

## SENATE BILL No. 575

By Committee on Ways and Means

3-11

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9 AN ACT concerning the special city and county highway fund; amending  
10 K.S.A. 2009 Supp. 79-3425i and repealing the existing section.

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

13 Section 1. K.S.A. 2009 Supp. 79-3425i is hereby amended to read as  
14 follows: 79-3425i. (a) On January 15 and July 15 of each year, the director  
15 of accounts and reports shall transfer a sum equal to the total taxes col-  
16 lected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amend-  
17 ments thereto, and credited to the state general fund during the six  
18 months next preceding the date of transfer, from the state general fund  
19 to the special city and county highway fund, created by K.S.A. 79-3425,  
20 and amendments thereto, except that: (1) Such transfers are subject to  
21 reduction under K.S.A. 75-6704, and amendments thereto; (2) ~~the~~  
22 ~~amount of moneys transferred from the state general fund to the special~~  
23 ~~city and county highway fund during state fiscal year 2009 on each such~~  
24 ~~date shall not exceed \$3,330,543.50; and (3) no moneys shall be trans-~~  
25 ~~ferred from the state general fund to the special city and county highway~~  
26 ~~fund during state fiscal year 2010; and (4) notwithstanding the provisions~~  
27 ~~of K.S.A. 79-3425c and 79-3425i, and amendments thereto, or any other~~  
28 ~~statute, the aggregate amount of \$6,661,087 of the moneys credited to~~  
29 ~~the special city and county highway fund shall be paid on or before April~~  
30 ~~14, 2009, by the state treasurer in accordance with the following to the~~  
31 ~~following counties in the amounts specified respectively therefor with the~~  
32 ~~requirement that the moneys received by each such county shall be de-~~  
33 ~~posited and administered in accordance with K.S.A. 79-3425c, and~~  
34 ~~amendments thereto, including any redistributions provided for by that~~  
35 ~~statute: Barton county, \$174,544.98, Butler county, \$890,898.90, Chau-~~  
36 ~~tauqua county, \$7,293.76, Clay county, \$15,533.75, Comanche county,~~  
37 ~~\$15,525.56, Cowley county, \$151,493.36, Douglas county, \$1,152,561.96,~~  
38 ~~Finney county, \$38,376.16, Geary county, \$41,101.83, Grant county,~~  
39 ~~\$11,827.23, Lane county, \$6,986.21, Leavenworth county, \$655,874.14,~~  
40 ~~Ness county, \$13,000.51, Rice county, \$9,780.91, Russell county,~~  
41 ~~\$18,610.55, Shawnee county, \$3,299,659.69, Sherman county,~~  
42 ~~\$29,689.72, Stevens county, \$7,532.41, Trego county, \$4,257.37, and Wy-~~  
43 ~~andotte county, \$116,537.47, which shall be for the purpose of providing~~

1 ~~such counties, cities and other local governmental entities the amounts~~  
2 ~~that were not paid as directed by statute during state fiscal years 2006,~~  
3 ~~2007 and 2008~~ (3) (A) on each January 14, April 14, July 14 and October  
4 14 of state fiscal years 2011, 2012, 2013, 2014 and 2015 the state treasurer  
5 shall determine the amount of money to be paid the counties and cities  
6 on such dates of such year, pursuant to K.S.A. 79-3425c, and amendments  
7 thereto, and make the following adjustments prior to the apportionment  
8 and payment specified in K.S.A. 79-3425c, and amendments thereto: (i)  
9 The following amounts shall be added to the apportionment and payment  
10 to be paid to the following counties: Barton county, \$7,984.99; Butler  
11 county, \$96,937.27; Douglas county, \$128,245.99; Leavenworth county,  
12 \$55,766.22; Shawnee county, \$267,356.20; and (ii) the following amounts  
13 shall be deducted from the apportionment and payment to the following  
14 counties: Allen county, \$3,839.12; Anderson county, \$2,957.98; Atchison  
15 county, \$4,345.79; Barber county, \$1,813.76; Bourbon county, \$2,945.98;  
16 Brown county, \$1,590.14; Chase county, \$1,364.54; Chautauqua county,  
17 \$539.42; Cherokee county, \$5,874.25; Cheyenne county, \$1,317.84; Clark  
18 county, \$757.32; Clay county, \$968.54; Cloud county, \$2,774.68; Coffey  
19 county, \$2,894.76; Comanche county, \$446.63; Cowley county, \$2,116.31;  
20 Crawford county, \$5,558.19; Decatur county, \$1,615.15; Dickinson  
21 county, \$6,024.00; Doniphan county, \$2,626.24; Edwards county,  
22 \$1,580.33; Elk county, \$525.08; Ellis county, \$8,774.46; Ellsworth county,  
23 \$2,334.37; Finney county, \$5,837.57; Ford county, \$7,048.03; Franklin  
24 county, \$6,898.28; Geary county, \$976.57; Gove county, \$1,058.76; Gra-  
25 ham county, \$1,409.48; Grant county, \$1,936.03; Gray county, \$2,355.25;  
26 Greeley county, \$941.53; Greenwood county, \$2,701.29; Hamilton  
27 county, \$1,060.71; Harper county, \$1,466.35; Harvey county, \$7,863.46;  
28 Haskell county, \$1,335.39; Hodgeman county, \$959.20; Jackson county,  
29 \$4,647.68; Jefferson county, \$6,701.43; Jewell county, \$1,211.66; Johnson  
30 county, \$115,947.72; Kearny county, \$1,160.82; Kingman county,  
31 \$2,801.87; Kiowa county, \$1,441.36; Labette county, \$5,563.25; Lane  
32 county, \$652.48; Lincoln county, \$1,203.05; Linn county, \$3,772.22; Lo-  
33 gan county, \$1,169.58; Lyon county, \$8,236.73; Marion county,  
34 \$3,681.52; Marshall county, \$3,878.17; McPherson county, \$8,652.66;  
35 Meade county, \$1,048.56; Miami county, \$10,701.45; Mitchell county,  
36 \$3,466.79; Montgomery county, \$8,377.29; Morris county, \$1,955.91;  
37 Morton county, \$1,200.61; Nemaha county, \$3,774.74; Neosho county,  
38 \$5,507.28; Ness county, \$991.77; Norton county, \$1,800.14; Osage  
39 county, \$2,327.93; Osborne county, \$1,882.73; Ottawa county, \$2,063.91;  
40 Pawnee county, \$1,802.09; Phillips county, \$2,622.20; Pottawatomie  
41 county, \$6,512.08; Pratt county, \$2,187.16; Rawlins county, \$1,119.60;  
42 Reno county, \$12,935.71; Republic county, \$2,272.31; Rice county,  
43 \$1,722.51; Riley county, \$11,149.53; Rooks county, \$2,252.51; Rush

1 county, \$1,235.76; Russell county, \$577.59; Saline county, \$14,049.86;  
2 Scott county, \$1,340.37; Sedgwick county, \$117,126.91; Seward county,  
3 \$4,488.67; Sheridan county, \$1,786.11; Sherman county, \$194.37; Smith  
4 county, \$1,993.99; Stafford county, \$2,029.27; Stanton county, \$991.97;  
5 Stevens county, \$638.08; Sumner county, \$5,908.68; Thomas county,  
6 \$3,388.44; Trego county, \$1,781.87; Wabaunsee county, \$2,354.10; Wal-  
7 lace county, \$994.33; Washington county, \$2,554.75; Wichita county,  
8 \$1,333.92; Wilson county, \$3,659.10; Woodson county, \$1,214.90; Wy-  
9 andotte county, \$16,818.00; (B) after determining and including such ad-  
10 ditions and deductions, the resulting apportionment and payment shall  
11 be paid by the state treasurer to the counties and cities prescribed there-  
12 for, notwithstanding the provisions of K.S.A. 79-3425c, and amendments  
13 thereto, or any other statute, each January 14, April 14, July 14 and  
14 October 14 of state fiscal years 2011, 2012, 2013, 2014 and 2015, with  
15 the requirement that the additional moneys received by each such county  
16 shall be deposited and administered in accordance with K.S.A. 79-3425c,  
17 and amendments thereto, including any redistributions provided for by  
18 that statute, except that the state treasurer shall calculate the annual  
19 equalization payment to each county without considering the deductions  
20 or additions to quarterly distributions required by subsection (a)(3)(A);  
21 and (C) acceptance of the payments made pursuant to this subsection  
22 (a)(3) shall be deemed as payment in full and a release of any liability  
23 from the county to the state treasurer for payments from the special city  
24 and county highway fund for state fiscal years 2000 through 2009. All  
25 transfers under this section shall be considered to be demand transfers  
26 from the state general fund except that all such transfers during the fiscal  
27 years ending June 30, 2010, and June 30, 2011, shall be considered to be  
28 revenue transfers from the state general fund. Any transfers of moneys  
29 from the state general fund to the special city and county highway fund  
30 during the state fiscal year ending June 30, 2009, pursuant to the provi-  
31 sions of K.S.A. 79-3425i, and amendments thereto, or any other statute,  
32 that have been made prior to the effective date of this act shall be reversed  
33 by the director of accounts and reports and reversing entries shall be  
34 entered upon the accounting records of the state treasurer therefor.

35 (b) During the state fiscal year ending June 30, 2010, on July 15,  
36 2009, and January 15, 2010, the director of accounts and reports shall  
37 transfer \$2,515,916 from the state highway fund to the special city and  
38 county highway fund, created by K.S.A. 79-3425, and amendments  
39 thereto.

40 Sec. 2. K.S.A. 2009 Supp. 79-3425i is hereby repealed.

41 Sec. 3. This act shall take effect and be in force from and after its  
42 publication in the statute book.