capacity account, the sum of \$5,240 is hereby
27 lapsed.

28 (c) On July 1, 2009, of the \$287,576 appropriated for the above agency
29 for the fiscal year ending June 30, 2010, by section 72(a) of 2009 Senate
30 Substitute for House Bill No. 2354 from the state general fund in the
31 Kansas wetlands education center at Cheyenne bottoms account, the sum
32 of \$10,821 is hereby lapsed.

33 Sec. 64. On July 1, 2009, K.S.A. 2008 Supp. 72-8814 is hereby amended
34 to read as follows: 72-8814. (a) There is hereby established in the state
35 treasury the school district capital outlay state aid fund. Such fund shall
36 consist of all amounts transferred thereto under the provisions of subsec-
37 tion (c).

38 (b) In each school year, each school district which levies a tax pursuant
39 to K.S.A. 72-8801 et seq., and amendments thereto, shall be entitled to
40 receive payment from the school district capital outlay state aid fund in
41 an amount determined by the state board of education as provided in this
42 subsection. The state board of education shall:

43 (1) Determine the amount of the assessed valuation per pupil (AVPP)

1 of each school district in the state and round such amount to the nearest
2 \$1,000. The rounded amount is the AVPP of a school district for the
3 purposes of this section;

4 (2) determine the median AVPP of all school districts;

5 (3) prepare a schedule of dollar amounts using the amount of the me-
6 dian AVPP of all school districts as the point of beginning. The schedule
7 of dollar amounts shall range upward in equal \$1,000 intervals from the
8 point of beginning to and including an amount that is equal to the amount
9 of the AVPP of the school district with the highest AVPP of all school
10 districts and shall range downward in equal \$1,000 intervals from the
11 point of beginning to and including an amount that is equal to the amount
12 of the AVPP of the school district with the lowest AVPP of all school
13 districts;

14 (4) determine a state aid percentage factor for each school district by
15 assigning a state aid computation percentage to the amount of the median
16 AVPP shown on the schedule, decreasing the state aid computation per-
17 centage assigned to the amount of the median AVPP by one percentage
18 point for each \$1,000 interval above the amount of the median AVPP,
19 and increasing the state aid computation percentage assigned to the
20 amount of the median AVPP by one percentage point for each \$1,000
21 interval below the amount of the median AVPP. Except as provided by
22 K.S.A. 2008 Supp. 72-8814b, and amendments thereto, the state aid per-
23 centage factor of a school district is the percentage assigned to the sched-
24 ule amount that is equal to the amount of the AVPP of the school district,
25 except that the state aid percentage factor of a school district shall not
26 exceed 100%. The state aid computation percentage is 25%;

27 (5) determine the amount levied by each school district pursuant to
28 K.S.A. 72-8801 et seq., and amendments thereto;

29 (6) multiply the amount computed under (5), but not to exceed 8 mills,
30 by the applicable state aid percentage factor. The product is the amount
31 of payment the school district is entitled to receive from the school district
32 capital outlay state aid fund in the school year.

33 (c) *Except as otherwise provided in this section*, the state board shall
34 certify to the director of accounts and reports the entitlements of school
35 districts determined under the provisions of subsection (b), and an
36 amount equal thereto shall be transferred by the director from the state
37 general fund to the school district capital outlay state aid fund for distri-
38 bution to school districts. All transfers made in accordance with the pro-
39 visions of this subsection shall be considered to be demand transfers from
40 the state general fund. *No money shall be transferred by the director of*
41 *accounts and reports from the state general fund to the school district*
42 *capital outlay state aid fund during the fiscal year ending June 30, 2010,*
43 *pursuant to this section.*

1 (d) Payments from the school district capital outlay state aid fund shall
2 be distributed to school districts at times determined by the state board
3 of education. The state board of education shall certify to the director of
4 accounts and reports the amount due each school district entitled to pay-
5 ment from the fund, and the director of accounts and reports shall draw
6 a warrant on the state treasurer payable to the treasurer of the school
7 district. Upon receipt of the warrant, the treasurer of the school district
8 shall credit the amount thereof to the capital outlay fund of the school
9 district to be used for the purposes of such fund.

10 (e) Amounts transferred to the capital outlay fund of a school district
11 as authorized by K.S.A. 72-6433, and amendments thereto, shall not be
12 included in the computation when determining the amount of state aid
13 to which a district is entitled to receive under this section.

14 Sec. 65. On July 1, 2009, K.S.A. 2008 Supp. 76-7,107, as amended by
15 section 139 of 2009 Senate Substitute for House Bill No. 2354, is hereby
16 amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon
17 thereafter as sufficient moneys are available, \$7,000,000 shall be trans-
18 ferred by the director of accounts and reports from the state general fund
19 to the infrastructure maintenance fund established by K.S.A. 2008 Supp.
20 76-7,104, and amendments thereto.

21 ~~(2) On July 1, 2009, or as soon thereafter as sufficient moneys are~~
22 ~~available, \$15,000,000~~ *No moneys* shall be transferred by the director of
23 accounts and reports from the state general fund to the infrastructure
24 maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and
25 amendments thereto, *during the fiscal year ending June 30, 2010, pur-*
26 *suant to this section.*

27 ~~(3) No moneys~~ *On July 1, 2010, or as soon thereafter as sufficient*
28 *moneys are available, \$15,000,000* shall be transferred by the director of
29 accounts and reports from the state general fund to the infrastructure
30 maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and
31 amendments thereto, ~~during the fiscal year ending June 30, 2010, pur-~~
32 ~~suant to this section.~~

33 (4) On July 1, 2011, or as soon thereafter as sufficient moneys are
34 available, \$10,000,000 shall be transferred by the director of accounts and
35 reports from the state general fund to the infrastructure maintenance
36 fund established by K.S.A. 2008 Supp. 76-7,104, and amendments
37 thereto.

38 (b) All transfers made in accordance with the provisions of this section
39 shall be considered to be demand transfers from the state general fund.

40 (c) All moneys credited to the infrastructure maintenance fund shall
41 be expended or transferred only for the purpose of paying the cost of
42 projects approved by the state board pursuant to the state educational
43 institution long-term infrastructure maintenance program.

1 Sec. 66. On the effective date of this act, K.S.A. 2008 Supp. 79-34,156,
2 as amended by section 91 of 2009 House Substitute for Substitute for
3 Senate Bill No. 23, is hereby amended to read as follows: 79-34,156. On
4 April 1, 2007, the director of accounts and reports shall transfer \$437,500
5 from the state economic development initiatives fund to the Kansas qual-
6 ified biodiesel fuel producer incentive fund. If sufficient moneys are not
7 available in the state economic development initiatives fund for such
8 transfer on April 1, 2007, then the director of accounts and reports shall
9 transfer on such date the amount available in the state economic devel-
10 opment initiatives fund in accordance with this section and shall transfer
11 on such date, or as soon thereafter as moneys are available therefor, the
12 amount equal to the insufficiency from the state general fund to the
13 Kansas qualified biodiesel fuel producer incentive fund. On July 1, 2007,
14 and quarterly thereafter, the director of accounts and reports shall trans-
15 fer \$875,000 from the state economic development initiatives fund to the
16 Kansas qualified biodiesel fuel producer incentive fund, except: (a) That
17 ~~the amount of moneys transferred on July 1, 2008, October 1, 2008, and~~
18 *January 1, 2009, the director of accounts and reports shall transfer*
19 *\$100,000 from the state economic development initiatives fund to the*
20 *Kansas qualified biodiesel fuel producer incentive fund, and (b) that on*
21 *April 1, 2009, shall not exceed \$849,000 the director of accounts and*
22 *reports shall transfer \$74,000 from the state economic development ini-*
23 *tiatives fund to the Kansas qualified biodiesel fuel producer incentive*
24 *fund.* If sufficient moneys are not available in the state economic devel-
25 opment initiatives fund for such transfer on July 1, 2007, and on the first
26 day of any calendar quarter thereafter, in any such fiscal year, then the
27 director of accounts and reports shall transfer on such date the amount
28 available in the state economic development initiatives fund in accordance
29 with this section and shall transfer on such date, or as soon thereafter as
30 moneys are available therefor, the amount equal to the insufficiency from
31 the state general fund to the Kansas qualified biodiesel fuel producer
32 incentive fund.

33 Sec. 67. On July 1, 2009, K.S.A. 2008 Supp. 79-2979, as amended by
34 section 143 of 2009 Senate Substitute for House Bill No. 2354, is hereby
35 amended to read as follows: 79-2979. (a) There is hereby established in
36 the state treasury the telecommunications and railroad machinery and
37 equipment tax reduction assistance fund which shall be administered by
38 the state treasurer. All expenditures from the telecommunications and
39 railroad machinery and equipment tax reduction assistance fund shall be
40 for the payments to counties for distribution to taxing subdivisions levying
41 ad valorem taxes within the county in accordance with this section.

42 (b) The secretary of revenue shall adopt a policy using the most current
43 information that is available, and that is determined to be practicable by

1 the secretary for this purpose and shall calculate the following:

2 (1) On January 31, 2008, the secretary shall calculate for each county
3 an amount equal to the difference in total ad valorem taxes levied by the
4 county on telecommunications machinery and equipment and railroad
5 machinery and equipment for all taxing subdivisions within the county
6 imposing ad valorem taxes on telecommunications machinery and equip-
7 ment and railroad machinery and equipment for tax year 2005, and the
8 total of such ad valorem taxes levied for tax year 2007 not including any
9 such ad valorem taxes on telecommunications machinery and equipment
10 and railroad machinery and equipment that were abated or exempted
11 prior to July 1, 2006, and which such abatement or exemption expired
12 after July 1, 2006. On or before February 15, 2008, subject to the pro-
13 visions of subsection (c), the state treasurer shall pay to the county trea-
14 surer of each county an amount equal to 90% of such difference for
15 distribution as provided in subsection (d).

16 (2) On January 31, 2009, the secretary shall calculate for each county
17 an amount equal to the difference in total ad valorem taxes levied by the
18 county on telecommunications machinery and equipment and railroad
19 machinery and equipment for all taxing subdivisions within the county
20 imposing ad valorem taxes on telecommunications machinery and equip-
21 ment and railroad machinery and equipment for tax year 2005, and the
22 total of such ad valorem taxes levied for tax year 2008 not including any
23 such ad valorem taxes on telecommunications machinery and equipment
24 and railroad machinery and equipment that were abated or exempted
25 prior to July 1, 2006, and which such abatement or exemption expired
26 after July 1, 2006. On March 2, 2009, and on June 1, 2009, subject to the
27 provisions of subsection (c) and subsection (f), the state treasurer shall
28 pay to the county treasurer of each county an amount equal to 70% of
29 such difference for distribution as provided in subsection (d).

30 (3) On January 31, 2010, the secretary shall calculate for each county
31 an amount equal to the difference in total ad valorem taxes levied by the
32 county on telecommunications machinery and equipment and railroad
33 machinery and equipment for all taxing subdivisions within the county
34 imposing ad valorem taxes on telecommunications machinery and equip-
35 ment and railroad machinery and equipment for tax year 2005, and the
36 total of such ad valorem taxes levied for tax year 2009 not including any
37 such ad valorem taxes on telecommunications machinery and equipment
38 and railroad machinery and equipment that were abated or exempted
39 prior to July 1, 2006, and which such abatement or exemption expired
40 after July 1, 2006. On or before February 15, 2010, subject to the pro-
41 visions of subsection (c), the state treasurer shall pay to the county trea-
42 surer of each county an amount equal to 50% of such difference for
43 distribution as provided in subsection (d).

1 (4) On January 31, 2011, the secretary shall calculate for each county
2 an amount equal to the difference in total ad valorem taxes levied by the
3 county on telecommunications machinery and equipment and railroad
4 machinery and equipment for all taxing subdivisions within the county
5 imposing ad valorem taxes on telecommunications machinery and equip-
6 ment and railroad machinery and equipment for tax year 2005, and the
7 total of such ad valorem taxes levied for tax year 2010 not including any
8 such ad valorem taxes on telecommunications machinery and equipment
9 and railroad machinery and equipment that were abated or exempted
10 prior to July 1, 2006, and which such abatement or exemption expired
11 after July 1, 2006. On or before February 15, 2011, subject to the pro-
12 visions of subsection (c), the state treasurer shall pay to the county trea-
13 surer of each county an amount equal to 30% of such difference for
14 distribution as provided in subsection (d).

15 (5) On January 31, 2012, the secretary shall calculate for each county
16 an amount equal to the difference in total ad valorem taxes levied by the
17 county on telecommunications machinery and equipment and railroad
18 machinery and equipment for all taxing subdivisions within the county
19 imposing ad valorem taxes on telecommunications machinery and equip-
20 ment and railroad machinery and equipment for tax year 2005, and the
21 total of such ad valorem taxes levied for tax year 2011 not including any
22 such ad valorem taxes on telecommunications machinery and equipment
23 and railroad machinery and equipment that were abated or exempted
24 prior to July 1, 2006, and which such abatement or exemption expired
25 after July 1, 2006. On or before February 15, 2012, subject to the pro-
26 visions of subsection (c), the state treasurer shall pay to the county trea-
27 surer of each county an amount equal to 10% of such difference for
28 distribution as provided in subsection (d).

29 (6) There shall be no payments made pursuant to this section after the
30 payments made by the state treasurer on or before February 15, 2012,
31 and the provisions of this section shall expire at such time.

32 (c) If the amount calculated for the difference in subsections (b)(1)
33 through (b)(5) is negative, the amount calculated for such county for such
34 year shall be deemed to be zero and no amount shall be paid to the county
35 treasurer of such county as otherwise provided in subsection (b). Nothing
36 in this section shall be construed to require the county to make any pay-
37 ments to the state in such event that the amount calculated for the dif-
38 ference is negative for the county for such year.

39 (d) (1) On January 31 of each year specified in this section, the secretary
40 of revenue shall certify to the director of accounts and reports the aggre-
41 gate of all amounts determined for counties pursuant to subsection (b).
42 Upon receipt of such certification, the director of accounts and reports
43 shall transfer the amount certified from the state general fund to the

1 telecommunications and railroad machinery and equipment tax reduction
2 assistance fund, except that (A) the aggregate amount of moneys trans-
3 ferred from the state general fund to the telecommunications and railroad
4 machinery and equipment tax reduction assistance fund during the state
5 fiscal year ending June 30, 2009, pursuant to this section shall not exceed
6 the maximum amount determined pursuant to subsection (f), (B) an
7 amount equal to 50% of the maximum amount determined pursuant to
8 subsection (f) shall be transferred from the state general fund to the
9 telecommunications and railroad machinery and equipment tax reduction
10 assistance fund on March 2, 2009, and an amount equal to 50% of the
11 maximum amount determined pursuant to subsection (f) shall be trans-
12 ferred from the state general fund to the telecommunications and railroad
13 machinery and equipment tax reduction assistance fund on June 1, 2009,
14 and (C) no moneys shall be transferred from the state general fund to
15 the ~~business~~ *telecommunications and railroad* machinery and equipment
16 tax reduction assistance fund during the state fiscal year ending June 30,
17 2010, pursuant to this section.

18 (2) The state treasurer shall apportion and distribute the moneys cred-
19 ited to the telecommunications and railroad machinery and equipment
20 tax reduction assistance fund to the county treasurers in accordance with
21 subsection (b). Upon receipt of each such amount, each county treasurer
22 shall apportion such amount among the ad valorem taxing subdivisions
23 imposing ad valorem taxes on telecommunications machinery and equip-
24 ment and railroad machinery and equipment in an amount equal to the
25 difference between the total ad valorem taxes on telecommunications
26 machinery and equipment and railroad machinery and equipment levied
27 by each such ad valorem taxing subdivision for the tax year 2005 and the
28 total ad valorem taxes on telecommunications machinery and equipment
29 and railroad machinery and equipment levied by each such ad valorem
30 taxing subdivision for the tax year of the apportionment, subject to the
31 percentage reduction set forth in subsection (b) for the tax year of the
32 apportionment of such moneys to that county. The county treasurer shall
33 pay such amounts to the taxing subdivisions at the same time or times as
34 their regular operating tax rate mill levy is paid to them.

35 (e) Before January 31 of 2007 through 2013, the secretary of revenue
36 shall make a detailed report of amounts calculated as required pursuant
37 to subsection (b) for each individual county and in aggregate for all the
38 counties for the current year along with any projections for future years,
39 amounts distributed to the counties pursuant to this section, the amount
40 of ad valorem taxes on telecommunications machinery and equipment
41 and railroad machinery and equipment not included in the total of ad
42 valorem taxes for each tax year due to the fact that the tax liability of such
43 machinery and equipment was abated or exempted prior to July 1, 2006,

1 and the abatement or exemption expired after July 1, 2006, for each in-
2 dividual county and in aggregate for all counties and all other relevant
3 information related to the provisions of this section, and shall present
4 such report before such date to the house committee on taxation of the
5 house of representatives and the senate committee on assessment and
6 taxation of the senate for consideration by the legislature in making any
7 appropriate adjustments to the provisions of this section.

8 (f) (1) The maximum amount that may be transferred during the fiscal
9 year ending June 30, 2009, from the state general fund to the telecom-
10 munications and railroad machinery and equipment tax reduction assis-
11 tance fund pursuant to this section shall be equal to (A) the amount equal
12 to 93.5% of the aggregate amount determined under subsection (b)(2)
13 plus the amount equal to 93.5% of the aggregate amount determined
14 under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments
15 thereto, multiplied by (B) the result obtained by dividing the amount
16 equal to 93.5% of the aggregate amount determined under subsection
17 (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate
18 amount determined under subsection (b)(2) plus the amount equal to
19 93.5% of the aggregate amount determined under subsection (b)(2) of
20 K.S.A. 2008 Supp. 79-2978, and amendments thereto.

21 (2) If a maximum amount is imposed under this subsection and the
22 aggregate amount transferred from the state general fund to the telecom-
23 munications and railroad machinery and equipment tax reduction assis-
24 tance fund during state fiscal year 2009 pursuant to this section is re-
25 duced, then the amount allocated to each county by the state treasurer
26 under subsection (b)(2) shall be reduced proportionately with respect to
27 aggregate reduction in the amount of such transfer from the state general
28 fund to the telecommunications and railroad machinery and equipment
29 tax reduction assistance fund during state fiscal year 2009.

30 Sec. 68. On the effective date of this act, section 102 of 2009 Senate
31 Substitute for House Bill No. 2354 and K.S.A. 2008 Supp. 79-34,156, as
32 amended by section 91 of 2009 House Substitute for Substitute for Senate
33 Bill No. 23, are hereby repealed.

34 Sec. 69. On July 1, 2009, K.S.A. 2008 Supp. 72-8814, 76-7,107, as
35 amended by section 139 of 2009 Senate Substitute for House Bill No.
36 2354, and 79-2979, as amended by section 143 of 2009 Senate Substitute
37 for House Bill No. 2354, are hereby repealed.

38 Sec. 70. *Severability.* If any provision or clause of this act or application
39 thereof to any person or circumstances is held invalid, such invalidity shall
40 not affect other provisions or applications of the act which can be given
41 effect without the invalid provision or application, and to this end the
42 provisions of this act are declared to be severable.

43 Sec. 71. *Appeals to exceed position limitations.* (a) The limitations im-

1 posed by this act on the number of full-time and regular part-time posi-
2 tions equated to full-time, excluding seasonal and temporary positions,
3 paid from appropriations for the fiscal years ending June 30, 2009, or
4 ending June 30, 2010, made in chapter 5, chapter 131, chapter 156, chap-
5 ter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008
6 Session Laws of Kansas or in this act or in any other appropriation act of
7 the 2009 regular session of the legislature may be exceeded upon approval
8 of the state finance council.

9 (b) The limitations imposed by this act on the number of full-time and
10 regular part-time positions equated to full-time, excluding seasonal and
11 temporary positions, paid from appropriations for the fiscal year ending
12 June 30, 2011, made in 2009 Senate Substitute for House Bill No. 2354,
13 or in this act or in any other appropriation act of the 2009 regular session
14 of the legislature may be exceeded upon approval of the state finance
15 council.

16 *Sec. 72. Appeals to exceed expenditure limitations.* (a) Upon written
17 application to the governor and approval of the state finance council,
18 expenditures from special revenue funds may exceed the amounts spec-
19 ified in this act.

20 (b) This section shall not apply to the expanded lottery act revenues
21 fund, the state economic development initiatives fund, the children's in-
22 itiative fund, the state water plan fund or the Kansas endowment for
23 youth fund, or to any account of any of such funds.

24 *Sec. 73. Savings.* (a) Any unencumbered balance as of June 30, 2009,
25 in any special revenue fund, or account thereof, of any state agency named
26 in this act which is not otherwise specifically appropriated or limited by
27 2009 Senate Substitute for House Bill No. 2354, or by this or other ap-
28 propriation act of the 2009 regular session of the legislature, is hereby
29 appropriated for the fiscal year ending June 30, 2010, for the same use
30 and purpose as the same was heretofore appropriated.

31 (b) Any unencumbered balance as of June 30, 2010, in any special
32 revenue fund, or account thereof, of any state agency named in section
33 29 of 2009 Senate Substitute for House Bill No. 2354, which is not oth-
34 erwise specifically appropriated or limited for fiscal year 2011 by 2009
35 Senate Substitute for House Bill No. 2354, or by this or other appropri-
36 ation act of the 2009 regular session of the legislature, is hereby appro-
37 priated for fiscal year 2011 for the same use and purpose as the same was
38 heretofore appropriated.

39 (c) This section shall not apply to the expanded lottery act revenues
40 fund, the state economic development initiatives fund, the children's in-
41 itiative fund, the state water plan fund, the Kansas endowment for youth
42 fund, the Kansas educational building fund, the state institutions building
43 fund, or the correctional institutions building fund, or to any account of

1 any of such funds.

2 Sec. 74. During the fiscal year ending June 30, 2010, all moneys which
3 are lawfully credited to and available in any bond special revenue fund,
4 which are not otherwise specifically appropriated or limited by this or
5 other appropriation act of the 2009 regular session of the legislature, are
6 hereby appropriated for the fiscal year ending June 30, 2010, for the state
7 agency for which the bond special revenue fund was established for the
8 purposes authorized by law for expenditures from such bond special rev-
9 enue fund. As used in this section, "bond special revenue fund" means
10 any special revenue fund or account thereof established in the state treas-
11 ury prior to or on or after the effective date of this act for the deposit of
12 the proceeds of bonds issued by the Kansas development finance au-
13 thority, for the payment of debt service for bonds issued by the Kansas
14 development finance authority, or for any related purpose in accordance
15 with applicable bond covenants.

16 Sec. 75. *Federal grants.* (a) During the fiscal year ending June 30, 2010,
17 each federal grant or other federal receipt which is received by a state
18 agency named in this act and which is not otherwise appropriated to that
19 state agency by this or other appropriation act of the 2009 regular session
20 of the legislature, is hereby appropriated for the fiscal year ending June
21 30, 2010, for that state agency for the purpose set forth in such federal
22 grant or receipt, except that no expenditure shall be made from and no
23 obligation shall be incurred against any such federal grant or other federal
24 receipt, which has not been previously appropriated or reappropriated or
25 approved for expenditure by the governor, until the governor has au-
26 thorized the state agency to make expenditures therefrom.

27 (b) During the fiscal year ending June 30, 2011, each federal grant or
28 other federal receipt which is received by a state agency named in section
29 29 of 2009 Senate Substitute for House Bill No. 2354, and which is not
30 otherwise appropriated to that state agency for fiscal year 2011 by this or
31 other appropriation act of the 2009 regular session of the legislature, is
32 hereby appropriated for fiscal year 2011 for that state agency for the
33 purpose set forth in such federal grant or receipt, except that no expend-
34 iture shall be made from and no obligation shall be incurred against any
35 such federal grant or other federal receipt, which has not been previously
36 appropriated or reappropriated or approved for expenditure by the gov-
37 ernor, for fiscal year 2011, until the governor has authorized the state
38 agency to make expenditures from such federal grant or other federal
39 receipt for fiscal year 2011.

40 (c) In addition to the other purposes for which expenditures may be
41 made by any state agency which is named in this act and which is not
42 otherwise authorized by law to apply for and receive federal grants, ex-
43 penditures may be made by such state agency from moneys appropriated

1 for fiscal year 2010 by chapter 5, chapter 131, chapter 156, chapter 159,
2 chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session
3 Laws of Kansas, by 2009 Senate Substitute for House Bill No. 2354, or
4 by this or other appropriation act of the 2009 regular session of the leg-
5 islature to apply for and receive federal grants during fiscal year 2010,
6 which federal grants are hereby authorized to be applied for and received
7 by such state agencies: *Provided*, That no expenditure shall be made from
8 and no obligation shall be incurred against any such federal grant or other
9 federal receipt, which has not been previously appropriated or reapprop-
10 priated or approved for expenditure by the governor, until the governor
11 has authorized the state agency to make expenditures therefrom.

12 Sec. 76. (a) Any correctional institutions building fund appropriation
13 heretofore appropriated to any state agency named in 2009 Senate Sub-
14 stitute for House Bill No. 2354, or in this or other appropriation act of
15 the 2009 regular session of the legislature, and having an unencumbered
16 balance as of June 30, 2009, in excess of \$100 is hereby reappropriated
17 for the fiscal year ending June 30, 2010, for the same uses and purposes
18 as originally appropriated unless specific provision is made for lapsing
19 such appropriation.

20 (b) This section shall not apply to the unencumbered balance in any
21 account of the correctional institutions building fund that was encum-
22 bered for any fiscal year commencing prior to July 1, 2008.

23 Sec. 77. (a) Any Kansas educational building fund appropriation here-
24 tofore appropriated to any institution named in 2009 Senate Substitute
25 for House Bill No. 2354, or in this or other appropriation act of the 2009
26 regular session of the legislature and having an unencumbered balance
27 as of June 30, 2009, in excess of \$100 is hereby reappropriated for the
28 fiscal year ending June 30, 2010, for the same use and purpose as origi-
29 nally appropriated, unless specific provision is made for lapsing such ap-
30 propriation.

31 (b) This section shall not apply to the unencumbered balance in any
32 account of the Kansas educational building fund that was encumbered
33 for any fiscal year commencing prior to July 1, 2008.

34 Sec. 78. (a) Any state institutions building fund appropriation hereto-
35 fore appropriated to any state agency named in 2009 Senate Substitute
36 for House Bill No. 2354, or in this or other appropriation act of the 2009
37 regular session of the legislature and having an unencumbered balance
38 as of June 30, 2009, in excess of \$100 is hereby reappropriated for the
39 fiscal year ending June 30, 2010, for the same use and purpose as origi-
40 nally appropriated, unless specific provision is made for lapsing such ap-
41 propriation.

42 (b) This section shall not apply to the unencumbered balance in any
43 account of the state institutions building fund that was encumbered for

1 any fiscal year commencing prior to July 1, 2008.

2 Sec. 79. Any transfers of money during the fiscal year ending June 30,
3 2010, from any special revenue fund of any state agency named in this
4 act to the audit services fund of the division of post audit under K.S.A.
5 46-1121, and amendments thereto, shall be in addition to any expenditure
6 limitation imposed on any such fund for the fiscal year ending June 30,
7 2010.

8 Sec. 80. This act shall take effect and be in force from and after its
9 publication in the Kansas register.