

SENATE BILL No. 275

By Committee on Ways and Means

2-22

1 AN ACT concerning the state gaming revenues fund; changing the total
2 amount credited to such fund; increasing the transfer of moneys from
3 such fund to the correctional institutions building fund; decreasing the
4 transfer of moneys from such fund to the state economic development
5 initiatives fund; amending K.S.A. 79-4801 and 79-4803 and K.S.A.
6 2022 Supp. 79-4804 and repealing the existing sections.
7

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

9 Section 1. K.S.A. 79-4801 is hereby amended to read as follows: 79-
10 4801. There is hereby created the state gaming revenues fund in the state
11 treasury. All moneys credited to such fund shall be expended or transferred
12 only for the purposes and in the manner provided by this act and all
13 expenditures from the state gaming revenues fund shall be made in
14 accordance with appropriation acts. All moneys credited to such fund shall
15 be allocated and credited monthly to the funds and in the amounts
16 specified by this act except that the total of the amounts credited to such
17 funds in any one fiscal year pursuant to this act shall not exceed
18 \$50,000,000, ~~except that the total of the amounts credited to such funds for~~
19 ~~fiscal years 2009 and 2010, pursuant to this act shall not exceed~~
20 ~~\$48,059,846~~ \$60,000,000. All amounts credited to such fund in any one
21 fiscal year ~~which~~ *that* are in excess of ~~\$50,000,000~~ \$60,000,000 shall be
22 transferred and credited to the state general fund ~~on July 15, 1996, and~~
23 ~~June 25, 1997, and each year thereafter~~ on June 25, ~~except that:~~ (a) All
24 ~~amounts credited to the state gaming revenues fund in fiscal year 2009~~
25 ~~which are in excess of \$48,059,846 shall be transferred and credited to the~~
26 ~~state general fund on July 15, 2009, and shall be recorded and accounted~~
27 ~~for as receipts to the state general fund for fiscal year 2009;~~ (b) all
28 ~~amounts credited to the state gaming revenues fund in fiscal year 2010~~
29 ~~which are in excess of \$48,059,846 shall be transferred and credited to the~~
30 ~~state general fund on June 15, 2010, and shall be recorded and accounted~~
31 ~~for as receipts to the state general fund for fiscal year 2010; and (c) all~~
32 ~~amounts credited to the state gaming revenues fund in fiscal year 2011~~
33 ~~which are in excess of \$50,000,000 shall be transferred and credited to the~~
34 ~~state general fund on June 15, 2011, and shall be recorded and accounted~~
35 ~~for as receipts to the state general fund for fiscal year 2011~~ *of each fiscal*
36 *year.*

1 Sec. 2. K.S.A. 79-4803 is hereby amended to read as follows: 79-
2 4803. (a) After the transfer of moneys pursuant to K.S.A. 79-4806, and
3 amendments thereto:

4 (1) An amount equal to ~~10%~~ 20% of the balance of all moneys
5 credited to the state gaming revenues fund shall be transferred and credited
6 to the correctional institutions building fund created pursuant to K.S.A. 76-
7 6b09, and amendments thereto, to be appropriated by the legislature for the
8 use and benefit of state correctional institutions as provided in K.S.A. 76-
9 6b09, and amendments thereto; and

10 (2) an amount equal to 5% of the balance of all moneys credited to
11 the state gaming revenues fund shall be transferred and credited to the
12 juvenile alternatives to detention fund.

13 (b) There is hereby created in the state treasury the juvenile
14 alternatives to detention fund which shall be administered by the
15 ~~commissioner of juvenile justice~~ *secretary of corrections*. The Kansas
16 advisory group on juvenile justice and delinquency prevention shall review
17 and make recommendations concerning the administration of the fund. All
18 expenditures from the juvenile alternatives to detention fund shall be for
19 the development and operation of community-based alternatives to
20 detention in accordance with a grant program which shall be established
21 with grant criteria designed by the secretary of corrections to facilitate the
22 expeditious award and payment of grants for the purposes for which the
23 moneys are intended. The secretary shall make grants of the moneys
24 credited to the juvenile alternatives to detention fund for such purposes to
25 counties in accordance with such grant program. All expenditures from the
26 juvenile alternatives to detention fund shall be made in accordance with
27 appropriation acts upon warrants of the director of accounts and reports
28 issued pursuant to vouchers approved by the secretary or the secretary's
29 designee.

30 (c) On or before the 10th day of each month, the director of accounts
31 and reports shall transfer from the state general fund to the juvenile
32 alternatives to detention fund interest earnings based on:

33 (1) The average daily balance of moneys in the juvenile alternatives
34 to detention fund for the preceding month; and

35 (2) the net earnings rate of the pooled money investment portfolio for
36 the preceding month.

37 Sec. 3. K.S.A. 2022 Supp. 79-4804 is hereby amended to read as
38 follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 79-
39 4806, and amendments thereto, an amount equal to ~~85%~~ 75% of the
40 balance of all moneys credited to the state gaming revenues fund shall be
41 transferred and credited to the state economic development initiatives
42 fund. Expenditures from the state economic development initiatives fund
43 shall be made in accordance with appropriations acts for the financing of

1 such programs supporting and enhancing the existing economic foundation
2 of the state and fostering growth through the expansion of current, and the
3 establishment and attraction of new, commercial and industrial enterprises
4 as provided by this section and as may be authorized by law and not less
5 than $\frac{1}{2}$ of such money shall be distributed equally among the
6 congressional districts of the state. Except as provided by subsection (g),
7 all moneys credited to the state economic development initiatives fund
8 shall be credited within the fund, as provided by law, to an account or
9 accounts of the fund, ~~which~~ *that* are created by this section or ~~for state~~
10 ~~fiscal years 2022, 2023 and 2024~~, to an account or accounts of the fund
11 created by appropriation acts.

12 (b) There is hereby created the Kansas capital formation account in
13 the state economic development initiatives fund. All moneys credited to
14 the Kansas capital formation account shall be used to provide, encourage
15 and implement capital development and formation in Kansas.

16 (c) There is hereby created the Kansas economic development
17 research and development account in the state economic development
18 initiatives fund. All moneys credited to the Kansas economic development
19 research and development account shall be used to promote, encourage
20 and implement research and development programs and activities in
21 Kansas and technical assistance funded through state educational
22 institutions under the supervision and control of the state board of regents
23 or other Kansas colleges and universities.

24 (d) There is hereby created the Kansas economic development
25 endowment account in the state economic development initiatives fund.
26 All moneys credited to the Kansas economic development endowment
27 account shall be accumulated and invested as provided in this section to
28 provide an ongoing source of funds, which shall be used for economic
29 development activities in Kansas, including, but not limited to, continuing
30 appropriations or demand transfers for programs and projects, which shall
31 include, but are not limited to, specific community infrastructure projects
32 in Kansas that stimulate economic growth.

33 (e) Except as provided in subsection (f), the director of investments
34 may invest and reinvest moneys credited to the state economic
35 development initiatives fund in accordance with investment policies
36 established by the pooled money investment board under K.S.A. 75-4232,
37 and amendments thereto, in the pooled money investment portfolio. All
38 moneys received as interest earned by the investment of the moneys
39 credited to the state economic development initiatives fund shall be
40 deposited in the state treasury and credited to the Kansas economic
41 development endowment account of such fund.

42 (f) Moneys credited to the Kansas economic development
43 endowment account of the state economic development initiatives fund

1 may be invested in government guaranteed loans and debentures as
2 provided by law in addition to the investments authorized by subsection
3 (e) or in lieu of such investments. All moneys received as interest earned
4 by the investment under this subsection of the moneys credited to the
5 Kansas economic development endowment account shall be deposited in
6 the state treasury and credited to the Kansas economic development
7 endowment account of the state economic development initiatives fund.

8 (g) Except as provided further, in each fiscal year, the director of
9 accounts and reports shall make transfers in equal amounts on July 15 and
10 January 15 that in the aggregate equal \$2,000,000 from the state economic
11 development initiatives fund to the state water plan fund created by K.S.A.
12 82a-951, and amendments thereto. ~~In state fiscal year 2022, the director of~~
13 ~~accounts and reports shall make transfers in equal amounts on July 15 and~~
14 ~~January 15 that in the aggregate equal \$1,719,264 from the state economic~~
15 ~~development initiatives fund to the state water plan fund.~~ No other moneys
16 credited to the state economic development initiatives fund shall be used
17 for: (1) Water-related projects or programs, or related technical assistance;
18 or (2) any other projects or programs, or related technical assistance that
19 meet one or more of the long-range goals, objectives and considerations
20 set forth in the state water resource planning act.

21 Sec. 4. K.S.A. 79-4801 and 79-4803 and K.S.A. 2022 Supp. 79-4804
22 are hereby repealed.

23 Sec. 5. This act shall take effect and be in force from and after its
24 publication in the statute book.