

HOUSE BILL No. 2093

By Committee on Appropriations

1-27

9 AN ACT making and concerning appropriations for the fiscal years ending
10 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 and acts incidental to the fore-
14 going; amending K.S.A. 2008 Supp. 55-193, 79-2978, 79-2979, 79-
15 3425i, 79-34,156, 79-4801 and 82a-953a and repealing the existing
16 sections.
17

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

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

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

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

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

32 Sec. 2.

ABSTRACTERS' BOARD OF EXAMINERS

33
34 (a) On the effective date of this act, the expenditure limitation estab-
35 lished for the fiscal year ending June 30, 2009, by section 68(a) of chapter
36 167 of the 2007 Session Laws of Kansas on the abstracters' fee fund is
37 hereby decreased from \$21,814 to \$21,160.

38 Sec. 3.

BOARD OF ACCOUNTANCY

39
40 (a) On the effective date of this act, the expenditure limitation estab-
41 lished for the fiscal year ending June 30, 2009, by the state finance council
42 on the board of accountancy fee fund is hereby decreased from \$315,697
43 to \$306,197.

1 Sec. 4.

2 STATE BANK COMMISSIONER

3 (a) On the effective date of this act, the expenditure limitation estab-
4 lished for the fiscal year ending June 30, 2009, by the state finance council
5 on the bank commissioner fee fund is hereby decreased from \$8,389,041
6 to \$8,131,730.

7 Sec. 5.

8 KANSAS BOARD OF BARBERING

9 (a) On the effective date of this act, the expenditure limitation estab-
10 lished for the fiscal year ending June 30, 2009, by the state finance council
11 on the board of barbering fee fund is hereby decreased from \$155,851
12 to \$142,692.

13 Sec. 6.

14 BEHAVIORAL SCIENCES REGULATORY BOARD

15 (a) On the effective date of this act, the expenditure limitation estab-
16 lished for the fiscal year ending June 30, 2009, by the state finance council
17 on the behavioral sciences regulatory board fee fund is hereby decreased
18 from \$625,213 to \$610,371.

19 Sec. 7.

20 STATE BOARD OF HEALING ARTS

21 (a) During the fiscal year ending June 30, 2009, the director of the
22 budget and the director of the legislative research department shall con-
23 sult periodically and review the balance credited to and the estimated
24 receipts to be credited to the healing arts fee fund during the fiscal year
25 2009, and, upon a finding by the director of the budget in consultation
26 with the director of the legislative research department that the total of
27 the unencumbered balance and estimated receipts to be credited to the
28 healing arts fee fund during fiscal year 2009 are insufficient to finance
29 the authorized budgeted expenditures in accordance with the provisions
30 of appropriation acts, the director of the budget shall certify such finding
31 to the director of accounts and reports. Upon receipt of any such certi-
32 fication, the director of accounts and reports shall transfer the amount of
33 money as certified from the state general fund to the healing arts fee fund
34 that is required, in accordance with the certification by the director of
35 the budget under this subsection, to fund the authorized budgeted ex-
36 penditures for fiscal year 2009 in accordance with the provisions of ap-
37 propriation acts, as specified by the director of the budget pursuant to
38 such certification. On or before June 30, 2009, the director of accounts
39 and reports shall transfer from the healing arts fee fund to the state gen-
40 eral fund the amount of money equal to the aggregate of all amounts
41 transferred during fiscal year 2009 pursuant to this section to reimburse
42 the state general fund.

43 (b) On the effective date of this act, the expenditure limitation estab-

1 lished for the fiscal year ending June 30, 2009, by the state finance council
2 on the healing arts fee fund is hereby decreased from \$3,669,562 to
3 \$3,601,944.

4 Sec. 8.

5 KANSAS STATE BOARD OF COSMETOLOGY

6 (a) On the effective date of this act, the expenditure limitation estab-
7 lished for the fiscal year ending June 30, 2009, by the state finance council
8 on the cosmetology fee fund is hereby decreased from \$806,356 to
9 \$782,165.

10 Sec. 9.

11 STATE DEPARTMENT OF CREDIT UNIONS

12 (a) On the effective date of this act, the expenditure limitation estab-
13 lished for the fiscal year ending June 30, 2009, by the state finance council
14 on the credit union fee fund is hereby decreased from \$894,662 to
15 \$867,822.

16 Sec. 10.

17 KANSAS DENTAL BOARD

18 (a) On the effective date of this act, the expenditure limitation estab-
19 lished for the fiscal year ending June 30, 2009, by the state finance council
20 on the dental board fee fund is hereby decreased from \$382,560 to
21 \$380,950.

22 Sec. 11.

23 STATE BOARD OF MORTUARY ARTS

24 (a) On the effective date of this act, the expenditure limitation estab-
25 lished for the fiscal year ending June 30, 2009, by the state finance council
26 on the mortuary arts fee fund is hereby decreased from \$276,605 to
27 \$268,307.

28 Sec. 12.

29 KANSAS BOARD OF EXAMINERS IN FITTING AND
30 DISPENSING OF HEARING INSTRUMENTS

31 (a) On the effective date of this act, the expenditure limitation estab-
32 lished for the fiscal year ending June 30, 2009, by the state finance council
33 on the hearing instrument board fee fund is hereby decreased from
34 \$29,511 to \$28,626.

35 Sec. 13.

36 BOARD OF NURSING

37 (a) On the effective date of this act, the expenditure limitation estab-
38 lished for the fiscal year ending June 30, 2009, by the state finance council
39 on the board of nursing fee fund is hereby decreased from \$1,854,916 to
40 \$1,817,328.

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1 Sec. 14.

2 BOARD OF EXAMINERS IN OPTOMETRY

3 (a) On the effective date of this act, the expenditure limitation estab-
4 lished for the fiscal year ending June 30, 2009, by the state finance council
5 on the optometry fee fund is hereby decreased from \$130,411 to
6 \$126,499.

7 Sec. 15.

8 STATE BOARD OF PHARMACY

9 (a) On the effective date of this act, the expenditure limitation estab-
10 lished for the fiscal year ending June 30, 2009, by the state finance council
11 on the state board of pharmacy fee fund is hereby decreased from
12 \$764,201 to \$694,115.

13 (b) On the effective date of this act, the expenditure limitation estab-
14 lished for the fiscal year ending June 30, 2009, by section 81(a) of chapter
15 167 of the 2007 Session Laws of Kansas on the official hospitality account
16 of the state board of pharmacy fee fund is hereby increased from \$500
17 to \$750.

18 Sec. 16.

19 REAL ESTATE APPRAISAL BOARD

20 (a) On the effective date of this act, the expenditure limitation estab-
21 lished for the fiscal year ending June 30, 2009, by the state finance council
22 on the appraiser fee fund is hereby decreased from \$326,818 to \$316,050.

23 Sec. 17.

24 KANSAS REAL ESTATE COMMISSION

25 (a) On the effective date of this act, the expenditure limitation estab-
26 lished for the fiscal year ending June 30, 2009, by the state finance council
27 on the real estate fee fund is hereby decreased from \$1,103,162 to
28 \$1,007,347.

29 (b) On the effective date of this act, there is appropriated for the above
30 agency from the following special revenue fund or funds for the fiscal
31 year ending June 30, 2009, all moneys now or hereafter lawfully credited
32 to and available in such fund or funds, except that expenditures other
33 than refunds authorized by law shall not exceed the following:

34 Background investigation fee fund No limit
35 *Provided*, That, on and after the effective date of this act during fiscal
36 year 2009, notwithstanding the provisions of K.S.A. 58-3039, and amend-
37 ments thereto, moneys collected for the purpose of reimbursing the Kan-
38 sas real estate commission for the cost of fingerprinting and the criminal
39 history record check shall be deposited in the state treasury and credited
40 to the background investigation fee fund.

41 Sec. 18.

42 OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

43 (a) On the effective date of this act, the expenditure limitation estab-

1 lished for the fiscal year ending June 30, 2009, by the state finance council
2 on the securities act fee fund is hereby decreased from \$2,874,245 to
3 \$2,794,096.

4 Sec. 19.

5 STATE BOARD OF TECHNICAL PROFESSIONS

6 (a) On the effective date of this act, the expenditure limitation estab-
7 lished for the fiscal year ending June 30, 2009, by the state finance council
8 on the technical professions fee fund is hereby decreased from \$576,909
9 to \$559,584.

10 (b) On the effective date of this act, the position limitation established
11 for the fiscal year ending June 30, 2009, by section 88 of chapter 167 of
12 the 2007 Session Laws of Kansas for the state board of technical profes-
13 sions is hereby decreased from 6.00 to 5.00.

14 Sec. 20.

15 STATE BOARD OF VETERINARY EXAMINERS

16 (a) On the effective date of this act, the expenditure limitation estab-
17 lished for the fiscal year ending June 30, 2009, by the state finance council
18 on the veterinary examiners fee fund is hereby decreased from \$268,925
19 to \$260,690.

20 Sec. 21.

21 GOVERNMENTAL ETHICS COMMISSION

22 (a) On the effective date of this act, of the \$511,910 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 87(a)
24 of chapter 167 of the 2007 Session Laws of Kansas from the state general
25 fund in the operating expenditures account, the sum of \$41,696 is hereby
26 lapsed.

27 (b) On the effective date of this act, the expenditure limitation estab-
28 lished for the fiscal year ending June 30, 2009, by the state finance council
29 on the governmental ethics commission fee fund is hereby increased from
30 \$161,092 to \$186,925.

31 Sec. 22.

32 KANSAS HOME INSPECTORS REGISTRATION BOARD

33 (a) There is appropriated for the above agency from the following spe-
34 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
35 moneys now or hereafter lawfully credited to and available in such fund
36 or funds, except that expenditures other than refunds authorized by law
37 shall not exceed the following:

38 Home inspectors registration fee fund..... No limit

39 Sec. 23.

40 LEGISLATIVE COORDINATING COUNCIL

41 (a) On the effective date of this act, of the \$572,467 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section 68(a)
43 of chapter 131 of the 2008 Session Laws of Kansas from the state general

1 fund in the legislative coordinating council — operations account, the
2 sum of \$19,664 is hereby lapsed.

3 (b) On the effective date of this act, of the \$3,528,548 appropriated for
4 the above agency for the fiscal year ending June 30, 2009, by section 68(a)
5 of chapter 131 of the 2008 Session Laws of Kansas from the state general
6 fund in the legislative research department — operations account, the
7 sum of \$79,100 is hereby lapsed.

8 (c) On the effective date of this act, of the \$3,210,602 appropriated for
9 the above agency for the fiscal year ending June 30, 2009, by section 68(a)
10 of chapter 131 of the 2008 Session Laws of Kansas from the state general
11 fund in the office of revisor of statutes — operations account, the sum of
12 \$70,972 is hereby lapsed.

13 Sec. 24.

14 LEGISLATURE

15 (a) On the effective date of this act, of the \$18,525,483 appropriated
16 for the above agency for the fiscal year ending June 30, 2009, by section
17 69(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
18 general fund in the operations (including official hospitality) account, the
19 sum of \$376,895 is hereby lapsed.

20 Sec. 25.

21 DIVISION OF POST AUDIT

22 (a) On the effective date of this act, of the \$2,400,599 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 70(a)
24 of chapter 131 of the 2008 Session Laws of Kansas from the state general
25 fund in the operations (including legislative post audit committee) ac-
26 count, the sum of \$57,500 is hereby lapsed.

27 Sec. 26.

28 STATE FINANCE COUNCIL

29 (a) On the effective date of this act, of the \$38,575,818 appropriated
30 for the above agency for the fiscal year ending June 30, 2009, by section
31 2(a) of chapter 159 of the 2008 Session Laws of Kansas from the state
32 general fund for the purposes of salaries and compensation for state of-
33 ficers and employees, the sum of \$374,599 is hereby lapsed.

34 (b) On the effective date of this act, of the \$229,430 appropriated for
35 the above agency for the fiscal year ending June 30, 2009, by section
36 2(c)(1) of chapter 159 of the 2008 Session Laws of Kansas from the state
37 economic development initiatives fund for the purposes of salaries and
38 compensation for state officers and employees, the sum of \$8,789 is
39 hereby lapsed.

40 (c) On the effective date of this act, of the \$47,029 appropriated for
41 the above agency for the fiscal year ending June 30, 2009, by section
42 2(d)(1) of chapter 159 of the 2008 Session Laws of Kansas from the state
43 water plan fund for the purposes of salaries and compensation for state

1 officers and employees, the sum of \$2,776 is hereby lapsed.

2 Sec. 27.

3 GOVERNOR'S DEPARTMENT

4 (a) On the effective date of this act, of the \$2,558,096 appropriated for
5 the above agency for the fiscal year ending June 30, 2009, by section 71(a)
6 of chapter 131 of the 2008 Session Laws of Kansas from the state general
7 fund in the governor's department account, the sum of \$77,931 is hereby
8 lapsed.

9 (b) On the effective date of this act, of the \$1,625,243 appropriated for
10 the above agency for the fiscal year ending June 30, 2009, by section 71(a)
11 of chapter 131 of the 2008 Session Laws of Kansas from the state general
12 fund in the domestic violence prevention grants account, the sum of
13 \$113,035 is hereby lapsed.

14 (c) On the effective date of this act, of the \$2,525,000 appropriated for
15 the above agency for the fiscal year ending June 30, 2009, by section 71(a)
16 of chapter 131 of the 2008 Session Laws of Kansas from the state general
17 fund in the enhancement outreach account, the sum of \$56,518 is hereby
18 lapsed.

19 (d) There is appropriated for the above agency from the following spe-
20 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
21 moneys now or hereafter lawfully credited to and available in such fund
22 or funds, except that expenditures other than refunds authorized by law
23 shall not exceed the following:

24 Hispanic and Latino American affairs fee fund No limit
25 *Provided*, That the Kansas Hispanic and Latino American affairs com-
26 mission is hereby authorized to fix, charge and collect fees for translation
27 of official documents or materials to or from Spanish: *Provided further*,
28 That such fees shall be fixed to recover all or part of the expenses incurred
29 for translation of official documents or materials to or from Spanish and
30 shall be consistent with policies established in accordance with K.S.A.
31 2008 Supp. 73-2802, and amendments thereto: *And provided further*,
32 That all such fees shall be remitted to the state treasurer in accordance
33 with the provisions of K.S.A. 75-4215, and amendments thereto: *And*
34 *provided further*, That upon receipt of each such remittance, the state
35 treasurer shall deposit the entire amount in the state treasury to the credit
36 of the Hispanic and Latino American affairs fee fund.

37 Sec. 28.

38 LIEUTENANT GOVERNOR

39 (a) On the effective date of this act, of the \$213,795 appropriated for
40 the above agency for the fiscal year ending June 30, 2009, by section 72(a)
41 of chapter 131 of the 2008 Session Laws of Kansas from the state general
42 fund in the operations account, the sum of \$7,631 is hereby lapsed.

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1 on the state treasurer operating fund is hereby decreased from \$1,594,042
2 to \$1,564,173.

3 (b) There is appropriated for the above agency from the following special
4 revenue fund or funds for the fiscal year ending June 30, 2009, all
5 moneys now or hereafter lawfully credited to and available in such fund
6 or funds, except that expenditures other than refunds authorized by law
7 shall not exceed the following:

8 Special qualified industrial manufacturer fund..... No limit

9 *Provided*, That, notwithstanding the provisions of K.S.A. 2008 Supp. 74-
10 50,122, and amendments thereto, or any other statute, the special qual-
11 ified industrial manufacturer fund shall be maintained in the state treas-
12 ury and shall be administered by the state treasurer for the purposes of
13 the qualified industrial manufacturer act: *Provided further*, That on the
14 15th day of each month that commences during fiscal year 2009, the
15 secretary of commerce and the secretary of revenue shall consult and
16 determine the amount of revenue received by the state from withholding
17 taxes paid by each taxpayer that is a qualified industrial manufacturer
18 during the preceding month and then, jointly, shall certify the amount so
19 determined to the director of accounts and reports and, at the same time
20 as such certification is transmitted to the director of accounts and reports,
21 shall transmit a copy of such certification to the director of the budget
22 and the director of legislative research: *And provided further*, That, upon
23 receipt of each such certification, the director of accounts and reports
24 shall transfer the amount certified from the state general fund to the
25 special qualified industrial manufacturer fund established by this subsec-
26 tion: *And provided further*, That, on or before the 10th day of each month
27 commencing during fiscal year 2009, the director of accounts and reports
28 shall transfer from the state general fund to the special qualified industrial
29 manufacturer fund interest earnings based on: (1) The average daily bal-
30 ance of moneys in the special qualified industrial manufacturer fund es-
31 tablished by this subsection for the preceding month; and (2) the net
32 earnings rate of the pooled money investment portfolio for the preceding
33 month: *And provided further*, That the moneys credited to the special
34 qualified industrial manufacturer fund from the withholding taxes paid
35 by a qualified industrial manufacturer shall be paid by the state treasurer
36 to such qualified industrial manufacturer on such dates as are mutually
37 agreed to by the secretary of commerce and the state treasurer, serving
38 as paying agent in accordance with the terms of the agreement entered
39 into pursuant to K.S.A. 2008 Supp. 74-50,122, and amendments thereto,
40 by the secretary of commerce and such qualified industrial manufacturer:
41 *And provided further*, That not more than \$2,000,000 shall be paid from
42 the special qualified industrial manufacturer fund established by this sub-
43 section by the state treasurer to a qualified industrial manufacturer: *And*

1 *provided further*, That the words and phrases used in these provisos to
2 appropriation of moneys in the special qualified industrial manufacturer
3 fund shall have the meanings respectively ascribed thereto by K.S.A. 2008
4 Supp. 74- 50,121, and amendments thereto, unless the context requires
5 otherwise.

6 Cessna bonds fund No limit
7 *Provided*, That on the 15th day of each month that commences during
8 fiscal year 2009, the secretary of revenue shall determine the amount of
9 revenue received by the state during the preceding month from with-
10 holding taxes paid with respect to an eligible project by each taxpayer
11 that is an eligible business for which bonds have been issued under K.S.A.
12 2008 Supp. 74-50,136, and amendments thereto, and shall certify the
13 amount so determined to the director of accounts and reports and, at the
14 same time as such certification is transmitted to the director of accounts
15 and reports, shall transmit a copy of such certification to the director of
16 the budget and the director of legislative research: *Provided further*, That,
17 upon receipt of each such certification, the director of accounts and re-
18 ports shall transfer the amount certified from the state general fund to
19 the cessna bonds fund: *And provided further*, That, on or before the 10th
20 day of each month commencing during fiscal year 2009, the director of
21 accounts and reports shall transfer from the state general fund to the
22 cessna bonds fund interest earnings based on: (1) The average daily bal-
23 ance of moneys in the cessna bonds fund for the preceding month; and
24 (2) the net earnings rate of the pooled money investment portfolio for
25 the preceding month: *And provided further*, That the moneys credited
26 to the cessna bonds fund from the withholding taxes paid by an eligible
27 business and the interest earnings thereon shall be transferred by the
28 state treasurer from the cessna bonds fund to the special economic re-
29 vivalization fund administered by the state treasurer in accordance with
30 K.S.A. 2008 Supp. 74-50,136, and amendments thereto.

31 Sec. 31.

32 HEALTH CARE STABILIZATION FUND BOARD
33 OF GOVERNORS

34 (a) On the effective date of this act, the expenditure limitation estab-
35 lished for the fiscal year ending June 30, 2009, by the state finance council
36 on the health care stabilization fund is hereby decreased from \$1,335,926
37 to \$1,333,033.

38 Sec. 32.

39 JUDICIAL COUNCIL

40 (a) On the effective date of this act, of the \$150,000 appropriated for
41 the above agency for the fiscal year ending June 30, 2009, by section 78(a)
42 of chapter 131 of the 2008 Session Laws of Kansas from the state general
43 fund in the recodification commission account, the sum of \$3,000 is

1 hereby lapsed.

2 Sec. 33.

3 STATE BOARD OF INDIGENTS' DEFENSE SERVICES

4 (a) On the effective date of this act, of the \$11,011,077 appropriated
5 for the above agency for the fiscal year ending June 30, 2009, by section
6 79(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
7 general fund in the operating expenditures account, the sum of \$218,606
8 is hereby lapsed.

9 (b) On the effective date of this act, of the \$9,600,000 appropriated for
10 the above agency for the fiscal year ending June 30, 2009, by section 79(a)
11 of chapter 131 of the 2008 Session Laws of Kansas from the state general
12 fund in the assigned counsel expenditures account, the sum of \$35,000
13 is hereby lapsed.

14 (c) On the effective date of this act, of the \$1,822,764 appropriated for
15 the above agency for the fiscal year ending June 30, 2009, by section 79(a)
16 of chapter 131 of the 2008 Session Laws of Kansas from the state general
17 fund in the capital defense operations account, the sum of \$101,141 is
18 hereby lapsed.

19 (d) On the effective date of this act, of the \$396,514 appropriated for
20 the above agency for the fiscal year ending June 30, 2009, by section 79(a)
21 of chapter 131 of the 2008 Session Laws of Kansas from the state general
22 fund in the legal services for prisoners account, the sum of \$107,930 is
23 hereby lapsed.

24 Sec. 34.

25 KANSAS HUMAN RIGHTS COMMISSION

26 (a) On the effective date of this act, of the \$1,710,065 appropriated for
27 the above agency for the fiscal year ending June 30, 2009, by section 82(a)
28 of chapter 131 of the 2008 Session Laws of Kansas from the state general
29 fund in the operating expenditures account, the sum of \$52,923 is hereby
30 lapsed.

31 (b) On the effective date of this act, the expenditure limitation estab-
32 lished for the above agency for the fiscal year ending June 30, 2009, by
33 section 82(a) of chapter 131 of the 2008 Session Laws of Kansas, on
34 expenditures for official hospitality from the operating expenditures ac-
35 count of the state general fund is hereby increased from \$150 to \$200.

36 Sec. 35.

37 STATE CORPORATION COMMISSION

38 (a) On the effective date of this act, the aggregate expenditure limita-
39 tion established for the fiscal year ending June 30, 2009, by the state
40 finance council on the public service regulation fund, the motor carrier
41 license fees fund, and the conservation fee fund is hereby increased from
42 \$17,001,258 to \$17,007,823.

43 (b) On the effective date of this act, or as soon thereafter as moneys

1 are available, notwithstanding the provisions of any other statute, the di-
 2 rector of accounts and reports shall transfer \$1,000,000 from the KETA
 3 development fund of the state corporation commission to the state gen-
 4 eral fund: *Provided*, That the transfer of such amount shall be in addition
 5 to any other transfer from the KETA development fund to the state gen-
 6 eral fund as prescribed by law: *Provided further*, That the amount trans-
 7 ferred from the KETA development fee fund to the state general fund
 8 pursuant to this subsection is to reimburse the state general fund for
 9 accounting, auditing, budgeting, legal, payroll, personnel and purchasing
 10 services and any other governmental services which are performed on
 11 behalf of the state corporation commission by other state agencies which
 12 receive appropriations from the state general fund to provide such serv-
 13 ices.

14 (c) During the fiscal year ending June 30, 2009, the director of accounts
 15 and reports, upon request of the executive director of the state corpora-
 16 tion commission and the approval of the director of the budget, may
 17 transfer an amount not to exceed \$1,000,000 from the state general fund
 18 to the KETA development fund.

19 Sec. 36.

20 CITIZENS' UTILITY RATEPAYER BOARD

21 (a) On the effective date of this act, the expenditure limitation estab-
 22 lished for the fiscal year ending June 30, 2009, by the state finance council
 23 on the utility regulatory fee fund is hereby decreased from \$803,448 to
 24 \$779,348.

25 Sec. 37.

26 DEPARTMENT OF ADMINISTRATION

27 (a) There is appropriated for the above agency from the state general
 28 fund for the fiscal year ending June 30, 2009, the following:

29 Long-term care ombudsman \$34,173

30 (b) On the effective date of this act, of the amount reappropriated for
 31 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
 32 of chapter 131 of the 2008 Session Laws of Kansas from the state general
 33 fund in the financial management system account, the sum of \$19,755 is
 34 hereby lapsed.

35 (c) On the effective date of this act, of the \$1,129,504 appropriated for
 36 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
 37 of chapter 131 of the 2008 Session Laws of Kansas from the state general
 38 fund in the general administration account, the sum of \$34,333 is hereby
 39 lapsed.

40 (d) On the effective date of this act, of the \$1,385,833 appropriated for
 41 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
 42 of chapter 131 of the 2008 Session Laws of Kansas from the state general
 43 fund in the budget analysis account, the sum of \$42,543 is hereby lapsed.

- 1 (e) On the effective date of this act, of the \$1,954,455 appropriated for
2 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
3 of chapter 131 of the 2008 Session Laws of Kansas from the state general
4 fund in the personnel services account, the sum of \$61,807 is hereby
5 lapsed.
- 6 (f) On the effective date of this act, of the \$512,136 appropriated for
7 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
8 of chapter 131 of the 2008 Session Laws of Kansas from the state general
9 fund in the purchasing account, the sum of \$17,019 is hereby lapsed.
- 10 (g) On the effective date of this act, of the \$68,000 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
12 of chapter 131 of the 2008 Session Laws of Kansas from the state general
13 fund in the facilities management account, the sum of \$2,040 is hereby
14 lapsed.
- 15 (h) On the effective date of this act, of the \$1,977,022 appropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
17 of chapter 131 of the 2008 Session Laws of Kansas from the state general
18 fund in the accounts and reports account, the sum of \$64,509 is hereby
19 lapsed.
- 20 (i) On the effective date of this act, of the \$196,847 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
22 of chapter 131 of the 2008 Session Laws of Kansas from the state general
23 fund in the policy analysis initiatives account, the sum of \$5,905 is hereby
24 lapsed.
- 25 (j) On the effective date of this act, of the \$75,000 appropriated for the
26 above agency for the fiscal year ending June 30, 2009, by section 4(a) of
27 chapter 159 of the 2008 Session Laws of Kansas from the state general
28 fund in the implementation of new pay plans account, the sum of \$2,250
29 is hereby lapsed.
- 30 (k) On the effective date of this act, of the \$2,684,329 appropriated for
31 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
32 of chapter 131 of the 2008 Session Laws of Kansas from the state general
33 fund in the department of administration systems account, the sum of
34 \$80,530 is hereby lapsed.
- 35 (l) On the effective date of this act, of the \$2,249,447 appropriated for
36 the above agency for the fiscal year ending June 30, 2009, by section 85(a)
37 of chapter 131 of the 2008 Session Laws of Kansas from the state general
38 fund in the public broadcasting council grants account, the sum of
39 \$67,476 is hereby lapsed.
- 40 (m) On the effective date of this act, of the \$3,000,000 appropriated
41 for the above agency for the fiscal year ending June 30, 2009, by section
42 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
43 general fund in the capitol complex repair and rehabilitation account, the

1 sum of \$90,000 is hereby lapsed.

2 (n) On the effective date of this act, of the \$200,000 appropriated for
3 the above agency for the fiscal year ending June 30, 2009, by section
4 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
5 general fund in the rehabilitation and repair for state facilities account,
6 the sum of \$6,000 is hereby lapsed.

7 (o) On the effective date of this act, of the \$100,000 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section
9 137(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
10 general fund in the judicial center rehabilitation and repair account, the
11 sum of \$3,000 is hereby lapsed.

12 (p) There is appropriated for the above agency from the state institu-
13 tions building fund for the fiscal year ending June 30, 2009, the following:
14 SIBF — state building insurance \$15,844

15 (q) There is appropriated for the above agency from the correctional
16 institutions building fund for the fiscal year ending June 30, 2009, the
17 following:

18 CIBF — state building insurance \$1,454

19 (r) On the effective date of this act, the \$475,000 appropriated for the
20 above agency for the fiscal year ending June 30, 2009, by section 85(m)
21 of chapter 131 of the 2008 Session Laws of Kansas from the Kansas
22 educational building fund in the EBF — state building insurance account,
23 is hereby lapsed.

24 Sec. 38.

25 STATE COURT OF TAX APPEALS

26 (a) On the effective date of this act, of the \$1,773,780 appropriated for
27 the above agency for the fiscal year ending June 30, 2009, by section 30(a)
28 of chapter 184 of the 2008 Session Laws of Kansas from the state general
29 fund in the operating expenditures account, the sum of \$200,244 is hereby
30 lapsed.

31 (b) On the effective date of this act, the expenditure limitation estab-
32 lished for the fiscal year ending June 30, 2009, by section 30(b) of chapter
33 184 of the 2008 Session Laws of Kansas on the COTA filing fee fund is
34 hereby increased from \$496,234 to \$641,234.

35 Sec. 39.

36 DEPARTMENT OF REVENUE

37 (a) On the effective date of this act, of the \$20,547,871 appropriated
38 for the above agency for the fiscal year ending June 30, 2009, by section
39 87(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
40 general fund in the operating expenditures account, the sum of \$643,170
41 is hereby lapsed.

42 (b) On the effective date of this act, the expenditure limitation estab-
43 lished for the fiscal year ending June 30, 2009, by the state finance council

1 on the division of vehicles operating fund is hereby decreased from
2 \$45,859,624 to \$45,327,045.

3 (c) There is appropriated for the above agency from the following spe-
4 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
5 moneys now or hereafter lawfully credited to and available in such fund
6 or funds, except that expenditures other than refunds authorized by law
7 shall not exceed the following:

8 Division of vehicles modernization fund No limit

9 (d) On the effective date of this act, or as soon thereafter as moneys
10 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 79-
11 34,156, 79-34,157 or 79-34,158, and amendments thereto, or any other
12 statute, the director of accounts and reports shall transfer \$500,000 from
13 the Kansas qualified biodiesel fuel producer incentive fund of the de-
14 partment of revenue to the state general fund: *Provided*, That the transfer
15 of such amount shall be in addition to any other transfer from the Kansas
16 qualified biodiesel fuel producer incentive fund to the state general fund
17 as prescribed by law: *Provided further*, That the amount transferred from
18 the Kansas qualified biodiesel fuel producer incentive fund to the state
19 general fund pursuant to this subsection is to reimburse the state general
20 fund for accounting, auditing, budgeting, legal, payroll, personnel and
21 purchasing services and any other governmental services which are per-
22 formed on behalf of the department of revenue by other state agencies
23 which receive appropriations from the state general fund to provide such
24 services.

25 Sec. 40.

26 KANSAS LOTTERY

27 (a) On the effective date of this act, the amount authorized by section
28 88(b) of chapter 131 of the 2008 Session Laws of Kansas to be transferred
29 from the lottery operating fund to the state gaming revenues fund during
30 the fiscal year ending June 30, 2009, is hereby decreased from
31 \$73,040,000 to \$72,540,000.

32 Sec. 41.

33 KANSAS RACING AND GAMING COMMISSION

34 (a) On the effective date of this act, the position limitation established
35 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131
36 of the 2008 Session Laws of Kansas for the Kansas racing and gaming
37 commission — state racing operations and expanded lottery act regulation
38 division is hereby decreased from 95.50 to 56.00.

39 (b) On the effective date of this act, the expenditure limitation estab-
40 lished for the fiscal year ending June 30, 2009, by the state finance council
41 on the state racing fund of the Kansas racing and gaming commission is
42 hereby decreased from \$2,057,457 to \$729,296.

43 (c) On the effective date of this act, there is appropriated for the above

1 agency from the following special revenue fund or funds for the fiscal
2 year ending June 30, 2009, all moneys now or hereafter lawfully credited
3 to and available in such fund or funds, except that expenditures other
4 than refunds authorized by law shall not exceed the following:

- 5 Gaming machine examination fund..... No limit
- 6 Horse purse fund..... No limit

7 (d) On the effective date of this act, the pooled money investment
8 board is authorized and directed to extend the repayment date and to
9 modify any related provisions of the loan agreement entered into with
10 the Kansas racing and gaming commission pursuant to section 89(h) of
11 chapter 131 of the 2008 Session Laws of Kansas to the effect that the
12 repayment date under such loan agreement is extended from June 30,
13 2009, to June 30, 2010.

14 Sec. 42.

15 DEPARTMENT OF COMMERCE

16 (a) On the effective date of this act, the position limitation established
17 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131
18 of the 2008 Session Laws of Kansas for the department of commerce is
19 hereby decreased from 418.74 to 314.75.

20 (b) On the effective date of this act, of the \$233,078 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section 90(a)
22 of chapter 131 of the 2008 Session Laws of Kansas from the state general
23 fund in the Kansas commission on disability concerns account, the sum
24 of \$4,821 is hereby lapsed.

25 (c) On the effective date of this act, of the \$375,000 appropriated for
26 the above agency for the fiscal year ending June 30, 2009, by section 90(a)
27 of chapter 131 of the 2008 Session Laws of Kansas from the state general
28 fund in the strong military bases program account, the sum of \$7,544 is
29 hereby lapsed.

30 (d) On the effective date of this act, of the \$330,676 appropriated for
31 the above agency for the fiscal year ending June 30, 2009, by section
32 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state
33 economic development initiatives fund in the older Kansans employment
34 program account, the sum of \$28,159 is hereby lapsed.

35 (e) On the effective date of this act, of the \$2,106,471 appropriated for
36 the above agency for the fiscal year ending June 30, 2009, by section
37 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state
38 economic development initiatives fund in the rural opportunity program
39 account, the sum of \$199,546 is hereby lapsed.

40 (f) On the effective date of this act, of the \$15,745,418 appropriated
41 for the above agency for the fiscal year ending June 30, 2009, by section
42 90(b) of chapter 131 of the 2008 Session Laws of Kansas from the state
43 economic development initiatives fund in the operating grant (including

1 official hospitality) account, the sum of \$2,180,858 is hereby lapsed.

2 (g) In addition to the other purposes for which expenditures may be
3 made by the above agency from the Wagner Peyser — federal fund for
4 fiscal year 2009, expenditures may be made by the above agency from
5 the following capital improvement account or accounts of the Wagner
6 Peyser — federal fund during the fiscal year 2009, for the following capital
7 improvement project or projects, subject to the expenditure limitations
8 prescribed therefor:

9 Kansas city workforce building roof replacement \$65,000

10 (h) In addition to the other purposes for which expenditures may be
11 made by the above agency from the reimbursement and recovery fund
12 for fiscal year 2009, expenditures may be made by the above agency from
13 the following capital improvement account or accounts of the reimburse-
14 ment and recovery fund during the fiscal year 2009, for the following
15 capital improvement project or projects, subject to the expenditure lim-
16 itations prescribed therefor:

17 Kansas city workforce building roof replacement \$45,000

18 (i) On the effective date of this act, or as soon thereafter as moneys are
19 available, the director of accounts and reports shall transfer \$81,250 from
20 the Kansas economic opportunity initiatives fund to the state general
21 fund.

22 Sec. 43.

23 KANSAS, INC.

24 (a) On the effective date of this act, the position limitation established
25 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131
26 of the 2008 Session Laws of Kansas for Kansas, Inc. is hereby decreased
27 from 4.50 to 4.00.

28 (b) On the effective date of this act, of the \$409,976 appropriated for
29 the above agency for the fiscal year ending June 30, 2009, by section 91(a)
30 of chapter 131 of the 2008 Session Laws of Kansas from the state eco-
31 nomic development initiatives fund in the operations (including official
32 hospitality) account, the sum of \$115,098 is hereby lapsed.

33 Sec. 44.

34 KANSAS TECHNOLOGY ENTERPRISE CORPORATION

35 (a) On the effective date of this act, of the \$12,506,811 appropriated
36 for the above agency for the fiscal year ending June 30, 2009, by section
37 92(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
38 economic development initiatives fund in the operations, assistance and
39 grants (including official hospitality) account, the sum of \$2,108,018 is
40 hereby lapsed.

41 Sec. 45.

42 DEPARTMENT OF LABOR

43 (a) On the effective date of this act, of the \$569,266 appropriated for

1 the above agency for the fiscal year ending June 30, 2009, by section 93(a)
2 of chapter 131 of the 2008 Session Laws of Kansas from the state general
3 fund in the operating expenditures account, the sum of \$32,768 is hereby
4 lapsed.

5 Sec. 46.

6 KANSAS COMMISSION ON VETERANS AFFAIRS

7 (a) On the effective date of this act, of the \$445,194 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
9 of chapter 131 of the 2008 Session Laws of Kansas from the state general
10 fund in the operating expenditures — administration account, the sum of
11 \$15,848 is hereby lapsed.

12 (b) On the effective date of this act, of the \$1,154,764 appropriated for
13 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
14 of chapter 131 of the 2008 Session Laws of Kansas from the state general
15 fund in the operating expenditures — veteran services account, the sum
16 of \$36,727 is hereby lapsed.

17 (c) On the effective date of this act, of the \$2,546,207 appropriated for
18 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
19 of chapter 131 of the 2008 Session Laws of Kansas from the state general
20 fund in the operating expenditures — Kansas soldiers' home account, the
21 sum of \$80,012 is hereby lapsed.

22 (d) On the effective date of this act, of the \$2,952,488 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
24 of chapter 131 of the 2008 Session Laws of Kansas from the state general
25 fund in the operating expenditures — Kansas veterans' home account,
26 the sum of \$96,170 is hereby lapsed.

27 (e) On the effective date of this act, the \$4,000 appropriated for the
28 above agency for the fiscal year ending June 30, 2009, by section 94(a) of
29 chapter 131 of the 2008 Session Laws of Kansas from the state general
30 fund in the operating expenditures — Persian Gulf War veterans health
31 initiatives account, is hereby lapsed.

32 (f) On the effective date of this act, of the amount reappropriated for
33 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
34 of chapter 131 of the 2008 Session Laws of Kansas from the state general
35 fund in the operating expenditures — Persian Gulf War veterans health
36 initiatives account, the sum of \$3,884 is hereby lapsed.

37 (g) On the effective date of this act, of the \$544,778 appropriated for
38 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
39 of chapter 131 of the 2008 Session Laws of Kansas from the state general
40 fund in the operations — state veterans cemeteries account, the sum of
41 \$17,690 is hereby lapsed.

42 (h) On the effective date of this act, of the \$457,465 appropriated for
43 the above agency for the fiscal year ending June 30, 2009, by section 94(a)

1 of chapter 131 of the 2008 Session Laws of Kansas from the state general
2 fund in the additional operating expenditures — veterans homes and
3 cemeteries account, the sum of \$13,995 is hereby lapsed.

4 (i) On the effective date of this act, of the \$550,875 appropriated for
5 the above agency for the fiscal year ending June 30, 2009, by section 94(a)
6 of chapter 131 of the 2008 Session Laws of Kansas from the state general
7 fund in the veterans claim assistance program — service grants account,
8 the sum of \$16,527 is hereby lapsed.

9 (j) On the effective date of this act, the position limitation established
10 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131
11 of the 2008 Session Laws of Kansas for the Kansas commission on vet-
12 erans affairs is hereby decreased from 536.75 to 522.00.

13 (k) There is appropriated for the above agency from the following spe-
14 cial revenue fund or funds for the fiscal year ending June 30, 2009, all
15 moneys now or hereafter lawfully credited to and available in such fund
16 or funds, except that expenditures other than refunds authorized by law
17 shall not exceed the following:

18 Soldiers home medicare fund..... No limit
19 Sec. 47.

20 DEPARTMENT OF HEALTH AND ENVIRONMENT—
21 DIVISION OF HEALTH

22 (a) On the effective date of this act, of the \$4,387,916 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
24 of chapter 131 of the 2008 Session Laws of Kansas from the state general
25 fund in the operating expenditures (including official hospitality) account,
26 the sum of \$229,728 is hereby lapsed.

27 (b) On the effective date of this act, of the \$4,588,103 appropriated for
28 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
29 of chapter 131 of the 2008 Session Laws of Kansas from the state general
30 fund in the operating expenditures (including official hospitality) —
31 health account, the sum of \$87,209 is hereby lapsed.

32 (c) On the effective date of this act, of the \$5,051,807 appropriated for
33 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
34 of chapter 131 of the 2008 Session Laws of Kansas from the state general
35 fund in the aid to local units account, the sum of \$22,425 is hereby lapsed.

36 (d) On the effective date of this act, of the \$537,660 appropriated for
37 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
38 of chapter 131 of the 2008 Session Laws of Kansas from the state general
39 fund in the teen pregnancy prevention activities account, the sum of
40 \$1,873 is hereby lapsed.

41 (e) On the effective date of this act, of the \$869,598 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
43 of chapter 131 of the 2008 Session Laws of Kansas from the state general

1 fund in the vaccine purchases account, the sum of \$801 is hereby lapsed.

2 (f) On the effective date of this act, of the \$400,000 appropriated for
3 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
4 of chapter 131 of the 2008 Session Laws of Kansas from the state general
5 fund in the pregnancy maintenance initiative account, the sum of
6 \$100,000 is hereby lapsed.

7 (g) On the effective date of this act, of the \$550,000 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
9 of chapter 131 of the 2008 Session Laws of Kansas from the state general
10 fund in the immunization programs account, the sum of \$44,129 is hereby
11 lapsed.

12 (h) On the effective date of this act, of the \$350,000 appropriated for
13 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
14 of chapter 131 of the 2008 Session Laws of Kansas from the state general
15 fund in the youth mentoring program account, the sum of \$36,495 is
16 hereby lapsed.

17 (i) On the effective date of this act, of the \$3,771,305 appropriated for
18 the above agency for the fiscal year ending June 30, 2009, by section 95(a)
19 of chapter 131 of the 2008 Session Laws of Kansas from the state general
20 fund in the infant and toddler program account, the sum of \$85,809 is
21 hereby lapsed.

22 (j) On the effective date of this act, of the \$2,500,000 appropriated for
23 the above agency for the fiscal year ending June 30, 2009, by section 7(a)
24 of chapter 184 of the 2008 Session Laws of Kansas from the state general
25 fund in the aid to local units — primary health projects account, the sum
26 of \$338,957 is hereby lapsed.

27 (k) There is appropriated for the above agency from the following special
28 revenue fund or funds for the fiscal year ending June 30, 2009, all
29 moneys now or hereafter lawfully credited to and available in such fund
30 or funds, except that expenditures other than refunds authorized by law
31 shall not exceed the following:

32 Real ID — federal fund \$25,000

33 (l) On the effective data of this act, of the \$250,000 appropriated for
34 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
35 chapter 131 of the 2008 Session Laws of Kansas from the children’s ini-
36 tiatives fund in the healthy start account, the sum of \$16,388 is hereby
37 lapsed.

38 (m) On the effective data of this act, of the \$1,200,000 appropriated
39 for the above agency for fiscal year ending June 30, 2009, by section 95(c)
40 of chapter 131 of the 2008 Session Laws of Kansas from the children’s
41 initiatives fund in the infants and toddlers program account, the sum of
42 \$373,635 is hereby lapsed.

43 (n) On the effective data of this act, of the \$1,000,000 appropriated for

1 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
2 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
3 tiatives fund in the smoking prevention account, the sum of \$65,550 is
4 hereby lapsed.

5 (o) On the effective data of this act, of the \$208,000 appropriated for
6 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
7 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
8 tiatives fund in the PKU/hemophilia account, the sum of \$13,634 is
9 hereby lapsed.

10 (p) On the effective data of this act, of the \$50,000 appropriated for
11 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
12 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
13 tiatives fund in the newborn hearing aid loaner program account, the sum
14 of \$3,278 is hereby lapsed.

15 (q) On the effective data of this act, of the \$75,000 appropriated for
16 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
17 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
18 tiatives fund in the SIDS network grant account, the sum of \$4,916 is
19 hereby lapsed.

20 (r) On the effective data of this act, of the \$321,654 appropriated for
21 the above agency for fiscal year ending June 30, 2009, by section 95(c) of
22 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
23 tiatives fund in the newborn screening account, the sum of \$145,623 is
24 hereby lapsed.

25 Sec. 48.

26 DEPARTMENT OF HEALTH AND ENVIRONMENT—
27 DIVISION OF ENVIRONMENT

28 (a) On the effective date of this act, of the \$4,924,193 appropriated for
29 the above agency for the fiscal year ending June 30, 2009, by section 96(a)
30 of chapter 131 of the 2008 Session Laws of Kansas from the state general
31 fund in the operating expenditures (including official hospitality) account,
32 the sum of \$104,000 is hereby lapsed.

33 (b) On the effective date of this act, of the \$3,962,899 appropriated for
34 the above agency for the fiscal year ending June 30, 2009, by section 96(a)
35 of chapter 131 of the 2008 Session Laws of Kansas from the state general
36 fund in the operating expenditures (including official hospitality) — lab-
37 oratories account, the sum of \$81,972 is hereby lapsed.

38 (c) On the effective date of this act, of the \$274,827 appropriated for
39 the above agency for the fiscal year ending June 30, 2009, by section 96(a)
40 of chapter 131 of the 2008 Session Laws of Kansas from the state general
41 fund in the use attainability analyses account, the sum of \$5,600 is hereby
42 lapsed.

43 (d) On the effective date of this act, any unencumbered balance in the

1 following account of the state general fund is hereby lapsed: Treece buy-
2 out.

3 (e) On the effective date of this act, of the \$976,151 appropriated for
4 the above agency for the fiscal year ending June 30, 2009, by section 96(c)
5 of chapter 131 of the 2008 Session Laws of Kansas from the state water
6 plan fund in the contamination remediation account, the sum of \$17,633
7 is hereby lapsed.

8 (f) On the effective date of this act, of the \$299,880 appropriated for
9 the above agency for the fiscal year ending June 30, 2009, by section 96(c)
10 of chapter 131 of the 2008 Session Laws of Kansas from the state water
11 plan fund in the TMDL initiatives and use attainability analysis account,
12 the sum of \$5,436 is hereby lapsed.

13 (g) On the effective date of this act, of the \$800,000 appropriated for
14 the above agency for the fiscal year ending June 30, 2009, by section 96(c)
15 of chapter 131 of the 2008 Session Laws of Kansas from the state water
16 plan fund in the watershed restoration and protection plan account, the
17 sum of \$20,611 is hereby lapsed.

18 (h) On the effective date of this act, of the \$1,502,735 appropriated for
19 the above agency for the fiscal year ending June 30, 2009, by section 96(c)
20 of chapter 131 of the 2008 Session Laws of Kansas from the state water
21 plan fund in the local environmental protection program account, the sum
22 of \$27,051 is hereby lapsed.

23 (i) On the effective date of this act, of the amount reappropriated for
24 the above agency for the fiscal year ending June 30, 2009, by section 96(a)
25 of chapter 131 of the 2008 Session Laws of Kansas from the state general
26 fund in the newborn screening account, the sum of \$3,251 is hereby
27 lapsed.

28 Sec. 49.

29 DEPARTMENT ON AGING

30 (a) On the effective date of this act, of the \$946,781 appropriated for
31 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
32 of chapter 131 of the 2008 Session Laws of Kansas from the state general
33 fund in the administration account, the sum of \$6,450 is hereby lapsed.

34 (b) On the effective date of this act, of the \$148,204 appropriated for
35 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
36 of chapter 131 of the 2008 Session Laws of Kansas from the state general
37 fund in the administration — assessments account, the sum of \$2,962 is
38 hereby lapsed.

39 (c) On the effective date of this act, of the \$287,870 appropriated for
40 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
41 of chapter 131 of the 2008 Session Laws of Kansas from the state general
42 fund in the administration — assessments — Level I care account, the
43 sum of \$5,423 is hereby lapsed.

- 1 (d) On the effective date of this act, of the \$1,643,427 appropriated for
2 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
3 of chapter 131 of the 2008 Session Laws of Kansas from the state general
4 fund in the administration — medicaid account, the sum of \$10,198 is
5 hereby lapsed.
- 6 (e) On the effective date of this act, of the \$3,410,000 appropriated for
7 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
8 of chapter 131 of the 2008 Session Laws of Kansas from the state general
9 fund in the senior care act account, the sum of \$615,562 is hereby lapsed.
- 10 (f) On the effective date of this act, of the \$3,569,403 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
12 of chapter 131 of the 2008 Session Laws of Kansas from the state general
13 fund in the program grants — nutrition — state match account, the sum
14 of \$46,122 is hereby lapsed.
- 15 (g) On the effective date of this act, of the \$2,612,627 appropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
17 of chapter 131 of the 2008 Session Laws of Kansas from the state general
18 fund in the LTC — medicaid assistance — TCM/FE account, the sum
19 of \$736,306 is hereby lapsed.
- 20 (h) On the effective date of this act, of the \$2,818,146 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
22 of chapter 131 of the 2008 Session Laws of Kansas from the state general
23 fund in the LTC — medicaid assistance — PACE account, the sum of
24 \$2,716,085 is hereby lapsed.
- 25 (i) On the effective date of this act, of the \$1,035,440 appropriated for
26 the above agency for the fiscal year ending June 30, 2009, by section 97(a)
27 of chapter 131 of the 2008 Session Laws of Kansas from the state general
28 fund in the nursing facilities regulation — title XIX account, the sum of
29 \$4,968 is hereby lapsed.
- 30 (j) On the effective date of this act, or as soon thereafter as moneys are
31 available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-4265,
32 and amendments thereto, or any other statute, the director of accounts
33 and reports shall transfer \$600,000 from the long-term care loan and grant
34 fund-loans of the department on aging to the state general fund: *Provided*,
35 That the transfer of such amount shall be in addition to any other transfer
36 from the long-term care loan and grant fund-loans to the state general
37 fund as prescribed by law: *Provided further*, That the amount transferred
38 from the long-term care loan and grant fund-loans to the state general
39 fund pursuant to this subsection is to reimburse the state general fund
40 for accounting, auditing, budgeting, legal, payroll, personnel and pur-
41 chasing services and any other governmental services which are per-
42 formed on behalf of the department on aging by other state agencies
43 which receive appropriations from the state general fund to provide such

1 services.

2 (k) On the effective date of this act, or as soon thereafter as moneys
3 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-
4 4265, and amendments thereto, or any other statute, the director of ac-
5 counts and reports shall transfer \$205,000 from the long-term care loan
6 and grant fund-grants of the department on aging to the state general
7 fund: *Provided*, That the transfer of such amount shall be in addition to
8 any other transfer from the long-term care loan and grant fund- grants
9 to the state general fund as prescribed by law: *Provided further*, That the
10 amount transferred from the long-term care loan and grant fund-grants
11 to the state general fund pursuant to this subsection is to reimburse the
12 state general fund for accounting, auditing, budgeting, legal, payroll, per-
13 sonnel and purchasing services and any other governmental services
14 which are performed on behalf of the department on aging by other state
15 agencies which receive appropriations from the state general fund to pro-
16 vide such services.

17 Sec. 50.

18 KANSAS HEALTH POLICY AUTHORITY

19 (a) On the effective date of this act, of the \$22,814,018 appropriated
20 for the above agency for the fiscal year ending June 30, 2009, by section
21 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
22 general fund in the operating expenditures account, the sum of
23 \$2,162,595 is hereby lapsed.

24 (b) On the effective date of this act, the \$400,000 appropriated for the
25 above agency for the fiscal year ending June 30, 2009, by section 98(a) of
26 chapter 131 of the 2008 Session Laws of Kansas from the state general
27 fund in the generic drug program account, is hereby lapsed.

28 (c) On the effective date of this act, of the \$18,551,261 appropriated
29 for the above agency for the fiscal year ending June 30, 2009, by section
30 98(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
31 general fund in the children’s health insurance program account, the sum
32 of \$2,513,551 is hereby lapsed.

33 (d) On the effective date of this act, of the \$14,037,000 appropriated
34 for the above agency for the fiscal year ending June 30, 2009, by section
35 41(a) of chapter 184 of the 2008 Session Laws of Kansas from the state
36 general fund in the other medical assistance account, the sum of \$797,907
37 is hereby lapsed.

38 (e) There is appropriated for the above agency from the state general
39 fund for the fiscal year ending June 30, 2009, the following:

40 Independence in employment..... \$538,000

41 (f) On the effective date of this act, of the \$500,000 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section 98(c)
43 of chapter 131 of the 2008 Session Laws of Kansas from the children’s

1 initiatives fund in the immunization outreach account, the sum of
2 \$254,899 is hereby lapsed.

3 (g) On the effective date of this act, the expenditure limitation estab-
4 lished for the fiscal year ending June 30, 2009, by section 98(b) of chapter
5 131 of the 2008 Session Laws of Kansas on the salaries and wages and
6 other operating expenditures account of the state workers compensation
7 self- insurance fund is hereby decreased from \$3,788,047 to \$3,514,525.

8 (h) On the effective date of this act, the expenditure limitation estab-
9 lished for the fiscal year ending June 30, 2009, by section 98(b) of chapter
10 131 of the 2008 Session Laws of Kansas on the salaries and wages and
11 other operating expenditures account of the non-state employer group
12 benefit fund is hereby decreased from \$186,130 to \$167,885.

13 (i) On the effective date of this act, the expenditure limitation estab-
14 lished for the fiscal year ending June 30, 2009, by section 98(b) of chapter
15 131 of the 2008 Session Laws of Kansas on the salaries and wages and
16 other operating expenditures account of the cafeteria benefits fund is
17 hereby decreased from \$2,244,540 to \$2,071,005.

18 (j) On the effective date of this act, the expenditure limitation estab-
19 lished for the fiscal year ending June 30, 2009, by section 98(b) of chapter
20 131 of the 2008 Session Laws of Kansas on the salaries and wages and
21 other operating expenditures account of the dependent care assistance
22 program fund is hereby decreased from \$56,773 to \$50,892.

23 (k) On the effective data of this act, of the \$3,000,000 appropriated for
24 the above agency for fiscal year ending June 30, 2009, by section 98(c) of
25 chapter 131 of the 2008 Session Laws of Kansas from the children’s ini-
26 tiatives fund in the other medical assistance account, the sum of \$196,650
27 is hereby lapsed.

28 (l) On the effective data of this act, of the \$2,000,000 appropriated for
29 the above agency for fiscal year ending June 30, 2009, by section 98(c) of
30 chapter 131 of the 2008 Session Laws of Kansas from the children’s ini-
31 tiatives fund in the HealthWave account, the sum of \$131,100 is hereby
32 lapsed.

33 Sec. 51.

34 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

35 (a) On the effective date of this act, of the \$7,000,000 appropriated for
36 the above agency for the fiscal year ending June 30, 2009, by section 99(a)
37 of chapter 131 of the 2008 Session Laws of Kansas from the state general
38 fund in the community mental health centers supplemental funding ac-
39 count, the sum of \$1,800,000 is hereby lapsed.

40 (b) There is appropriated for the above agency from the state general
41 fund for the fiscal year ending June 30, 2009, the following:

42 Community based services..... \$4,538,435

43 (c) On the effective date of this act, of the \$3,208,938 appropriated for

1 the above agency for the fiscal year ending June 30, 2009, by section 99(c)
2 of chapter 131 of the 2008 Session Laws of Kansas from the children's
3 initiatives fund in the community services for child welfare account, the
4 sum of \$277,630 is hereby lapsed.

5 (d) There is appropriated for the above agency from the children's
6 initiatives fund for the fiscal year ending June 30, 2009, the following:

7 Family preservation \$72,004

8 (e) On the effective date of this act, of the \$541,802 appropriated for
9 the above agency for fiscal year ending June 30, 2009, by section 99 (c)
10 of chapter 131 of the 2008 Session Laws of Kansas from the children's
11 initiatives fund in the children's cabinet accountability fund account, the
12 sum of \$35,515 is hereby lapsed.

13 (f) On the effective date of this act, of the \$3,800,000 appropriated for
14 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
15 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
16 tiatives fund in the children's mental health waiver account, the sum of
17 \$249,090 is hereby lapsed.

18 (g) On the effective date of this act, of the \$5,000,000 appropriated for
19 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
20 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
21 tiatives fund in the family centered system of care account, the sum of
22 \$327,750 is hereby lapsed.

23 (h) On the effective date of this act, of the \$1,400,000 appropriated for
24 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
25 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
26 tiatives fund in the child care account, the sum of \$91,770 is hereby
27 lapsed.

28 (i) On the effective date of this act, of the \$3,208,938 appropriated for
29 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
30 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
31 tiatives fund in the community services for child welfare account, the sum
32 of \$205,626 is hereby lapsed.

33 (j) On the effective date of this act, of the \$8,443,279 appropriated for
34 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
35 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
36 tiatives fund in the children's cabinet early childhood discretionary grant
37 program account, the sum of \$553,457 is hereby lapsed.

38 (k) On the effective date of this act, of the \$3,241,062 appropriated for
39 the above agency for fiscal year ending June 30, 2009, by section 99(c) of
40 chapter 131 of the 2008 Session Laws of Kansas from the children's ini-
41 tiatives fund in the family preservation account, the sum of \$217,171 is
42 hereby lapsed.

43 (l) On the effective date of this act, of the \$1,600,000 appropriated for

1 the above agency for fiscal year ending June 30, 2009, by section 99 (c)
2 of chapter 131 of the 2008 Session Laws of Kansas from the children's
3 initiatives fund in the early headstart account, the sum of \$226,330 is
4 hereby lapsed.

5 (m) On the effective date of this act, of the \$500,000 appropriated for
6 the above agency for fiscal year ending June 30, 2009, by section 99 (c)
7 of chapter 131 of the 2008 Session Laws of Kansas from the children's
8 initiatives fund in the quality initiative infants and toddlers account, the
9 sum of \$32,775 is hereby lapsed.

10 (n) On the effective date of this act, of the \$11,100,000 appropriated
11 for the above agency for fiscal year ending June 30, 2009, by section 39
12 (e) of chapter 184 of the 2008 Session Laws of Kansas from the children's
13 initiatives fund in the early childhood block grant account, the sum of
14 \$727,605 is hereby lapsed.

15 (o) On the effective date of this act, the expenditure limitation estab-
16 lished for the fiscal year ending June 30, 2009, by the state finance council
17 on the social welfare fund is hereby increased from \$20,681,682 to
18 \$26,203,099.

19 (p) On the effective date of this act, of the \$3,907,100 appropriated for
20 the above agency for the fiscal year ending June 30, 2009, by section
21 140(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
22 institutions building fund in the debt service — new state security hospital
23 account, the sum of \$339,403 is hereby lapsed.

24 (q) On the effective date of this act, of the \$2,585,000 appropriated for
25 the above agency for the fiscal year ending June 30, 2009, by section
26 140(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
27 institutions building fund in the debt service — state hospitals rehabili-
28 tation and repair account, the sum of \$193,064 is hereby lapsed.

29 (r) There is appropriated for the above agency from the state general
30 fund for the fiscal year ending June 30, 2009, the following:

31 Larned state hospital — sexual predator treatment
32 program \$323,928

33 (s) On the effective date of this act, the expenditure limitation estab-
34 lished for the fiscal year ending June 30, 2009, by section 99(b) of chapter
35 131 of the 2008 Session Laws of Kansas on the Larned state hospital fee
36 fund is hereby increased from \$3,465,843 to \$3,887,929.

37 (t) On the effective date of this act, or as soon thereafter as moneys
38 are available, notwithstanding the provisions of K.S.A. 76-1201c, and
39 amendments thereto, or any other statute, the director of accounts and
40 reports shall transfer \$541,202 from the Osawatomie state hospital fee
41 fund of the department of social and rehabilitation services to the state
42 general fund: *Provided*, That the transfer of such amount shall be in
43 addition to any other transfer from the Osawatomie state hospital fee fund

1 to the state general fund as prescribed by law: *Provided further*, That the
2 amount transferred from the Osawatomie state hospital fee fund to the
3 state general fund pursuant to this subsection is to reimburse the state
4 general fund for accounting, auditing, budgeting, legal, payroll, personnel
5 and purchasing services and any other governmental services which are
6 performed on behalf of the department of social and rehabilitation serv-
7 ices by other state agencies which receive appropriations from the state
8 general fund to provide such services.

9 (u) On the effective date of this act, the expenditure limitation estab-
10 lished for the fiscal year ending June 30, 2009, by the state finance council
11 on the Osawatomie state hospital fee fund is hereby increased from
12 \$4,843,177 to \$5,212,495.

13 (v) On the effective date of this act, the expenditure limitation estab-
14 lished for the fiscal year ending June 30, 2009, by the state finance council
15 on the Rainbow mental health facility fee fund is hereby increased from
16 \$1,005,558 to \$1,059,523.

17 (w) On the effective date of this act, of the \$28,783,932 appropriated
18 for the above agency for the fiscal year ending June 30, 2009, by section
19 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
20 general fund in the Larned state hospital — operating expenditures ac-
21 count, the sum of \$422,086 is hereby lapsed.

22 (x) On the effective date of this act, of the \$16,629,385 appropriated
23 for the above agency for the fiscal year ending June 30, 2009, by section
24 99(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
25 general fund in the Osawatomie state hospital — operating expenditures
26 account, the sum of \$1,638,118 is hereby lapsed.

27 (y) On the effective date of this act, of the \$5,107,986 appropriated for
28 the above agency for the fiscal year ending June 30, 2009, by section 99(a)
29 of chapter 131 of the 2008 Session Laws of Kansas from the state general
30 fund in the Rainbow mental health facility — operating expenditures
31 account, the sum of \$53,965 is hereby lapsed.

32 (z) On the effective date of this act, or as soon thereafter as moneys
33 are available, notwithstanding the provisions of K.S.A. 2008 Supp. 79-
34 4805, and amendments thereto, or any other statute, the director of ac-
35 counts and reports shall transfer \$5,200 from the problem gambling and
36 addiction grant fund to the state general fund.

37 Sec. 52.

38 KANSAS GUARDIANSHIP PROGRAM

39 (a) On the effective date of this act, of the \$1,297,557 appropriated for
40 the above agency for the fiscal year ending June 30, 2009, by section
41 100(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
42 general fund in the Kansas guardianship program account, the sum of
43 \$101,169 is hereby lapsed.

1 Sec. 53.

2 DEPARTMENT OF EDUCATION

3 (a) There is appropriated for the above agency from the state general
4 fund for the fiscal year ending June 30, 2009, the following:

5	General state aid	\$13,901,758
6	Special education services aid.....	\$4,464,038

7 (b) On the effective date of this act, of the \$7,934,825 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section
9 101(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
10 general fund in the school district juvenile detention facilities and Flint
11 Hills job corps center grants account, the sum of \$1,249,370 is hereby
12 lapsed.

13 (c) On the effective date of this act, of the \$292,891,000 appropriated
14 for the above agency for the fiscal year ending June 30, 2009, by section
15 30(a) of chapter 197 of the 2006 Session Laws of Kansas from the state
16 general fund in the supplemental general state aid account, the sum of
17 \$8,530,369 is hereby lapsed.

18 (d) On the effective date of this act, of the \$200,000 appropriated for
19 the above agency for the fiscal year ending June 30, 2009, by section
20 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-
21 dren’s initiatives fund in the grant to the Kansas optometric association
22 for vision study account, the sum of \$106,555 is hereby lapsed.

23 (e) On the effective date of this act, of the \$5,000,000 appropriated for
24 the above agency for the fiscal year ending June 30, 2009, by section
25 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-
26 dren’s initiatives fund in the pre-K pilot account, the sum of \$327,750 is
27 hereby lapsed.

28 (f) On the effective date of this act, of the \$100,000 appropriated for
29 the above agency for the fiscal year ending June 30, 2009, by section
30 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-
31 dren’s initiatives fund in the general state aid account, the sum of \$6,555
32 is hereby lapsed.

33 (g) On the effective date of this act, of the \$7,539,500 appropriated for
34 the above agency for the fiscal year ending June 30, 2009, by section
35 101(c) of chapter 131 of the 2008 Session Laws of Kansas from the chil-
36 dren’s initiatives fund in the parent education program account, the sum
37 of \$494,214 is hereby lapsed.

38 (h) On the effective date of this act, of the \$420,120 appropriated for
39 the above agency for the fiscal year ending June 30, 2009, by section 34(a)
40 of chapter 201 of the 2007 Session Laws of Kansas from the state general
41 fund in the Kansas career pipeline grant account, the sum of \$100,000 is
42 hereby lapsed.

43

1 is hereby lapsed.

2 (b) On the effective date of this act, of the amount reappropriated for
3 the above agency for the fiscal year ending June 30, 2009, by section
4 145(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
5 general fund in the rehabilitation and repair projects account, the sum of
6 \$50,199 is hereby lapsed.

7 (c) On the effective date of this act, of the \$81,830 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section
9 106(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
10 general fund in the Kansas humanities council account, the sum of \$1,637
11 is hereby lapsed.

12 Sec. 59.

13 EMPORIA STATE UNIVERSITY

14 (a) On the effective date of this act, of the \$33,865,048 appropriated
15 for the above agency for the fiscal year ending June 30, 2009, by section
16 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
17 general fund in the operating expenditures (including official hospitality)
18 account, the sum of \$1,056,090 is hereby lapsed.

19 (b) On the effective date of this act, of the \$242,889 appropriated for
20 the above agency for the fiscal year ending June 30, 2009, by section
21 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
22 general fund in the reading recovery program account, the sum of \$7,287
23 is hereby lapsed.

24 (c) On the effective date of this act, of the \$145,766 appropriated for
25 the above agency for the fiscal year ending June 30, 2009, by section
26 111(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
27 general fund in the Nat'l Board Cert/Future Teacher Academy account,
28 the sum of \$4,373 is hereby lapsed.

29 Sec. 60.

30 FORT HAYS STATE UNIVERSITY

31 (a) On the effective date of this act, of the \$35,720,190 appropriated
32 for the above agency for the fiscal year ending June 30, 2009, by section
33 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
34 general fund in the operating expenditures (including official hospitality)
35 account, the sum of \$1,112,844 is hereby lapsed.

36 (b) On the effective date of this act, of the \$150,000 appropriated for
37 the above agency for the fiscal year ending June 30, 2009, by section
38 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
39 general fund in the master's-level nursing capacity account, the sum of
40 \$4,500 is hereby lapsed.

41 (c) On the effective date of this act, of the \$309,430 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section
43 107(a) of chapter 131 of the 2008 Session Laws of Kansas from the state

1 general fund in the Kansas wetlands education center at Cheyenne bot-
2 toms account, the sum of \$9,283 is hereby lapsed.

3 Sec. 61.

4 KANSAS STATE UNIVERSITY

5 (a) On the effective date of this act, of the \$113,487,252 appropriated
6 for the above agency for the fiscal year ending June 30, 2009, by section
7 108(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
8 general fund in the operating expenditures (including official hospitality)
9 account, the sum of \$3,511,398 is hereby lapsed.

10 (b) On the effective date of this act, of the \$150,000 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section
12 108(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 general fund in the midwest institute for comparative stem cell biology
14 account, the sum of \$4,500 is hereby lapsed.

15 Sec. 62.

16 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND
17 AGRICULTURE RESEARCH PROGRAMS

18 (a) On the effective date of this act, of the \$696,754 appropriated for
19 the above agency for the fiscal year ending June 30, 2009, by section
20 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
21 general fund in the operating expenditures (including official hospitality)
22 account, the sum of \$26,007 is hereby lapsed.

23 (b) On the effective date of this act, of the \$20,514,007 appropriated
24 for the above agency for the fiscal year ending June 30, 2009, by section
25 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
26 general fund in the cooperative extension service (including official hos-
27 pitality) account, the sum of \$638,476 is hereby lapsed.

28 (c) On the effective date of this act, of the \$32,727,735 appropriated
29 for the above agency for the fiscal year ending June 30, 2009, by section
30 109(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
31 general fund in the agricultural experiment stations (including official
32 hospitality) account, the sum of \$1,019,230 is hereby lapsed.

33 (d) On the effective date of this act, of the \$300,000 appropriated for
34 the above agency for the fiscal year ending June 30, 2009, by section
35 109(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
36 economic development initiatives fund in the agricultural experiment sta-
37 tions account, the sum of \$19,500 is hereby lapsed.

38 Sec. 63.

39 KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

40 (a) On the effective date of this act, of the \$10,927,680 appropriated
41 for the above agency for the fiscal year ending June 30, 2009, by section
42 110(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
43 general fund in the operating expenditures (including official hospitality)

1 account, the sum of \$338,618 is hereby lapsed.

2 Sec. 64.

3 PITTSBURG STATE UNIVERSITY

4 (a) On the effective date of this act, of the \$37,197,366 appropriated
 5 for the above agency for the fiscal year ending June 30, 2009, by section
 6 112(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 7 general fund in the operating expenditures (including official hospitality)
 8 account, the sum of \$1,157,566 is hereby lapsed.

9 Sec. 65.

10 UNIVERSITY OF KANSAS

11 (a) On the effective date of this act, of the \$142,852,221 appropriated
 12 for the above agency for the fiscal year ending June 30, 2009, by section
 13 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 14 general fund in the operating expenditures (including official hospitality)
 15 account, the sum of \$4,408,520 is hereby lapsed.

16 (b) On the effective date of this act, of the \$6,571,267 appropriated for
 17 the above agency for the fiscal year ending June 30, 2009, by section
 18 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 19 general fund in the geological survey account, the sum of \$202,794 is
 20 hereby lapsed.

21 (c) On the effective date of this act, of the \$150,000 appropriated for
 22 the above agency for the fiscal year ending June 30, 2009, by section
 23 113(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 24 general fund in the umbilical cord matrix project account, the sum of
 25 \$4,500 is hereby lapsed.

26 (d) On the effective date of this act, of the \$1,000,000 appropriated for
 27 the above agency for the fiscal year ending June 30, 2009, by section
 28 152(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 29 general fund in the school of pharmacy expansion planning account, the
 30 sum of \$30,000 is hereby lapsed.

31 (e) On the effective date of this act, of the \$40,000 appropriated for
 32 the above agency for the fiscal year ending June 30, 2009, by section
 33 113(d) of chapter 131 of the 2008 Session Laws of Kansas from the state
 34 water plan fund in the geological survey account, the sum of \$720 is
 35 hereby lapsed.

36 Sec. 66.

37 UNIVERSITY OF KANSAS MEDICAL CENTER

38 (a) On the effective date of this act, of the \$111,465,815 appropriated
 39 for the above agency for the fiscal year ending June 30, 2009, by section
 40 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 41 general fund in the operating expenditures (including official hospitality)
 42 account, the sum of \$3,472,009 is hereby lapsed.

43 (b) On the effective date of this act, of the \$1,000,000 appropriated for

1 the above agency for the fiscal year ending June 30, 2009, by section
2 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
3 general fund in the Wichita center for graduate medical education ac-
4 count, the sum of \$75,000 is hereby lapsed.

5 (c) On the effective date of this act, of the \$908,000 appropriated for
6 the above agency for the fiscal year ending June 30, 2009, by section
7 153(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
8 general fund in the energy conservation debt service account, the sum of
9 \$27,240 is hereby lapsed.

10 (d) On the effective date of this act, of the \$5,000,000 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section
12 114(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 general fund in the cancer center account, the sum of \$150,000 is hereby
14 lapsed.

15 (e) On the effective date of this act, of the amount reappropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section
17 114(f) of chapter 131 of the 2008 Session Laws of Kansas from the chil-
18 dren's initiatives fund in the Telekid health care link account, the sum of
19 \$26 is hereby lapsed.

20 Sec. 67.

21 WICHITA STATE UNIVERSITY

22 (a) On the effective date of this act, of the \$71,758,241 appropriated
23 for the above agency for the fiscal year ending June 30, 2009, by section
24 115(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
25 general fund in the operating expenditures (including official hospitality)
26 account, the sum of \$2,229,691 is hereby lapsed.

27 (b) On the effective date of this act, of the \$2,500,000 appropriated for
28 the above agency for the fiscal year ending June 30, 2009, by section
29 115(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
30 general fund in the aviation infrastructure account, the sum of \$75,000 is
31 hereby lapsed.

32 (c) On the effective date of this act, of the \$5,000,000 appropriated for
33 the above agency for the fiscal year ending June 30, 2009, by section
34 115(d) of chapter 131 of the 2008 Session Laws of Kansas from the state
35 economic development initiatives fund in the aviation research account,
36 the sum of \$325,133 is hereby lapsed.

37 (d) On the effective date of this act, of the \$2,500,000 appropriated for
38 the above agency for the fiscal year ending June 30, 2009, by section
39 115(d) of chapter 131 of the 2008 Session Laws of Kansas from the state
40 economic development initiatives fund in the aviation infrastructure ac-
41 count, the sum of \$162,500 is hereby lapsed.

42

43

1 Sec. 68.

2 STATE BOARD OF REGENTS

3 (a) On the effective date of this act, of the \$3,385,455 appropriated for
4 the above agency for the fiscal year ending June 30, 2009, by section
5 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
6 general fund in the operating expenditures (including official hospitality)
7 account, the sum of \$104,087 is hereby lapsed.

8 (b) On the effective date of this act, of the \$106,265,068 appropriated
9 for the above agency for the fiscal year ending June 30, 2009, by section
10 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
11 general fund in the community college operating grant account, the sum
12 of \$3,289,566 is hereby lapsed.

13 (c) On the effective date of this act, of the \$2,000,000 appropriated for
14 the above agency for the fiscal year ending June 30, 2009, by section
15 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
16 general fund in the KAN-ED operating expenditures account, the sum
17 of \$60,138 is hereby lapsed.

18 (d) On the effective date of this act, of the \$34,010,397 appropriated
19 for the above agency for the fiscal year ending June 30, 2009, by section
20 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
21 general fund in the postsecondary aid for vocational education account,
22 the sum of \$1,052,834 is hereby lapsed.

23 (e) On the effective date of this act, of the \$779,687 appropriated for
24 the above agency for the fiscal year ending June 30, 2009, by section
25 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
26 general fund in the postsecondary technical education authority account,
27 the sum of \$23,794 is hereby lapsed.

28 (f) On the effective date of this act, of the \$12,126,216 appropriated
29 for the above agency for the fiscal year ending June 30, 2009, by section
30 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
31 general fund in the municipal university operating grant account, the sum
32 of \$375,382 is hereby lapsed.

33 (g) On the effective date of this act, of the \$441,040 appropriated for
34 the above agency for the fiscal year ending June 30, 2009, by section
35 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
36 general fund in the technology equipment at community colleges and
37 Washburn university account, the sum of \$13,653 is hereby lapsed.

38 (h) On the effective date of this act, of the \$10,000,000 appropriated
39 for the above agency for the fiscal year ending June 30, 2009, by section
40 116(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
41 general fund in the postsecondary education operating grant account, the
42 sum of \$81,758 is hereby lapsed.

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

1 fund for the fiscal year ending June 30, 2009, the following:
 2 Vocational education capital outlay aid..... \$79,305
 3 *Provided*, That expenditures from the vocational education capital outlay
 4 aid account for each grant of vocational education capital outlay aid shall
 5 be matched by the area vocational school, the area vocational-technical
 6 school or the technical college awarded such grant in an amount which
 7 is equal to 50% of the grant.

8 (j) There is appropriated for the above agency from the Kansas edu-
 9 cational building fund for the fiscal year ending June 30, 2009, the fol-
 10 lowing:

11 EBF — state building insurance..... \$475,000
 12 *Provided*, That, notwithstanding the provisions of K.S.A. 76-6b02, and
 13 amendments thereto, expenditures may be made by the above agency
 14 from the EBF — state building insurance account of the Kansas educa-
 15 tional building fund for state educational institutions building insurance
 16 premiums.

17 (k) On the effective date of this act, of the \$2,565,000 appropriated for
 18 the above agency for the fiscal year ending June 30, 2009, by section
 19 116(g) of chapter 131 of the 2008 Session Laws of Kansas from the state
 20 economic development initiatives fund in the SEDIF — vocational ed-
 21 ucation capital outlay aid account, the sum of \$166,725 is hereby lapsed.

22 (l) On the effective date of this act, of the \$180,500 appropriated for
 23 the above agency for the fiscal year ending June 30, 2009, by section
 24 116(g) of chapter 131 of the 2008 Session Laws of Kansas from the state
 25 economic development initiatives fund in the SEDIF — technology in-
 26 novation and internship program account, the sum of \$16,138 is hereby
 27 lapsed.

28 Sec. 69.

29 DEPARTMENT OF CORRECTIONS

30 (a) On the effective date of this act, of the \$19,069,339 appropriated
 31 for the above agency for the fiscal year ending June 30, 2009, by section
 32 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 33 general fund in the operating expenditures account, the sum of
 34 \$1,718,455 is hereby lapsed.

35 (b) On the effective date of this act, of the \$19,548,912 appropriated
 36 for the above agency for the fiscal year ending June 30, 2009, by section
 37 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 38 general fund in the community corrections account, the sum of
 39 \$1,000,000 is hereby lapsed.

40 (c) On the effective date of this act, of the \$7,531,429 appropriated for
 41 the above agency for the fiscal year ending June 30, 2009, by section
 42 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
 43 general fund in the day reporting centers and reentry programs account,

1 the sum of \$857,118 is hereby lapsed.

2 (d) On the effective date of this act, of the \$3,371,324 appropriated for
3 the above agency for the fiscal year ending June 30, 2009, by section
4 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
5 general fund in the community correctional conservation camps account,
6 the sum of \$563,000 is hereby lapsed.

7 (e) On the effective date of this act, of the \$54,717,573 appropriated
8 for the above agency for the fiscal year ending June 30, 2009, by section
9 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
10 general fund in the treatment and programs account, the sum of
11 \$2,139,447 is hereby lapsed.

12 (f) On the effective date of this act, of the \$13,913,121 appropriated
13 for the above agency for the fiscal year ending June 30, 2009, by section
14 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
15 general fund in the facilities operations account, the sum of \$454,436 is
16 hereby lapsed.

17 (g) On the effective date of this act, of the \$1,549,000 appropriated for
18 the above agency for the fiscal year ending June 30, 2009, by section
19 156(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
20 general fund in the debt service payment for the infrastructure projects
21 bond issue account, the sum of \$798,000 is hereby lapsed.

22 (h) On the effective date of this act, of the \$35,891,511 appropriated
23 for the above agency for the fiscal year ending June 30, 2009, by section
24 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
25 general fund in the Lansing correctional facility — facilities operations
26 account, the sum of \$175,000 is hereby lapsed.

27 (i) On the effective date of this act, or as soon thereafter as moneys are
28 available, the director of accounts and reports shall transfer \$1,122,096
29 from the correctional industries fund to the department of corrections —
30 general fees fund.

31 (j) On the effective date of this act, of the \$23,410,329 appropriated
32 for the above agency for the fiscal year ending June 30, 2009, by section
33 117(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
34 general fund in the El Dorado correctional facility — facilities operations
35 account, the sum of \$199,000 is hereby lapsed.

36 Sec. 70.

37 JUVENILE JUSTICE AUTHORITY

38 (a) On the effective date of this act, of the \$20,188,218 appropriated
39 for the above agency for the fiscal year ending June 30, 2009, by section
40 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
41 general fund in the operating expenditures account, the sum of \$309,424
42 is hereby lapsed.

43 (b) On the effective date of this act, of the \$1,000,000 appropriated for

1 the above agency for the fiscal year ending June 30, 2009, by section
2 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
3 general fund in the incentive funding account, the sum of \$547,000 is
4 hereby lapsed.

5 (c) On the effective date of this act, of the \$14,999,886 appropriated
6 for the above agency for the fiscal year ending June 30, 2009, by section
7 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
8 general fund in the Kansas juvenile correctional complex facility opera-
9 tions account, the sum of \$127,270 is hereby lapsed.

10 (d) On the effective date of this act, of the \$5,603,011 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section
12 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 general fund in the Atchison juvenile correctional facility operations ac-
14 count, the sum of \$1,960,029 is hereby lapsed.

15 (e) On the effective date of this act, of the \$4,003,018 appropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section
17 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
18 general fund in the Beloit juvenile correctional facility operations account,
19 the sum of \$68,780 is hereby lapsed.

20 (f) On the effective date of this act, of the \$8,315,291 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section
22 118(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
23 general fund in the Larned juvenile correctional facility operations ac-
24 count, the sum of \$160,486 is hereby lapsed.

25 (g) There is appropriated for the above agency from the state general
26 fund for the fiscal year ending June 30, 2009, the following:

27 Purchase of services..... \$961,059

28 (h) During the fiscal year ending June 30, 2009, the commissioner of
29 juvenile justice, with the approval of the director of the budget, may
30 transfer any part of any item of appropriation for the fiscal year ending
31 June 30, 2009, from the children’s initiatives fund for the juvenile justice
32 authority to another item of appropriation for fiscal year 2009 from the
33 children’s initiatives fund for the juvenile justice authority. The commis-
34 sioner of juvenile justice shall certify each such transfer to the director of
35 accounts and reports and shall transmit a copy of each such certification
36 to the director of legislative research.

37 (i) On the effective date of this act, the expenditure limitation estab-
38 lished for the fiscal year ending June 30, 2009, by section 118(c) of chapter
39 131 of the 2008 Session Laws of Kansas on the juvenile detention facilities
40 fund is hereby increased from \$3,995,690 to \$4,999,190.

41 (j) On the effective date of this act, of the \$3,997,763 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section
43 157(a) of chapter 131 of the 2008 Session Laws of Kansas from the state

1 institutions building fund in the debt service — Topeka complex and
2 Larned juvenile correctional facility account, the sum of \$6,173 is hereby
3 lapsed.

4 (k) On the effective date of this act, of the \$5,579,530 appropriated for
5 the above agency for the fiscal year ending June 30, 2009, by section 118
6 (b) of chapter 131 of the 2008 Session Laws of Kansas from the children's
7 initiatives fund in the prevention program grant account, the sum of
8 \$365,738 is hereby lapsed.

9 (l) On the effective date of this act, of the \$3,420,470 appropriated for
10 the above agency for the fiscal year ending June 30, 2009, by section 118
11 (b) of chapter 131 of the 2008 Session Laws of Kansas from the children's
12 initiatives fund in the intervention and graduated sanctions community
13 grants account, the sum of \$224,212 is hereby lapsed.

14 Sec. 71.

15 ADJUTANT GENERAL

16 (a) (1) On the effective date of this act, the \$37,296 appropriated for
17 the above agency for the fiscal year ending June 30, 2009, by section
18 119(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
19 general fund in the NG life insurance premium reimbursement account,
20 is hereby lapsed.

21 (2) On the effective date of this act, of the amount reappropriated for
22 the above agency for the fiscal year ending June 30, 2009, by section
23 119(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
24 general fund in the NG life insurance premium reimbursement account,
25 the sum of \$56,889 is hereby lapsed.

26 (b) On the effective date of this act, of the \$477,097 appropriated for
27 the above agency for the fiscal year ending June 30, 2009, by section
28 160(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
29 general fund in the rehabilitation and repair projects account, the sum of
30 \$1,406 is hereby lapsed.

31 (c) On the effective date of this act, the \$100,000 appropriated for the
32 above agency for the fiscal year ending June 30, 2009, by section 160(a)
33 of chapter 131 of the 2008 Session Laws of Kansas from the state general
34 fund in the regional training center spoke 1 planning account, is hereby
35 lapsed.

36 (d) On the effective date of this act, or as soon thereafter as moneys
37 are available, notwithstanding the provisions of K.S.A. 48-281, and
38 amendments thereto, or any other statute, the director of accounts and
39 reports shall transfer \$319,657 from the national guard life insurance
40 premium reimbursement fund of the adjutant general to the state general
41 fund: *Provided*, That the transfer of such amount shall be in addition to
42 any other transfer from the national guard life insurance premium re-
43 imbursement fund to the state general fund as prescribed by law: *Pro-*

1 *vided further*, That the amount transferred from the national guard life
 2 insurance premium reimbursement fund to the state general fund pur-
 3 suant to this subsection is to reimburse the state general fund for ac-
 4 counting, auditing, budgeting, legal, payroll, personnel and purchasing
 5 services and any other governmental services which are performed on
 6 behalf of the adjutant general by other state agencies which receive ap-
 7 propriations from the state general fund to provide such services.

8 (e) On the effective date of this act, or as soon thereafter as moneys
 9 are available, notwithstanding the provisions of any other statute, the di-
 10 rector of accounts and reports shall transfer \$1,883,892 from the adjutant
 11 general expense fund-hazardous mitigation of the adjutant general to the
 12 state general fund: *Provided*, That the transfer of such amount shall be
 13 in addition to any other transfer from the adjutant general expense fund-
 14 hazardous mitigation to the state general fund as prescribed by law: *Pro-*
 15 *vided further*, That the amount transferred from the adjutant general
 16 expense fund-hazardous mitigation to the state general fund pursuant to
 17 this subsection is to reimburse the state general fund for accounting,
 18 auditing, budgeting, legal, payroll, personnel and purchasing services and
 19 any other governmental services which are performed on behalf of the
 20 adjutant general by other state agencies which receive appropriations
 21 from the state general fund to provide such services.

22 (f) There is appropriated for the above agency from the state general
 23 fund for the fiscal year ending June 30, 2009, the following:

24 NG death benefits	\$250,000
25 Operating expenditures	\$25,212

26 (g) On the effective date of this act, the expenditure limitation estab-
 27 lished for the fiscal year ending June 30, 2009, by section 14(d) of chapter
 28 184 of the 2008 Session Laws of Kansas on the national guard museum
 29 assistance fund is hereby decreased from no limit to \$0.

30 Sec. 72.

31 STATE FIRE MARSHAL

32 (a) On the effective date of this act, the expenditure limitation estab-
 33 lished for the fiscal year ending June 30, 2009, by the state finance council
 34 on the fire marshal fee fund is hereby decreased from \$3,935,859 to
 35 \$3,770,616.

36 (b) On the effective date of this act, the expenditure limitation estab-
 37 lished for the fiscal year ending June 30, 2009, by the state finance council
 38 on the hazardous material program fund is hereby decreased from
 39 \$385,032 to \$377,330.

40 (c) On the effective date of this act, the amount of \$189,979.50 au-
 41 thorized by section 120(b) of chapter 131 of the 2008 Session Laws of
 42 Kansas to be transferred by the director of accounts and reports from the
 43 fire marshal fee fund to the hazardous material program fund of the state

1 fire marshal on January 1, 2009, is hereby decreased to \$138,649.50: *Pro-*
2 *vided*, That on the effective date of this act, or as soon after as moneys
3 are available, the director of accounts and reports shall reverse part of
4 such transfer of moneys from the fire marshal fee fund to the hazardous
5 material program fund of the state fire marshal made prior to the effective
6 date of this act pursuant to such section by transferring \$51,330 from the
7 hazardous material program fund of the state fire marshal to the fire
8 marshal fee fund: *Provided further*, That reversing entries shall be en-
9 tered upon the accounting records of the state treasurer therefor.

10 (d) On the effective date of this act, the expenditure limitation estab-
11 lished for the fiscal year ending June 30, 2009, by the state finance council
12 on the state fire marshal liquefied petroleum gas fee fund is hereby in-
13 creased from \$162,487 to \$171,613.

14 Sec. 73.

15 KANSAS PAROLE BOARD

16 (a) On the effective date of this act, of the \$494,582 appropriated for
17 the above agency for the fiscal year ending June 30, 2009, by section
18 121(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
19 general fund in the parole from adult correctional institutions account,
20 the sum of \$20,231 is hereby lapsed.

21 Sec. 74.

22 KANSAS HIGHWAY PATROL

23 (a) On the effective date of this act, of the \$36,301,567 appropriated
24 for the above agency for the fiscal year ending June 30, 2009, by section
25 122(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
26 general fund in the operating expenditures account, the sum of
27 \$1,124,973 is hereby lapsed.

28 (b) On the effective date of this act, the expenditure limitation estab-
29 lished for the fiscal year ending June 30, 2009, by the state finance council
30 on the Kansas highway patrol operations fund is hereby increased from
31 \$19,982,339 to \$20,140,639.

32 (c) On the effective date of this act, the amount of \$7,825,391.75 au-
33 thorized by section 122(i) of chapter 131 of the 2008 Session Laws of
34 Kansas to be transferred by the director of accounts and reports from the
35 state highway fund of the department of transportation to the state gen-
36 eral fund on April 1, 2009, is hereby increased to \$7,897,947.75.

37 Sec. 75.

38 ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

39 (a) On the effective date of this act, of the \$16,335,662 appropriated
40 for the above agency for the fiscal year ending June 30, 2009, by section
41 123(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
42 general fund in the operating expenditures account, the sum of \$907,607
43 is hereby lapsed.

1 (b) On the effective date of this act, of the \$100,000 appropriated for
2 the above agency for the fiscal year ending June 30, 2009, by section
3 158(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
4 general fund in the rehabilitation and repair projects account, the sum of
5 \$50,000 is hereby lapsed.

6 Sec. 76.

7 EMERGENCY MEDICAL SERVICES BOARD

8 (a) On the effective date of this act, the expenditure limitation estab-
9 lished for the fiscal year ending June 30, 2009, by the state finance council
10 on the emergency medical services operating fund is hereby decreased
11 from \$1,469,242 to \$1,422,165.

12 (b) On the effective date of this act, the amount of \$150,000 authorized
13 by section 124(d) of chapter 131 of the 2008 Session Laws of Kansas to
14 be transferred by the director of accounts and reports from the emer-
15 gency medical services operating fund to the educational incentive grant
16 payment fund of the emergency medical services board on January 1,
17 2009, is hereby decreased to \$144,000: *Provided*, That on the effective
18 date of this act, or as soon after as moneys are available, the director of
19 accounts and reports shall reverse part of such transfer of moneys from
20 the emergency medical services operating fund to the educational incen-
21 tive grant payment fund of the emergency medical services board made
22 prior to the effective date of this act pursuant to such section by trans-
23 ferring \$6,000 from the educational incentive grant payment fund of the
24 emergency medical services board to the emergency medical services
25 operating fund: *Provided further*, That reversing entries shall be entered
26 upon the accounting records of the state treasurer therefor.

27 Sec. 77.

28 KANSAS SENTENCING COMMISSION

29 (a) On the effective date of this act, of the \$718,511 appropriated for
30 the above agency for the fiscal year ending June 30, 2009, by section
31 125(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
32 general fund in the operating expenditures account, the sum of \$79,791
33 is hereby lapsed.

34 (b) On the effective date of this act, of the \$8,900,000 appropriated for
35 the above agency for the fiscal year ending June 30, 2009, by section
36 125(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
37 general fund in the substance abuse treatment programs account, the sum
38 of \$612,298 is hereby lapsed.

39 Sec. 78.

40 KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS
41 AND TRAINING

42 (a) On the effective date of this act, the expenditure limitation estab-
43 lished for the fiscal year ending June 30, 2009, by the state finance council

1 on the Kansas commission on peace officers' standards and training fund
2 is hereby decreased from \$722,502 to \$643,000.

3 Sec. 79.

4 KANSAS DEPARTMENT OF AGRICULTURE

5 (a) On the effective date of this act, of the \$11,454,531 appropriated
6 for the above agency for the fiscal year ending June 30, 2009, by section
7 127(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
8 general fund in the operating expenditures account, the sum of \$540,033
9 is hereby lapsed.

10 (b) On the effective date of this act, of the \$739,996 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section
12 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 water plan fund in the basin management account, the sum of \$2,596 is
14 hereby lapsed.

15 (c) On the effective date of this act, of the \$60,000 appropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section
17 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
18 water plan fund in the water use account, the sum of \$1,080 is hereby
19 lapsed.

20 (d) On the effective date of this act, of the \$576,577 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section
22 127(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
23 water plan fund in the interstate water issues account, the sum of \$10,501
24 is hereby lapsed.

25 Sec. 80.

26 KANSAS ANIMAL HEALTH DEPARTMENT

27 (a) On the effective date of this act, of the \$911,876 appropriated for
28 the above agency for the fiscal year ending June 30, 2009, by section
29 128(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
30 general fund in the operating expenditures account, the sum of \$28,238
31 is hereby lapsed.

32 Sec. 81.

33 STATE FAIR BOARD

34 (a) On the effective date of this act, of the \$50,000 appropriated for
35 the above agency for the fiscal year ending June 30, 2009, by section
36 129(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
37 economic development initiatives fund in the ticket marketing account,
38 the sum of \$4,459 is hereby lapsed.

39 Sec. 82.

40 STATE CONSERVATION COMMISSION

41 (a) On the effective date of this act, of the \$887,594 appropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section
43 130(a) of chapter 131 of the 2008 Session Laws of Kansas from the state

1 general fund in the operating expenditures account, the sum of \$27,341
2 is hereby lapsed.

3 (b) On the effective date of this act, of the \$3,414,907 appropriated for
4 the above agency for the fiscal year ending June 30, 2009, by section
5 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
6 water plan fund in the water resources cost share account, the sum of
7 \$70,137 is hereby lapsed.

8 (c) On the effective date of this act, of the \$3,623,754 appropriated for
9 the above agency for the fiscal year ending June 30, 2009, by section
10 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
11 water plan fund in the nonpoint source pollution assistance account, the
12 sum of \$70,519 is hereby lapsed.

13 (d) On the effective date of this act, of the \$1,055,000 appropriated for
14 the above agency for the fiscal year ending June 30, 2009, by section
15 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
16 water plan fund in the watershed dam construction account, the sum of
17 \$21,116 is hereby lapsed.

18 (e) On the effective date of this act, of the \$998,466 appropriated for
19 the above agency for the fiscal year ending June 30, 2009, by section
20 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
21 water plan fund in the lake restoration account, the sum of \$17,972 is
22 hereby lapsed.

23 (f) On the effective date of this act, of the \$350,000 appropriated for
24 the above agency for the fiscal year ending June 30, 2009, by section
25 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
26 water plan fund in the Kansas water quality buffer initiatives account, the
27 sum of \$8,172 is hereby lapsed.

28 (g) On the effective date of this act, of the \$251,782 appropriated for
29 the above agency for the fiscal year ending June 30, 2009, by section
30 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
31 water plan fund in the riparian and wetland program account, the sum of
32 \$5,459 is hereby lapsed.

33 (h) On the effective date of this act, of the \$1,123,176 appropriated for
34 the above agency for the fiscal year ending June 30, 2009, by section
35 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
36 water plan fund in the multipurpose small lakes program account, the
37 sum of \$20,217 is hereby lapsed: *Provided, however,* That no expendi-
38 tures shall be made by the above agency from the multipurpose small
39 lakes program account for the fiscal year ending June 30, 2009, for the
40 construction of horsethief reservoir.

41 (i) On the effective date of this act, of the amount reappropriated for
42 the above agency for the fiscal year ending June 30, 2009, by section
43 130(c) of chapter 131 of the 2008 Session Laws of Kansas from the state

1 water plan fund in the water transition assistance program account, the
2 sum of \$110,527 is hereby lapsed.

3 (j) On the effective date of this act, of the amount reappropriated for
4 the above agency for the fiscal year ending June 30, 2009, by section 4(a)
5 of chapter 184 of the 2008 Session Laws of Kansas from the state water
6 plan fund in the conservation reserve enhancement program account, the
7 sum of \$27,668 is hereby lapsed.

8 Sec. 83.

9 KANSAS WATER OFFICE

10 (a) On the effective date of this act, of the \$2,302,856 appropriated for
11 the above agency for the fiscal year ending June 30, 2009, by section
12 131(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
13 general fund in the water resources operating expenditures account, the
14 sum of \$88,489 is hereby lapsed.

15 (b) On the effective date of this act, of the \$860,000 appropriated for
16 the above agency for the fiscal year ending June 30, 2009, by section
17 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
18 water plan fund in the assessment and evaluation account, the sum of
19 \$16,203 is hereby lapsed.

20 (c) On the effective date of this act, of the \$250,000 appropriated for
21 the above agency for the fiscal year ending June 30, 2009, by section
22 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
23 water plan fund in the GIS data base development account, the sum of
24 \$4,500 is hereby lapsed.

25 (d) On the effective date of this act, of the \$301,418 appropriated for
26 the above agency for the fiscal year ending June 30, 2009, by section
27 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
28 water plan fund in the MOU — storage operations and maintenance
29 account, the sum of \$5,426 is hereby lapsed.

30 (e) On the effective date of this act, of the \$624,919 appropriated for
31 the above agency for the fiscal year ending June 30, 2009, by section
32 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
33 water plan fund in the technical assistance to water users account, the
34 sum of \$14,241 is hereby lapsed.

35 (f) On the effective date of this act, of the \$84,000 appropriated for
36 the above agency for the fiscal year ending June 30, 2009, by section
37 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
38 water plan fund in the water resource education account, the sum of
39 \$2,187 is hereby lapsed.

40 (g) On the effective date of this act, of the \$1,000,000 appropriated for
41 the above agency for the fiscal year ending June 30, 2009, by section
42 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
43 water plan fund in the Wichita aquifer storage and recovery project ac-

1 count, the sum of \$30,600 is hereby lapsed.

2 (h) On the effective date of this act, of the \$240,000 appropriated for
3 the above agency for the fiscal year ending June 30, 2009, by section
4 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
5 water plan fund in the weather modification program account, the sum
6 of \$4,320 is hereby lapsed.

7 (i) On the effective date of this act, of the \$100,000 appropriated for
8 the above agency for the fiscal year ending June 30, 2009, by section
9 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
10 water plan fund in the weather stations account, the sum of \$1,800 is
11 hereby lapsed.

12 (j) On the effective date of this act, of the \$500,000 appropriated for
13 the above agency for the fiscal year ending June 30, 2009, by section
14 131(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
15 water plan fund in the Neosho river basin issues account, the sum of
16 \$17,280 is hereby lapsed.

17 Sec. 84.

18 DEPARTMENT OF WILDLIFE AND PARKS

19 (a) On the effective date of this act, of the amount reappropriated for
20 the above agency for the fiscal year ending June 30, 2009, by section
21 162(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
22 general fund in the state parks capital improvement projects account, the
23 sum of \$1,005,329 is hereby lapsed.

24 (b) On the effective date of this act, of the \$1,500,000 appropriated for
25 the above agency for the fiscal year ending June 30, 2009, by section
26 162(a) of chapter 131 of the 2008 Session Laws of Kansas from the state
27 general fund in the parks ongoing rehabilitation account, the sum of
28 \$264,671 is hereby lapsed.

29 (c) On the effective date of this act, of the \$40,000 appropriated for
30 the above agency for the fiscal year ending June 30, 2009, by section
31 132(c) of chapter 131 of the 2008 Session Laws of Kansas from the state
32 water plan fund in the stream monitoring account, the sum of \$720 is
33 hereby lapsed.

34 Sec. 85.

35 DEPARTMENT OF TRANSPORTATION

36 (a) On the effective date of this act, the expenditure limitation estab-
37 lished for the fiscal year ending June 30, 2009, by the state finance council
38 on the agency operations account of the state highway fund is hereby
39 decreased from \$277,020,766 to \$269,758,653.

40 (b) On the effective date of this act, or as soon thereafter as moneys
41 are available, the director of accounts and reports shall transfer \$967,929
42 from the homeland security interoperability grant account of the state
43 general fund of the Kansas highway patrol to the other federal grants

1 fund of the department of transportation.

2 (c) On the effective date of this act, the position limitation established
3 for the fiscal year ending June 30, 2009, by section 134(a) of chapter 131
4 of the 2008 Session Laws of Kansas for the department of transportation
5 is hereby decreased from 3,150.50 to 3,113.50.

6 Sec. 86. (a) On the effective date of this act, the director of accounts
7 and reports shall transfer all moneys credited in each Kansas savings in-
8 centive program account in the state general fund of each state agency
9 to the state general fund. On the effective date of this act, all liabilities
10 of each such Kansas savings incentive program account in the state gen-
11 eral fund are hereby transferred to and imposed on the state general fund.
12 On the effective date of this act, the Kansas savings incentive program is
13 hereby suspended for the remainder of the fiscal year ending June 30,
14 2009, and the director of accounts and reports shall not process payments
15 from any Kansas savings incentive program accounts of any special rev-
16 enue funds of a state agency for the remainder of the fiscal year ending
17 June 30, 2009.

18 (b) On the effective date of this act, notwithstanding the provisions of
19 subsection (j) of K.S.A. 40-3403, and amendments thereto, or any other
20 statute, the aggregate amount of moneys transferred pursuant to the pro-
21 visions of subsection (j) of K.S.A. 40-3403, and amendments thereto, or
22 any other statute, from the state general fund to the health care stabili-
23 zation fund for the fiscal year ending June 30, 2009, shall not exceed
24 \$2,805,000.

25 (c) On the effective date of this act, notwithstanding the provisions of
26 K.S.A. 2008 Supp. 79-34,171, and amendments thereto, or any other stat-
27 ute, the director of accounts and reports shall not make any transfers
28 pursuant to the provisions of K.S.A. 2008 Supp. 79-34,171, and amend-
29 ments thereto, or any other statute, from the state general fund to the
30 Kansas retail dealer incentive fund during the fiscal year ending June 30,
31 2009; *Provided further*, That any transfers of moneys from the state gen-
32 eral fund to the Kansas retail dealer incentive fund during the fiscal year
33 ending June 30, 2009, pursuant to the provisions of K.S.A. 2008 Supp.
34 79-34,171, and amendments thereto, or any other statute, that have been
35 made prior to the effective date of this act shall be reversed by the director
36 of accounts and reports and reversing entries shall be entered upon the
37 accounting records of the state treasurer therefor.

38 (d) On the effective date of this act, the amount directed to be trans-
39 ferred by the director of accounts and reports from the state general fund
40 to the state highway fund of the department of transportation by section
41 19(b)(3) of chapter 3 of the 2003 Session Laws of Kansas, which was
42 directed to be made on or before June 30, 2009, on a date certified by
43 the director of the budget for the purpose of repaying 25% of the amount

1 transferred from the state highway fund to the state general fund pursuant
2 to section 40(a) of chapter 205 of the 2002 Session Laws of Kansas, is
3 hereby decreased from \$23,652,162 to \$11,826,081: *Provided*, That the
4 legislature shall review the repayment of the remaining amount during
5 fiscal year 2011.

6 (e) On the effective date of this act, the amount directed to be trans-
7 ferred by the director of accounts and reports from the state general fund
8 to the state highway fund of the department of transportation by section
9 73(k)(3) of chapter 138 of the 2003 Session Laws of Kansas, which was
10 directed to be made on or before June 30, 2009, on a date certified by
11 the director of the budget for the purpose of repaying 25% of the amount
12 transferred from the state highway fund to the state general fund pursuant
13 to section 73(j) of chapter 138 of the 2003 Session Laws of Kansas, is
14 hereby decreased from \$7,220,145 to \$3,610,073: *Provided*, That the leg-
15 islature shall review the repayment of the remaining amount during fiscal
16 year 2011.

17 (f) On the effective date of this act, the amount directed to be trans-
18 ferred by the director of accounts and reports from the state general fund
19 to the state highway fund of the department of transportation by section
20 19(c)(4) of chapter 160 of the 2003 Session Laws of Kansas, which was
21 directed to be made on or before June 30, 2009, on a date certified by
22 the director of the budget for the purpose of repaying 25% of the amount
23 transferred from the state highway fund to the state general fund pursuant
24 to section 19(b) of chapter 160 of the 2003 Session Laws of Kansas, is
25 hereby decreased from \$23,901.75 to \$11,951: *Provided*, That the legis-
26 lature shall review the repayment of the remaining amount during fiscal
27 year 2011.

28 (g) On the effective date of this act, notwithstanding the provisions of
29 subsection (g) of K.S.A. 2008 Supp 79-4804, and amendments thereto,
30 or any other statute, the amount directed to be transferred by the director
31 of accounts and reports from the state economic development initiatives
32 fund to the state water plan fund by subsection (g) of K.S.A. 79-4804,
33 and amendments thereto, which was directed to be made on or before
34 January 15, 2009, is hereby decreased from \$1,000,000 to \$802,141.

35 (h) On the effective date of this act, or as soon thereafter as moneys
36 are available, notwithstanding the provisions of K.S.A. 38-2102, and
37 amendments thereto, or any other statute, the director of accounts and
38 reports shall transfer \$5,072,134 from the children's initiatives fund to
39 the state general fund: *Provided*, That the transfer of such amount shall
40 be in addition to any other transfer from the children's initiatives fund to
41 the state general fund as prescribed by law.

42 (i) On the effective date of this act, notwithstanding the provisions of
43 K.S.A. 2008 Supp 74- 99b34, and amendments thereto, or any other stat-

1 ute, the aggregate amount equal to (1) the annual amount equal to 95%
2 of withholding above the base, as certified or estimated and reconciled
3 by the secretary of revenue, plus (2) annual interest earnings based on
4 the average daily balance of moneys in the bioscience development and
5 investment fund and the net earnings rate of the pooled money invest-
6 ment portfolio, that is directed to be transferred during the fiscal year
7 ending June 30, 2009, from the state general fund to the bioscience de-
8 velopment and investment fund by K.S.A. 2008 Supp 74-99b34, and
9 amendments thereto, is hereby decreased from such aggregate amount,
10 which would otherwise be transferred pursuant to K.S.A. 2008 Supp. 74-
11 99b34, and amendments thereto, to the aggregate annual amount of
12 \$43,945,000: *Provided*, That not more than \$43,945,000 shall be trans-
13 ferred from the state general fund to the bioscience development and
14 investment fund during the fiscal year ending June 30, 2009, pursuant to
15 K.S.A. 2008 Supp. 74-99b34, and amendments thereto: *Provided further*,
16 That the state treasurer shall certify to the director of the budget and the
17 director of legislative research when \$43,945,000 has been transferred
18 from the state general fund to the bioscience development and invest-
19 ment fund during the fiscal year ending June 30, 2009, pursuant to K.S.A.
20 2008 Supp. 74-99b34, and amendments thereto.

21 Sec. 87. On the effective date of this act, K.S.A. 2008 Supp. 55-193 is
22 hereby amended to read as follows: 55-193. On July 15, 1996, and on the
23 15th day of each calendar quarter thereafter before July 1, 2016, the
24 director of accounts and reports shall transfer \$100,000 from the state
25 general fund, \$100,000 from the state water plan fund established by
26 K.S.A. 82a-951 and amendments thereto and \$100,000 from the conser-
27 vation fee fund established by K.S.A. 55-143 and amendments thereto to
28 the abandoned oil and gas well fund established by K.S.A. 55-192 and
29 amendments thereto, except that: (a) No transfers shall be made pursuant
30 to this section from the state general fund to the abandoned oil and gas
31 well fund during state fiscal year 2009; and (b) the aggregate of the trans-
32 fers made pursuant to this section from the state water plan fund to the
33 abandoned oil and gas well fund during state fiscal year 2009 shall not
34 exceed ~~\$400,000~~ \$320,000.

35 Sec. 88. On the effective date of this act, K.S.A. 2008 Supp. 79-2978
36 is hereby amended to read as follows: 79-2978. (a) There is hereby es-
37 tablished in the state treasury the business machinery and equipment tax
38 reduction assistance fund which shall be administered by the state trea-
39 surer. All expenditures from the business machinery and equipment tax
40 reduction assistance fund shall be for the payments to counties for dis-
41 tribution to taxing subdivisions levying ad valorem taxes within the county
42 in accordance with this section.

43 (b) The secretary of revenue shall adopt a policy using the most current

1 information that is available, and that is determined to be practicable by
2 the secretary for this purpose and shall calculate the following:

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

15 (2) On January 31, 2009, 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 commercial and industrial machinery and equipment for all
18 taxing subdivisions within the county imposing ad valorem taxes on com-
19 mercial and industrial machinery and equipment for tax year 2005, and
20 the total of such ad valorem taxes levied for tax year 2008 not including
21 any such ad valorem taxes on commercial and industrial machinery and
22 equipment that were abated or exempted prior to July 1, 2006, and which
23 such abatement or exemption expired after July 1, 2006. ~~On or before~~
24 ~~February 15~~ *During the period commencing May 15, 2009, and ending*
25 *June 30, 2009*, subject to the provisions of subsection (d) *and subsection*
26 *(g)*, the state treasurer shall pay to the county treasurer of each county
27 an amount equal to 70% of such difference for distribution as provided
28 in subsection (e).

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

41 (4) On January 31, 2011, the secretary shall calculate for each county
42 an amount equal to the difference in total ad valorem taxes levied by the
43 county on commercial and industrial machinery and equipment for all

1 taxing subdivisions within the county imposing ad valorem taxes on com-
2 mercial and industrial machinery and equipment for tax year 2005, and
3 the total of such ad valorem taxes levied for tax year 2010 not including
4 any such ad valorem taxes on commercial and industrial machinery and
5 equipment that were abated or exempted prior to July 1, 2006, and which
6 such abatement or exemption expired after July 1, 2006. On or before
7 February 15, 2011, subject to the provisions of subsection (d), the state
8 treasurer shall pay to the county treasurer of each county an amount equal
9 to 30% of such difference for distribution as provided in subsection (e).

10 (5) On January 31, 2012, the secretary shall calculate for each county
11 an amount equal to the difference in total ad valorem taxes levied by the
12 county on commercial and industrial machinery and equipment for all
13 taxing subdivisions within the county imposing ad valorem taxes on com-
14 mercial and industrial machinery and equipment for tax year 2005, and
15 the total of such ad valorem taxes levied for tax year 2011 not including
16 any such ad valorem taxes on commercial and industrial machinery and
17 equipment that were abated or exempted prior to July 1, 2006, and which
18 such abatement or exemption expired after July 1, 2006. On or before
19 February 15, 2012, subject to the provisions of subsection (d), the state
20 treasurer shall pay to the county treasurer of each county an amount equal
21 to 10% of such difference for distribution as provided in subsection (e).

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

25 (c) The calculations required by subsection (b) shall be based upon a
26 certification made by the county clerk on or before November 15 of the
27 tax year and submitted to the director of property valuation. Such certi-
28 fication shall be in a format devised and prescribed by the director of
29 property valuation. Such certification shall report the total ad valorem
30 taxes levied by the county on commercial and industrial machinery and
31 equipment for all taxing subdivisions within the county imposing ad va-
32 lorem taxes on commercial and industrial machinery and equipment. The
33 county clerk shall provide a copy of such certification to the county trea-
34 surer for the purpose of determining the distribution of moneys pursuant
35 to the provisions of subsection (e)(2) paid to the county pursuant to sub-
36 section (b) by the state treasurer.

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

1 (e) (1) On January 31 of each year specified in this section, the secretary
2 of revenue shall certify to the director of accounts and reports the aggregate
3 of all amounts determined for counties pursuant to subsection (b).
4 Upon receipt of such certification, the director of accounts and reports
5 shall transfer the amount certified from the state general fund to the
6 business machinery and equipment tax reduction assistance fund, *except*
7 *that the aggregate amount of moneys transferred from the state general*
8 *fund to the business machinery and equipment tax reduction assistance*
9 *fund during the state fiscal year ending June 30, 2009, pursuant to this*
10 *section shall not exceed the maximum amount determined pursuant to*
11 *subsection (g).*

12 (2) The state treasurer shall apportion and distribute the moneys credited
13 to the business machinery and equipment tax reduction assistance
14 fund to the county treasurers in accordance with subsection (b). Upon
15 receipt of each such amount, each county treasurer shall apportion such
16 amount among the ad valorem taxing subdivisions imposing ad valorem
17 taxes on commercial and industrial machinery and equipment in an
18 amount equal to the difference between the total ad valorem taxes on
19 commercial and industrial machinery and equipment levied by each such
20 ad valorem taxing subdivision for the tax year 2005 and the total ad valorem
21 taxes on commercial and industrial machinery and equipment levied
22 by each such ad valorem taxing subdivision for the tax year of the
23 apportionment, subject to the percentage reduction set forth in subsection
24 (b) for the tax year of the apportionment of such moneys to that
25 county. The county treasurer shall pay such amounts to the taxing subdivisions
26 at the same time or times as their regular operating tax rate mill
27 levy is paid to them.

28 (f) Before January 31 of 2007 through 2013, the secretary of revenue
29 shall make a detailed report of amounts calculated as required pursuant
30 to subsection (b) for each individual county and in aggregate for all the
31 counties for the current year along with any projections for future years,
32 amounts distributed to the counties pursuant to this section, the amount
33 of ad valorem taxes on commercial and industrial machinery and equipment
34 not included in the total ad valorem taxes for each tax year due to
35 the fact that the tax liability of such machinery and equipment was abated
36 or exempted prior to July 1, 2006, and such abatement or exemption
37 expired after July 1, 2006, for each individual county and in aggregate for
38 all counties and all other relevant information related to the provisions of
39 this section, and shall present such report before such date to the house
40 committee on taxation of the house of representatives and the senate
41 committee on assessment and taxation of the senate for consideration by
42 the legislature in making any appropriate adjustments to the provisions
43 of this section.

1 (g) (1) *The maximum amount that may be transferred during the fiscal*
2 *year ending June 30, 2009, from the state general fund to the business*
3 *machinery and equipment tax reduction assistance fund pursuant to this*
4 *section shall be equal to (A) the amount equal to 93.5% of the aggregate*
5 *amount determined under subsection (b)(2) plus the amount equal to*
6 *93.5% of the aggregate amount determined under subsection (b)(2) of*
7 *K.S.A. 2008 Supp. 79-2979, and amendments thereto, reduced by the*
8 *aggregate of all monthly state general fund revenue shortfall amounts,*
9 *multiplied by (B) the result obtained by dividing the amount equal to*
10 *93.5% of the aggregate amount determined under subsection (b)(2) by*
11 *the aggregate of the amount equal to 93.5% of the aggregate amount*
12 *determined under subsection (b)(2) plus the amount equal to 93.5% of the*
13 *aggregate amount determined under subsection (b)(2) of K.S.A. 2008*
14 *Supp. 79-2979, and amendments thereto.*

15 (2) *As used in this section, “monthly state general fund revenue shortfall*
16 *amount” means the amount by which the actual receipts to the state gen-*
17 *eral fund for a month during the state fiscal year ending June 30, 2009,*
18 *are less than the consensus monthly estimate of revenues to the state gen-*
19 *eral fund prepared for that month by the director of legislative research*
20 *and the director of the budget on or before April 20, 2009, as part of the*
21 *joint estimate of revenue to the state general fund for state fiscal year*
22 *ending June 30, 2009, pursuant to K.S.A. 75-6701, and amendments*
23 *thereto.*

24 (3) *If a maximum amount is imposed under this subsection and the*
25 *aggregate amount transferred from the state general fund to the business*
26 *machinery and equipment tax reduction assistance fund during state fiscal*
27 *year 2009 pursuant to this section is reduced, then the amount allocated*
28 *to each county by the state treasurer under subsection (b)(2) shall be*
29 *reduced proportionately with respect to aggregate reduction in the*
30 *amount of such transfer from the state general fund to the business ma-*
31 *chinery and equipment tax reduction assistance fund during state fiscal*
32 *year 2009.*

33 Sec. 89. On the effective date of this act, K.S.A. 2008 Supp. 79-2979
34 is hereby amended to read as follows: 79-2979. (a) There is hereby es-
35 tablished in the state treasury the telecommunications and railroad ma-
36 chinery and equipment tax reduction assistance fund which shall be ad-
37 ministered by the state treasurer. All expenditures from the
38 telecommunications and railroad machinery and equipment tax reduction
39 assistance fund shall be for the payments to counties for distribution to
40 taxing subdivisions levying ad valorem taxes within the county in accord-
41 ance 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 or before February 15~~ *During the period com-*
27 *mencing May 15, 2009, and ending June 30, 2009,* subject to the provi-
28 sions of subsection (c) *and subsection (f)*, the state treasurer shall pay to
29 the county treasurer of each county an amount equal to 70% of such
30 difference for distribution as provided in subsection (d).

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

1 distribution as provided in subsection (d).

2 (4) On January 31, 2011, 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 2010 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, 2011, 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 30% of such difference for
15 distribution as provided in subsection (d).

16 (5) On January 31, 2012, 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 2011 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 or before February 15, 2012, subject to the pro-
27 visions of subsection (c), the state treasurer shall pay to the county trea-
28 surer of each county an amount equal to 10% of such difference for
29 distribution as provided in subsection (d).

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

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

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

1 shall transfer the amount certified from the state general fund to the
2 telecommunications and railroad machinery and equipment tax reduction
3 assistance fund, *except that the aggregate amount of moneys transferred*
4 *from the state general fund to the telecommunications and railroad ma-*
5 *chinery and equipment tax reduction assistance fund during the state*
6 *fiscal year ending June 30, 2009, pursuant to this section shall not exceed*
7 *the maximum amount determined pursuant to subsection (f).*

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

25 (e) Before January 31 of 2007 through 2013, the secretary of revenue
26 shall make a detailed report of amounts calculated as required pursuant
27 to subsection (b) for each individual county and in aggregate for all the
28 counties for the current year along with any projections for future years,
29 amounts distributed to the counties pursuant to this section, the amount
30 of ad valorem taxes on telecommunications machinery and equipment
31 and railroad machinery and equipment not included in the total of ad
32 valorem taxes for each tax year due to the fact that the tax liability of such
33 machinery and equipment was abated or exempted prior to July 1, 2006,
34 and the abatement or exemption expired after July 1, 2006, for each in-
35 dividual county and in aggregate for all counties and all other relevant
36 information related to the provisions of this section, and shall present
37 such report before such date to the house committee on taxation of the
38 house of representatives and the senate committee on assessment and
39 taxation of the senate for consideration by the legislature in making any
40 appropriate adjustments to the provisions of this section.

41 (f) (1) *The maximum amount that may be transferred during the fiscal*
42 *year ending June 30, 2009, from the state general fund to the telecom-*
43 *munications and railroad machinery and equipment tax reduction assis-*

1 *tance fund pursuant to this section shall be equal to (A) the amount equal*
2 *to 93.5% of the aggregate amount determined under subsection (b)(2) plus*
3 *the amount equal to 93.5% of the aggregate amount determined under*
4 *subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments thereto,*
5 *reduced by the aggregate of all monthly state general fund revenue short-*
6 *fall amounts, multiplied by (B) the result obtained by dividing the aggre-*
7 *gate amount determined under subsection (b)(2) by the aggregate of the*
8 *amount equal to 93.5% of the aggregate amount determined under sub-*
9 *section (b)(2) plus the amount equal to 93.5% of the aggregate amount*
10 *determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and*
11 *amendments thereto.*

12 (2) *As used in this section, “monthly state general fund revenue shortfall*
13 *amount” means the amount by which the actual receipts to the state gen-*
14 *eral fund for a month during the state fiscal year ending June 30, 2009,*
15 *are less than the consensus monthly estimate of revenues to the state gen-*
16 *eral fund prepared for that month by the director of legislative research*
17 *and the director of the budget on or before April 20, 2009, as part of the*
18 *joint estimate of revenue to the state general fund for the state fiscal year*
19 *ending June 30, 2009, pursuant to K.S.A. 75-6701, and amendments*
20 *thereto.*

21 (3) *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. 90. On the effective date of this act, K.S.A. 2008 Supp. 79-3425i
31 is hereby amended to read as follows: 79-3425i. On January 15 and July
32 15 of each year, the director of accounts and reports shall transfer a sum
33 equal to the total taxes collected under the provisions of K.S.A. 79-6a04
34 and 79-6a10, and amendments thereto, and credited to the state general
35 fund during the six months next preceding the date of transfer, from the
36 state general fund to the special city and county highway fund, created
37 by K.S.A. 79-3425, and amendments thereto, except that: (1) Such trans-
38 fers are subject to reduction under K.S.A. 75-6704, and amendments
39 thereto; and (2) the amount of moneys transferred from the state general
40 fund to the special city and county highway fund during state fiscal years
41 2009 and 2010 on each such date shall not exceed \$5,031,832, *except that*
42 *the amount of moneys transferred from the state general fund to the spe-*
43 *cial city and county highway fund on January 15, 2009, shall not exceed*

1 \$4,377,694. All transfers under this section shall be considered to be de-
2 mand transfers from the state general fund except that all such transfers
3 during the fiscal years ending June 30, 2009, and June 30, 2010, shall be
4 considered to be revenue transfers from the state general fund.

5 Sec. 91. On the effective date of this act, K.S.A. 2008 Supp. 79-34,156
6 is hereby amended to read as follows: 79-34,156. On April 1, 2007, the
7 director of accounts and reports shall transfer \$437,500 from the state
8 economic development initiatives fund to the Kansas qualified biodiesel
9 fuel producer incentive fund. If sufficient moneys are not available in the
10 state economic development initiatives fund for such transfer on April 1,
11 2007, then the director of accounts and reports shall transfer on such date
12 the amount available in the state economic development initiatives fund
13 in accordance with this section and shall transfer on such date, or as soon
14 thereafter as moneys are available therefor, the amount equal to the in-
15 sufficiency from the state general fund to the Kansas qualified biodiesel
16 fuel producer incentive fund. On July 1, 2007, and quarterly thereafter,
17 the director of accounts and reports shall transfer \$875,000 from the state
18 economic development initiatives fund to the Kansas qualified biodiesel
19 fuel producer incentive fund, *except that the amount of moneys trans-*
20 *ferred from the state economic development initiatives fund to the Kansas*
21 *qualified biodiesel fuel producer incentive fund on April 1, 2009, shall not*
22 *exceed \$849,000.* If sufficient moneys are not available in the state eco-
23 nomic development initiatives fund for such transfer on July 1, 2007, and
24 on the first day of any calendar quarter thereafter, in any such fiscal year,
25 then the director of accounts and reports shall transfer on such date the
26 amount available in the state economic development initiatives fund in
27 accordance with this section and shall transfer on such date, or as soon
28 thereafter as moneys are available therefor, the amount equal to the in-
29 sufficiency from the state general fund to the Kansas qualified biodiesel
30 fuel producer incentive fund.

31 Sec. 92. On the effective date of this act, K.S.A. 2008 Supp. 79-4801
32 is hereby amended to read as follows: 79-4801. There is hereby created
33 the state gaming revenues fund in the state treasury. All moneys credited
34 to such fund shall be expended or transferred only for the purposes and
35 in the manner provided by this act and all expenditures from the state
36 gaming revenues fund shall be made in accordance with appropriation
37 acts. All moneys credited to such fund shall be allocated and credited
38 monthly to the funds and in the amounts specified by this act except that
39 the total of the amounts credited to such funds in any one fiscal year
40 pursuant to this act shall not exceed \$50,000,000, *except that the total of*
41 *the amounts credited to such funds for fiscal year 2009, pursuant to this*
42 *act shall not exceed \$46,750,000.* All amounts credited to such fund in
43 any one fiscal year which are in excess of \$50,000,000 shall be transferred

1 and credited to the state general fund on July 15, 1996, and June 25,
2 1997, and each year thereafter on June 25, except that: (a) All amounts
3 credited to the state gaming revenues fund in fiscal year 2009 which are
4 in excess of ~~\$50,000,000~~ \$46,750,000 shall be transferred and credited to
5 the state general fund on July 15, 2009, and shall be recorded and ac-
6 counted for as receipts to the state general fund for fiscal year 2009; and
7 (b) all amounts credited to the state gaming revenues fund in fiscal year
8 2010 which are in excess of \$50,000,000 shall be transferred and credited
9 to the state general fund on July 15, 2010, and shall be recorded and
10 accounted for as receipts to the state general fund for fiscal year 2010.

11 Sec. 93. On the effective date of this act, K.S.A. 2008 Supp. 82a-953a
12 is hereby amended to read as follows: 82a-953a. During each fiscal year,
13 the director of accounts and reports shall transfer \$6,000,000 from the
14 state general fund to the state water plan fund created by K.S.A. 82a-951,
15 and amendments thereto, one-half of such amount to be transferred on
16 July 15 and one-half to be transferred on January 15, except that such
17 transfers during each fiscal year commencing after June 30, 2008, are
18 subject to reduction under K.S.A. 75-6704, and amendments thereto, *and*
19 *except that the amount of moneys transferred from the state general fund*
20 *to the state water plan fund on January 15, 2009, shall not exceed*
21 *\$2,610,000.* All transfers under this section shall be considered to be de-
22 mand transfers from the state general fund, except that all such transfers
23 during the fiscal years ending June 30, 2008, and June 30, 2009, shall be
24 considered revenue transfers from the state general fund.

25 Sec. 94. On the effective date of this act, K.S.A. 2008 Supp. 55-193,
26 79-2978, 79-2979, 79- 3425i, 79-34,156, 79-4801 and 82a-953a are hereby
27 repealed.

28 Sec. 95. *Appeals to exceed position limitations.* The limitations imposed
29 by this act on the number of full-time and regular part-time positions
30 equated to full-time, excluding seasonal and temporary positions, paid
31 from appropriations for the fiscal year ending June 30, 2009, made in
32 chapter 5, chapter 131, chapter 156, chapter 159, chapter 160, chapter
33 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas or
34 in this act or in any other appropriation act of the 2009 regular session
35 of the legislature may be exceeded upon approval of the state finance
36 council.

37 Sec. 96. *Appeals to exceed expenditure limitations.* (a) Upon written
38 application to the governor and approval of the state finance council,
39 expenditures from special revenue funds may exceed the amounts spec-
40 ified in this act.

41 (b) This section shall not apply to the expanded lottery act revenues
42 fund, state economic development initiatives fund, the children's initia-
43 tives fund, the state water plan fund or the Kansas endowment for youth

1 fund, or to any account of any of such funds.

2 Sec. 97. (a) On the effective date of this act, of the amount of each
3 appropriation for a state agency for the fiscal year ending June 30, 2009,
4 made by chapter 131, 156, 159, 160, 164, 172 or 184 of the 2008 Session
5 Laws of Kansas, or by this or other appropriation act of the 2009 regular
6 session of the legislature from the state general fund, the sum equal to
7 3.4% of such appropriation, which is not exempt, is hereby lapsed. The
8 following are exempt from and shall not be reduced by such lapsing pro-
9 vision: (1) Any item of appropriation for debt service for payments pur-
10 suant to contractual bond obligations, and (2) any item of appropriation
11 for employer contributions for the employers who are eligible employers
12 as specified in subsections (1), (2) and (3) of K.S.A. 74-4931, and amend-
13 ments thereto, under the Kansas public employees retirement system
14 pursuant to K.S.A. 74-4939, and amendments thereto.

15 (b) On the effective date of this act, of each amount reappropriated for
16 a state agency from the state general fund for the fiscal year ending June
17 30, 2009, by chapter 131, 156, 159, 160, 164, 172 or 184 of the 2008
18 Session Laws of Kansas, or by this or other appropriation act of the 2009
19 regular session of the legislature, from the state general fund, the sum
20 equal to 3.4% of such reappropriation, which is not exempt, is hereby
21 lapsed. The following are exempt from and shall not be reduced by such
22 lapsing provision: (1) Any item of appropriation for debt service for pay-
23 ments pursuant to contractual bond obligations, and (2) any item of ap-
24 propriation for employer contributions for the employers who are eligible
25 employers as specified in subsections (1), (2) and (3) of K.S.A. 74-4931,
26 and amendments thereto, under the Kansas public employees retirement
27 system pursuant to K.S.A. 74-4939, and amendments thereto.

28 (c) The provisions of this section shall not apply to any transfer of
29 moneys to the: (1) School district capital improvements fund for distri-
30 bution to school districts pursuant to K.S.A. 75-2319, and amendments
31 thereto, and (2) school district capital outlay state aid fund for distribution
32 to school districts pursuant to K.S.A. 72-8814, and amendments thereto.

33 (d) It is the intent of the Kansas legislature that every effort be made
34 to provide that services to the vulnerable citizens of the state of Kansas
35 are protected from the lapses in appropriations from the state general
36 fund and other reductions in authorized expenditures from the state treas-
37 ury made by this act: *Provided further*, That, in implementing and ad-
38 ministering such lapses and other reductions, state agencies should first
39 reduce personnel and operating expenditures prior to implementing any
40 program reductions: *And provided further*, That it is the intent of the
41 Kansas legislature that, in implementing and administering such lapses
42 and other reductions, no one program be eliminated, but that all pro-
43 grams be subject to reductions in accordance with reduction allocations:

1 *Provided, however,* That it is the intent of the Kansas legislature that, in
2 implementing and administering such lapses and other reductions, the
3 state board of education and the department of education equally allocate
4 and apply the reductions made by this act equally to the appropriations
5 from the state general fund in general state aid account, in the supple-
6 mental general state aid account, and in the special education services aid
7 account: *And provided further,* That the legislature shall review the ap-
8 propriations from the state general fund in general state aid account, in
9 the supplemental general state aid account, and in the special education
10 services aid account during the fiscal year 2011.

11 *Sec. 98. Severability.* If any provision or clause of this act or application
12 thereof to any person or circumstances is held invalid, such invalidity shall
13 not affect other provisions or applications of the act which can be given
14 effect without the invalid provision or application, and to this end the
15 provisions of this act are declared to be severable.

16 *Sec. 99.* This act shall take effect and be in force from and after its
17 publication in the Kansas register.