



Kansas Register

Ron Thornburgh, Secretary of State

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| In this issue . . . | Page |
|--|------|
| Facilities Closure and Realignment Commission | |
| Notice of hearings | 909 |
| Department of Agriculture | |
| Notice of Governor’s Agricultural Advisory Board meeting..... | 909 |
| USDA—Natural Resources Conservation Service | |
| Notice of Kansas Technical Committee meeting | 909 |
| Legislative interim committee schedule..... | 909 |
| Kansas Health Policy Authority | |
| Notices concerning Medicaid reimbursement..... | 910 |
| Kansas State University | |
| Notice to bidders..... | 910 |
| University of Kansas | |
| Notice to bidders..... | 910 |
| City of Wichita | |
| Notice to bidders..... | 910 |
| Department of Administration | |
| Public notice..... | 911 |
| Pooled Money Investment Board | |
| Notice of investment rates..... | 911 |
| Secretary of State | |
| Notice of corporations forfeited..... | 911 |
| Kansas Department of Credit Unions | |
| Notice of application for change in field of membership..... | 912 |
| Department of Health and Environment | |
| Request for comments on proposed air quality permits | 912 |
| Request for bids for lead hazard reduction..... | 912 |
| Notice concerning water pollution control permits/applications | 913 |
| Department of Revenue | |
| Notice of available publications..... | 914 |
| Kansas Development Finance Authority | |
| Notice of hearing on proposed revenue bonds | 915 |
| Department of Administration—Division of Purchases | |
| Notice to bidders for state purchases | 915 |

(continued on next page)

Permanent Administrative Regulations
 Kansas Insurance Department 915
 Social and Rehabilitation Services..... 916
 State Corporation Commission..... 917

Temporary Administrative Regulations
 Board of Cosmetology 923
 Board of Healing Arts..... 923

New State Laws
 Senate Substitute for House Bill 2373, making and concerning appropriations..... 924
 Governor’s line-item veto message..... 949

Index to administrative regulations..... 950

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Ron Thornburgh
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Register Office:
 1st Floor, Memorial Hall
 (785) 296-3489
 Fax (785) 368-8024
 kansasregister@kssos.org

State of Kansas

**Facilities Closure and
Realignment Commission**

Notice of Hearings

The Facilities Closure and Realignment Commission will be hosting public hearings in Room 143-N, State Capitol, 300 S.W. 10th Ave., Topeka. The first hearing will begin at 1 p.m. Monday, June 22, to discuss the Kansas State School for the Blind. The second hearing will begin at 9 a.m. Tuesday, June 23, to discuss the Rainbow Mental Health Facility. For more information, contact the commission at Closure.Commission@ks.gov.

Rochelle Chronister
Chair

Doc. No. 037136

State of Kansas

Department of Agriculture

Notice of Board Meeting

The Governor's Agricultural Advisory Board will meet at 10 a.m. Friday, June 19, in the fourth floor training room, Kansas Department of Agriculture, 109 S.W. 9th, Topeka. A meeting agenda will be available prior to June 19 by contacting Ginger Patterson at (785) 296-3902. This meeting is open to the public and will include time for public comment. If special accommodations are needed, individuals should contact the Department of Agriculture at (785) 296-3902 at least three business days prior to the meeting.

Adrian J. Polansky
Secretary of Agriculture

Doc. No. 037137

(Published in the Kansas Register June 11, 2009.)

**USDA—Natural Resources
Conservation Service**

Notice of Kansas Technical Committee Meeting

The Kansas Technical Committee will meet from 9:30 a.m. to 2 p.m. Friday, June 26, at the NRCS Conference Center, 747 S. Duvall, Salina. The purpose of the meeting is:

1. To review Kansas' fiscal year 2009 Grassland Reserve Program (GRP) and solicit recommendations from the Kansas Technical Committee (KTC). Specifically, the committee will discuss the program's ranking criteria and the geographic area rate caps (GARC). These were developed in consultation with the GRP Subcommittee of the KTC over the past two months.

2. To discuss some proposed Conservation Reserve Program (CRP) revisions to the CP38E-State Acres For Wildlife Enhancement (SAFE) practice, CP33-Habitat Buffers for Upland Birds practice, and some proposed revisions to the state-approved management practices. Farm Service Agency (FSA) will present the revisions.

It is recommended that you review the FY 2009 GRP information at <http://www.ks.nrcs.usda.gov/programs/grp/2009.html> prior to the teleconference.

Any questions about GRP may be directed to Paul J. Gallagher, GRP Coordinator, at (785) 823-4517 or paul.gallagher@ks.usda.gov, and any questions about CRP may be directed to Rod J. Winkler, Agricultural Programs Specialist, Conservation and Emergency Programs Division, FSA, at (785) 539-3543 or rod.winkler@ks.usda.gov.

Persons requiring special assistance to attend the meeting should contact Rosie Collins at (785) 823-4566 or rosie.collins@ks.usda.gov by June 19.

Eric B. Banks
State Conservationist

Doc. No. 037138

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 12-26. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>. Interim committee memberships can be found on the Legislative Research Department's Web site at <http://skyways.lib.ks.us/ksleg/KLRD/Committees.htm>.

| Date | Room | Time | Committee | Agenda |
|------------------------------------|-------|------------|--|--|
| <i>(Date pending LCC approval)</i> | | | | |
| June 12 | 143-N | 10:00 a.m. | Joint Committee on Health Policy Oversight | KHPA long-range program review; KHPA FY 2010 budget; safety net clinics; public health long-range planning; and HIT/HIE. |
| June 26 | 545-N | 10:00 a.m. | Kansas Electric Transmission Authority | KETA business meeting. |

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 037131

State of Kansas

Kansas Health Policy Authority**Public Notice**

The state of Kansas Medicaid is proposing a state plan change to be effective October 1, 2009, for inpatient reimbursement. The inpatient reimbursement update is budget neutral. As such, there is no fiscal impact due to the proposed changes. Changes made include updating the effective dates and the budget neutrality factor.

For any comments or additional information, contact Rita Haverkamp, Kansas Health Policy Authority, Room 900-N, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1220, or e-mail Rita.Haverkamp@khpa.ks.gov.

Andy Allison, Ph.D.
Acting Executive Director

Doc. No. 037127

State of Kansas

Kansas State University**Notice to Bidders**

Kansas State University encourages interested vendors to visit the Kansas State University Controller's Office/Purchasing Web site at <http://www.ksu.edu/purchasing/rfq> for a complete listing of all transactions for which Kansas State University Purchasing, or one of the consortia commonly utilized by K-State, is seeking competitive bids. Paper postings of Kansas State University Purchasing's bid transactions may be viewed at the Purchasing Office, 21 Anderson Hall, Manhattan, or persons may contact Purchasing at (785) 532-6214, by fax at (785) 532-5577, or by e-mail at cbishop@ksu.edu to request a copy of a current bid.

Carla Bishop
Director of Purchasing

Doc. No. 037119

State of Kansas

University of Kansas**Notice to Bidders**

The University of Kansas encourages interested vendors to visit the University of Kansas Purchasing Services Web site at <http://www.purchasing.ku.edu/> for a complete listing of all transactions for which KU Purchasing Services, or one of the consortia commonly utilized by KU, is seeking competitive bids. Paper postings of KU Purchasing Services bid transactions may be viewed at the Purchasing Services office located at 1246 W. Campus Road, Room 7, Lawrence, 66045, or persons may contact Purchasing Services at (785) 864-3790, by fax at (785) 864-3454, or by e-mail at purchasing@ku.edu to request a copy of a current bid.

Barry K. Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 037118

State of Kansas

Kansas Health Policy Authority**Public Notice**

In order to improve Medicaid support for graduate medical education training in Kansas, the Kansas Health Policy Authority is proposing to revise the Medicaid Direct Graduate Medical Education and Indirect Medical Education formulas to align more closely with Medicare's medical education reimbursement formulas. The revisions, effective July 1, 2009, will increase overall Medicaid medical education funding and will help ensure adequate funding for medical education programs that train future Kansas physicians.

The KHPA anticipates a fiscal impact for federal fiscal year 2009 of approximately \$850,000. The anticipated fiscal impact for federal fiscal year 2010 is \$3,400,000.

A copy of the proposed state plan change, which has additional information, may be obtained from any local SRS office. To send comments or to review comments received, or to obtain additional information, contact Rita Haverkamp, Kansas Health Policy Authority, Room 900-N, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1220, or e-mail Rita.Haverkamp@khpa.ks.gov.

Andy Allison, Ph.D.
Acting Executive Director

Doc. No. 037129

(Published in the Kansas Register June 11, 2009.)

City of Wichita, Kansas**Notice to Bidders**

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, July 10, for the following project:

**(KDOT Project No. 87N-0349-01/472-84766/208461)
(OCA Code 706996)
Paving**

17th Street North, Hillside to Grove

Requests for the bid documents and plans should be directed to City Blue Print at (316) 265-6224 or Marty Strayer at (316) 268-4488. Other questions should be directed to the respective design engineer, (316) 268-4501.

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Kim Pelton at (316) 268-4499 for extra sets of plans and specifications.

Marty Strayer
Administrative Aide
City of Wichita—Engineering

Doc. No. 037130

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 2008 Supp. 65-34,117(c), records of the Division of Accounts and Reports show the unobligated balances are \$2,549,445.50 in the underground petroleum storage tank release trust fund and \$1,331,878.83 in the aboveground petroleum storage tank release trust fund at May 31, 2009.

Duane Goossen
Secretary of Administration

Doc. No. 037122

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 2008 Supp. 12-1675(b)(c)(d) and K.S.A. 2008 Supp. 12-1675a(g).

Effective 6-8-09 through 6-14-09

| Term | Rate |
|-----------|-------|
| 1-89 days | 0.21% |
| 3 months | 0.22% |
| 6 months | 0.38% |
| 1 year | 0.69% |
| 18 months | 1.05% |
| 2 years | 1.33% |

Elizabeth B.A. Miller
Director of Investments

Doc. No. 037117

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of May 2009 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

Domestic Corporations

- American Home Exteriors, Inc., Overland Park, KS.
- Anderson Family Dentistry LLC, Lenexa, KS.
- Arkansas City United Fund, Arkansas City, KS.
- Besco Enterprises, LLC, Shawnee, KS.
- Bold Bass Car Audio Inc., Derby, KS.
- Creative Children's Childcare Inc., Topeka, KS.
- Custom Ag Products, Incorporated, Beloit, KS.
- D & D Farm Equipment, Inc., Winfield, KS.
- Defever Osborn Drug, Inc., Independence, KS.
- Defever Rx Center, Inc., Independence, KS.
- Disc Heat, LLC, Wichita, KS.
- Dive One Inc., Olathe, KS.
- Eastside Oil Company, Inc., Bennington, KS.

- Galloway and Associates Legal Nurse Consulting, LLC, Andover, KS.
- Golden Age Insurance, Inc., Olathe, KS.
- Gyp Hills Pilot Club of Medicine Lodge, Medicine Lodge, KS.
- Hays Auto Parts, Inc., Hays, KS.
- Hiawatha Milling Company, Inc., Beloit, KS.
- Highland Games, Inc., Gladstone, MO.
- Indian Hills Meat and Poultry, Inc., Wichita, KS.
- J. C. and D. Corporation, Kansas City, KS.
- J. Willis Baker, D.D.S., L.L.C., Wichita, KS.
- Jeff Weltmer, O.D., P.A., Olathe, KS.
- JF Aitken Enterprises, Inc., Coffeyville, KS.
- Jim Smith Sales, Inc., Laurie, MO.
- K-Sun Tech Inc., Garden City, KS.
- Kansas Lumber Service, Inc., Nickerson, KS.
- KCPWLC, Inc., Overland Park, KS.
- Lea J. Alan Enterprises, Inc., Newton, KS.
- Logo Printed Cups, Inc., Kansas City, MO.
- Mission Towers Properties I, LLC, Overland Park, KS.
- Mobile Service Auto Glass, Inc., Hutchinson, KS.
- Murphy Properties, LLC, Overland Park, KS.
- Nelson Appliances, Inc., Salina, KS.
- North Newton Builders, Inc., North Newton, KS.
- Phillip Studer Trucking, Inc., Beattie, KS.
- R. C. Neuer Company, Paola, KS.
- Raco, Inc., Winfield, KS.
- Reed Family Healthcare Services, LLC, Overland Park, KS.
- Reusser + Reusser, L.L.C., Wichita, KS.
- Revival Homes, LLC, Lenexa, KS.
- Reynolds Consulting Engineering, LLC, Lawrence, KS.
- Riverdale, Inc., St. Joseph, MO.
- Rohleder Electric Company, Inc., Hays, KS.
- Schock Transfer Co., Inc., Kansas City, KS.
- The Cabinet Shop of Hutchinson, Inc., Hutchinson, KS.
- The Gamble Team, Inc., Overland Park, KS.
- The Miami Pipe Line Company, Paola, KS.
- The Ribcage Inc., Wichita, KS.
- Trinium, Inc., Manhattan, KS.
- Twin Ag Farms, Inc., Hoxie, KS.
- Werring Law Office, LLC, Atchison, KS.
- Work Zone Inspections, Inc., Overland Park, KS.
- Young's, Inc., Topeka, KS.

Foreign Corporations

- Aberration Ventures, LLC, Overland Park, KS.
- Alber Electric Company, Inc., Topeka, KS.
- Alcott Group Inc., Farmingdale, NY.
- Athens Benefits Insurance Services, Inc., Concord, CA.
- Cunningham Plumbing Co., Chillicothe, MO.
- Dresser-Rand Services, Inc., Louisiana, MO.
- El Vaquero Imports, Inc., Omaha, NE.
- Enterprise Marketing, Inc., Lee's Summit, MO.
- Inet Interactive, LLC, Overland Park, KS.
- James C. Jenkins Insurance Service Inc., Concord, CA.
- King & King Enterprises, Inc., Kansas City, MO.
- Lender's First Choice Agency, Inc., Frisco, TX.
- Mercury Transaction Services, Inc., Greenwood Village, CO.
- Merrill and Wesemann Advertising Incorporated, Leawood, KS.
- Oklahoma Grocers Association, Oklahoma City, OK.
- Rogers Insurance Services, Inc., Castro Valley, CA.
- Safe Air Agency, Inc., Loganville, GA.
- Vicorp Restaurants, Inc., Denver, CO.

Ron Thornburgh
Secretary of State

Doc. No. 037128

State of Kansas

Department of Credit Unions

Notice of Application for Change
in Field of Membership

The Kansas Department of Credit Unions has received an application for a change in field of membership from the McCormick Midwest Employees Credit Union, 625 Commercial St., Suite 6, Atchison, KS 66002. The proposed change in field of membership is as follows:

Adding Free Country Design to its field of membership, which is Berger Company, Bottorff Construction Company, Atchison by BIC, Blish-Mize, McCormick Distillery, MGP Ingredients, Inc., KCIT and Fargo Assembly.

Questions concerning the application may be directed to Cheryl Bishop, Kansas Department of Credit Unions, 400 S. Kansas Ave., Suite B, Topeka, 66603-3438, (785) 296-3021.

John P. Smith
Administrator

Doc. No. 037140

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. Arkalon Ethanol, LLC has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of carbon monoxide (CO), oxides of nitrogen (NOx), sulfur dioxide (SO₂), volatile organic compounds (VOC), particulate matter (PM/PM-10) and hazardous air pollutants were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Arkalon Ethanol, LLC, 300 N. Lincoln, Liberal, owns and operates a facility located at 4810 Road P, Liberal, which manufactures a maximum throughput of 121 million gallons per year of fuel grade ethanol (ethyl alcohol).

A copy of the proposed permits, permit applications, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permits and supporting documentation, contact Sergio Guerra, (785) 296-0365, at the KDHE central office, and to review the proposed permit only, contact Ethel Evans, (620) 225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permits to Sergio Guerra, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business July 13.

A person may request a public hearing be held on the proposed permits. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business July 13 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 037121

State of Kansas

Department of Health
and Environment

Request for Bids

Pursuant to the Kansas Childhood Lead Poisoning Prevention Program, sealed bids for lead hazard reduction at the following properties will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information, call (785) 296-1519:

June 26, 2009

264-09-33

Project Lead Safe KCK

| | |
|-------------|---|
| Property #1 | 3124 S. 46th St. Kansas City, KS 66106 |
| Property #2 | 1227 Orville Ave. Kansas City, KS 66102 |
| Property #3 | 88 S. 17th St. Kansas City, KS 66102 |
| Property #4 | 3201 Everett Ave. Kansas City, KS 66102 |
| Property #5 | 2244 Elizabeth Ave. Kansas City, KS 66102 |
| Property #6 | 2927 N. 26th St. Kansas City, KS 66104 |
| Property #7 | 1040 Suntree Place Kansas City, KS 66103 |
| Property #8 | 3429 Metropolitan Ave. Kansas City, KS 66106 |

Contractors will be required to attend a walkthrough of each property in order to be eligible to respond to the invitation for bid. For times and actual locations, call (913) 262-0796 or go to the following Web site:

<http://www.kshealthyhomes.org>

The above-referenced bid documents can be downloaded at the Web site listed above.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 037134

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-09-159

Application(s) for New or Expansion of Existing Swine Facilities

| Name and Address of Applicant | Owner of Property Where Facility Will Be Located | Receiving Water |
|--|--|----------------------|
| Richard J. Meyer 2613 S Road Sabetha, KS 66534 | Richard J. Meyer 2613 S Road Sabetha, KS 66534 | Missouri River Basin |
| SE/4 of Section 25, T01S, R13E, Nemaha County Kansas Permit No. A-MONM-S071 | | |

This is an application for a new permit for an existing facility for 2,250 head (900 animal units) of swine weighing more than 55 pounds, 50 head (50 animal units) of beef cattle weighing more than 700 pounds, 91 head (45.5 animal units) of beef cattle weighing less than 700 pounds and 2 head (4 animal units) of horses, for a total of 999.5 animal units. The facility has approximately 2.5 acres of cattle pens, and a new enclosed swine building will be constructed with an underground concrete manure pit. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-09-160/168

Pending Permits for Confined Feeding Facilities

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|---|----------------------|
| Richard J. Meyer 2613 S Road Sabetha, KS 66534 Kansas Permit No. A-MONM-S071 | SE/4 of Section 25, T01S, R13E, Nemaha County | Missouri River Basin |

This is a new permit for an existing, expanding facility for 2,250 head (900 animal units) of swine weighing more than 55 pounds, 50 head (50 animal units) of cattle weighing more than 700 pounds, 91 head (45.5 animal units) of cattle weighing less than 700 pounds and 2 head (4 animal units) of horses. A new enclosed swine building is

proposed approximately 100 feet southwest of the existing cattle facility. The open lots at the existing cattle facility will be used to feed beef cattle.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|---|---------------------|
| Vince Wagoner Box 5 Lenora, KS 67645 | NE/4 of Section 10, T05S, R24W, Norton County | Solomon River Basin |

Kansas Permit No. A-SONT-B009

This is a new permit for a new facility for 500 head (250 animal units) of cattle weighing 700 pounds or less. The proposed construction includes open lot pens with a waste control system consisting of a sediment basin and earthen waste storage pond. This permit is being re-public noticed due to the wrong county being published in the previous Register.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|---|------------------------------|
| Condray Farms, Inc. - Arrowhead Site Kent Condray 236 5th Road Clyde, KS 66938 | NW/4 of Section 08, T05S, R01E, Washington County | Lower Republican River Basin |

Kansas Permit No. A-LRWS-S035

This is a revised permit for a new facility for 2,400 head (960 animal units) of swine more than 55 pounds. The proposed facility will consist of two enclosed swine buildings with underground concrete pits. A dead animal compost facility is also proposed. This represents a decrease in the permitted animal units from the previous permit.

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|---|------------------------|
| Calvin D. Jamison Jamison Dairy 7471 County Road X Quinter, KS 67752 | SW/4 of Section 10, T12S, R26W, Gove County | Smoky Hill River Basin |

Kansas Permit No. A-SHGO-M003

This is a reissuance of a permit with an expansion for an existing facility for 230 head (322 animal units) of mature dairy cattle, 80 head (80 animal units) of dairy cattle weighing greater than 700 pounds and 80 head (40 animal units) of dairy cattle weighing less than 700 pounds, for a total of 390 head (442 animal units) of dairy cattle. This represents an increase from the previous permitted capacity of 190 head (266 animal units) of dairy cattle. No construction is proposed.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|--|------------------------|
| Keevin Newcomer Spring Creek Farms 17050 290 Ave. Ogallah, KS 67656 | SW/4 of Section 07, T12S, R22W, Trego County | Smoky Hill River Basin |

Kansas Permit No. A-SHTR-S006

This permit is being reissued for an existing facility with a maximum capacity of 100 head (40 animal units) of swine more than 55 pounds and 400 head (40 animal units) of swine 55 pounds or less, for a total of 80 animal units. There is no change in the permitted animal units from the previous permit.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|--|----------------------------|
| Robertson Farms Dr. Mark L. Robertson & Henry Robertson P.O. Box 542 Tribune, KS 67879 | NE/4 of Section 17, T18S, R40W, Greeley County | Upper Arkansas River Basin |

Kansas Permit No. A-UAGL-B002

This is a reissuance of a permit for an existing facility for 995 head (995 animal units) of cattle weighing greater than 700 pounds. There are no changes in the permitted animal units from the previous permit.

(continued)

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|---|---------------------------|
| Jerry Sleichter 733 2500 Ave. Abilene, KS 67410 | NW/4 of Section 01, T13S, R01E & NW/4 of Section 06, T13S, R02E, Dickinson County | Smoky Hill River Basin |

Kansas Permit No. A-SHDK-S019

This permit is being reissued for an existing facility with a maximum capacity of 61 head (24.4 animal units) of swine more than 55 pounds, 360 head (36 animal units) of swine 55 pounds or less, 180 head (180 animal units) of beef cattle more than 700 pounds and 180 head (90 animal units) of beef cattle 700 pounds or less, for a total of 330.4 animal units of swine and beef cattle. There is no change in the permitted animal units from the previous permit.

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|---|------------------------|
| Wigginton Farm Trust Kelly Wigginton Route 2, Box 16 Hoxie, KS 67740 | SW/4 of Section 18, T09S, R29W, Sheridan County | Solomon River Basin |

Kansas Permit No. A-SOSD-B001

This permit is being reissued for an existing facility with a maximum capacity of 200 head (100 animal units) of beef cattle 700 pounds or less and 100 head (100 animal units) of beef cattle more than 700 pounds, for a total of 200 animal units. This represents a decrease in animal units from the previous permit.

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|--|---------------------------|
| KSU Agricultural Research Center-Hays John R. Jaeger & Robert L. Gillen 1232 240th Ave. Hays, KS 67601 | SW/4 of Section 04, T14S, R18W, Ellis County | Smoky Hill River Basin |

Kansas Permit No. A-SHEL-B001

This is a reissuance of a permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There are no changes in the permitted animal units from the previous permit.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before July 11 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-159/168) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents/applications and the supporting information including any comments received are on file

and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 037132

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&A's, Information Guides and Notices published by the Department of Revenue for May 2009. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ksrevenue.org or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

No new publications

Opinion Letters

O-2009-007 Is the acquisition by purchase or lease of equipment that removes phosphorus from feedlot wastes exempt from Kansas retailers' sales tax if purchased by a farmer or rancher?

O-2009-008 Is the purchase of soap, stain remover and disinfectant used by a dairy farmer to launder and disinfect towels used to clean the teats of dairy cows prior to milking exempt as consumed in production of dairy products?

O-2009-009 Items purchased pursuant to the Kansas Appliance Replacement Program (KARP).

Final Written Determinations

No new publications

Revenue Rulings

No new publications

Notices

No new publications

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&A's

No new publications

Information Guides

No new publications

Joan Wagnon
Secretary of Revenue

Doc. No. 037126

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, June 25, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the projects numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The projects shall be located as shown:

Project No. 000761 Maximum Principal Amount: \$51,675. Owner/Operator: Jerry L. Holdeman. Description: Acquisition of 78 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Jerry L. Holdeman and is located at the East Half of the Southwest Quarter of Section 17, Township 23, Range 2 West, Harvey County, Kansas, approximately 3 miles north of Halstead and 2.5 miles west to East Edge.

Project No. 000762 Maximum Principal Amount: \$51,675. Owner/Operator: Terry D. Holdeman. Description: Acquisition of 78 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Terry D. Holdeman and is located at the West Half of the Southeast Quarter of Section 17, Township 23, Range 2 West, Harvey County, Kansas, approximately 3 miles north of Halstead and 2.25 miles west to East Edge.

The bond, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the KDFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the projects may be obtained by contacting the KDFA.

Stephen R. Weatherford
President

Doc. No. 037139

State of Kansas

Kansas Insurance Department

Permanent Administrative Regulations

Article 4.—ACCIDENT AND HEALTH INSURANCE

40-4-35. Medicare supplement policies; minimum standards; requirements. (a) The Kansas insurance department's "policy and procedure to implement medicare supplement insurance minimum standards," including the appendices, dated May 28, 2009, is hereby adopted by reference, except for sections 1, 2, 25, and 26.

(b) This regulation shall supersede any other Kansas insurance department regulation to the extent that the other regulation or any provision of it is inconsistent with or contrary to this regulation.

(c) If any provision of the document adopted in subsection (a) or the application of any provision of this document to any person or circumstance is for any reason deemed invalid, the remainder of this regulation and the application of the provision to other persons or circumstances shall not be affected. (Authorized by K.S.A. 40-103, K.S.A. 40-2221, and K.S.A. 40-2404a; implementing K.S.A. 2008 Supp. 40-2215, K.S.A. 40-2221, and K.S.A. 40-2403; effective May 1, 1982; amended May 1, 1984; amended May 1, 1986; effective, T-40-12-16-88, Dec. 16, 1988; amended, T-40-3-31-89, March 31, 1989; amended June 5, 1989; amended Oct. 15, 1990; amended April 1, 1992; amended May 24, 1996; amended, T-40-3-18-99, April 29, 1999; amended Aug. 20, 1999; amended Jan. 1, 2001; amended Sept. 7, 2001; amended Aug. 26, 2005; amended June 26, 2009.)

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 037133

State of Kansas

**Department of Administration
Division of Purchases**

Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

- 06/22/2009 08534 Clothing, Basic (Groups 5, 5a)
- 06/22/2009 12334 Washer, Extractor, Furnish & Install
- 06/22/2009 12339 Provide Financing for Financial Management System (SMART)
- 06/22/2009 12341 Paper Goods — KSU Housing
- 06/22/2009 12342 Canned Goods, Frozen Foods and Misc. Groceries — KSU Housing
- 06/22/2009 12346 Furnish and Install Cooling Tower Fill Media
- 06/22/2009 12347 Pavement Crack Sealant
- 06/23/2009 12326 Labor and Materials to Replace Chillers in the Landon State Office Building and Memorial Hall
- 06/23/2009 12327 Abandoned Well Plugging — Tallgrass National Prairie Project — Chase County

(continued)

| | | |
|------------|-------|---|
| 06/23/2009 | 12328 | Abandoned Well Plugging — Dexter Lease — Chautauqua County |
| 06/24/2009 | 12335 | Archeological Contractors to Conduct Phase III and IV Archeological Surveys for KDOT |
| 06/24/2009 | 12336 | Statewide Historic Preservation Contractors to Conduct Activity II, III and IV studies for KDOT |
| 06/26/2009 | 12324 | Janitorial Services — Overland Park |
| 07/01/2009 | 12202 | Personal Health Assessment, Health Screening, Health Coaching, Disease Management, Tobacco Cessation and Other Services |
| 07/02/2009 | 12325 | Janitorial Services — Hutchinson |

The above-referenced bid documents can be downloaded at the following Web site:

<http://www.da.ks.gov/purch/>

Additional files may be located at the following Web site (please monitor this Web site on a regular basis for any changes/addenda):

<http://da.state.ks.us/purch/adds/default.htm>

Contractors wishing to bid on the projects listed below must be prequalified. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting www.da.ks.gov/fp/.

| | | |
|------------|----------|--|
| 06/23/2009 | A-010883 | Electrical Upgrade — Oakley Area Shop, Kansas Dept. of Transportation, Oakley |
| 06/24/2009 | A-010840 | Restoration and Site Improvements — Pawnee Rock State Historic Site, Kansas Historical Society, Topeka |

Chris Howe
Director of Purchases

Doc. No. 037135

State of Kansas

Social and Rehabilitation Services

Permanent Administrative Regulations

Article 4.—PUBLIC ASSISTANCE PROGRAM

30-4-90. Eligibility factors specific to the GA program. (a) To be eligible for GA, each applicant or recipient shall meet the applicable general eligibility requirements of K.A.R. 30-4-50 and the following specific eligibility requirements:

(1) Each applicant or recipient shall be ineligible for GA under any of the following circumstances:

(A) The applicant or recipient is eligible for a federal cash program.

(B) The applicant or recipient has been denied or rendered ineligible for a federal cash program due to a voluntary action on the part of the applicant or recipient.

(C) The applicant or recipient has been determined ineligible for or has been denied social security disability benefits, unless both of the following conditions are met:

(i) The individual is exercising appeal rights at any level through the appeals council. In this case, the individual may receive assistance until social security disability benefits are awarded or until the individual is de-

nied either disability benefits or consideration by the appeals council.

(ii) Credible, competent medical evidence exists, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make the determination that the individual is disabled as defined in title XVI of the social security act and is unable to engage in employment.

(D) The applicant or recipient does not have a medically determinable severe impairment, as defined in title XVI of the social security act, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make this determination.

(2) Each applicant or recipient is disabled or has a medically determinable severe impairment, as defined in title XVI of the social security act, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make this determination.

(3) The needs of the applicant or recipient and the spouse of the applicant or recipient shall be included in the same assistance plan, if the applicant or recipient and the spouse are living together, except for persons who are not otherwise eligible. In determining eligibility, the needs of each of the following persons in the family group who are not otherwise eligible shall be excluded while the resources of those persons shall be included, unless the resources are specifically exempt:

(A) Any SSI recipient;

(B) any person denied assistance based on the provisions of K.A.R. 30-4-50 (c) or (d);

(C) any person who is ineligible due to a sanction; and

(D) any alien who is ineligible because of the citizenship and alienage requirements or sponsorship provisions.

(b)(1) A presumptive eligibility determination shall be made for each person who is being released from Osawatomie state hospital, rainbow mental health facility, Larned state security hospital, or Larned correctional mental health facility, in accordance with an approved discharge plan. Minimally, the presumptive determination shall be based on available information concerning the person's income and resources. The general eligibility requirements of K.A.R. 30-4-50 may be waived until a formal eligibility determination is completed. The time limit specified in subsection (e) of this regulation shall be waived for the period during which assistance is provided in accordance with paragraph (b)(2) of this regulation.

(2) The assistance provided shall equal 100 percent of the applicable GA budgetary standards, and the requirements of K.A.R. 30-4-140 (a)(1) shall be waived. The assistance shall not extend beyond the month of discharge and the two following months, except that the assistance may be extended by the secretary beyond the three-month limitation for good cause.

(c) Each applicant or recipient who refuses to authorize the department to file for and claim reimbursement from the social security administration for the amount of GA provided to the individual, pending a determination

of eligibility for the supplemental security income program, shall be ineligible for GA.

(d) Each applicant or recipient who fails or refuses to cooperate with legal counsel or any other entity assigned by the agency or retained by the applicant or recipient to aid, advise, assist, or represent the applicant or recipient with regard to applying for and securing social security disability benefits shall be ineligible for GA.

(e) Assistance under this regulation shall be limited to a lifetime maximum of 18 calendar months, or a time frame to be determined by the secretary. This determination shall be based on the level of appropriations received for the program.

(f) The lifetime maximum of 18 calendar months or the time frame established by the secretary shall not apply if the GA recipient is also receiving Medicaid benefits and one of the following conditions is met:

(1) The individual's initial application for social security disability benefits is still pending the initial determination or is currently on appeal. If the individual is otherwise eligible and is either awaiting the initial determination or exercising appeal rights at any level through the appeals council, the individual may receive assistance until social security disability benefits are awarded or until the individual is denied either disability benefits or consideration by the appeals council.

(2) The individual has reapplied for social security disability benefits and establishes by credible, competent medical evidence, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make such a determination, either that a new impairment exists or that the existing impairment has increased in severity since the individual originally applied for social security disability benefits. The individual may receive assistance until social security disability benefits are awarded or until the individual is denied either disability benefits or consideration by the appeals council.

(g) This regulation shall be effective on and after July 1, 2009. (Authorized by K.S.A. 39-708c; implementing K.S.A. 39-708c and K.S.A. 2008 Supp. 39-709; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended, T-84-8, March 29, 1983; amended May 1, 1983; amended, T-84-9, March 29, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-6-10-91, July 1, 1991; amended Oct. 28, 1991; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Dec. 31, 1992; amended, T-30-2-15-93, Feb. 15, 1993; amended June 1, 1993; amended July 1, 1994; amended Jan. 1, 1997; amended March 1, 1997; amended Oct. 1, 1997; amended July 1, 2002; amended, T-30-5-27-04, July 1, 2004; amended Aug. 6, 2004; amended July 1, 2006; amended July 1, 2009.)

Don Jordan
Secretary of Social and
Rehabilitation Services

Doc. No. 037123

State of Kansas

State Corporation Commission

Permanent Administrative Regulations

Article 11.—NATURAL GAS PIPELINE SAFETY

82-11-4. Transportation of natural and other gas by pipeline; minimum safety standards. The federal rules and regulations titled "transportation of natural and other gas by pipeline: minimum federal safety standards," 49 C.F.R. Part 192, including appendices A, B, C, and D, as in effect on October 1, 2006, with the exception of portions that include jurisdiction beyond the state of Kansas, including off-shore pipelines, the outer continental shelf, and states other than Kansas, are adopted by reference with the following exceptions, deletions, additions, and modifications:

(a) 49 C.F.R. 192.7(b) shall be deleted and replaced by the following: "(b) Any incorporated document shall be available for inspection at the gas pipeline safety section's Topeka, Kansas office. All incorporated materials are also available for inspection in the Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street, S.W., Washington, D.C., or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030 or access the following website: http://www.archives.gov/federal-register/code_of_federal_regulations/ibr_locations.html. These materials have been approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. In addition, the incorporated materials are available from the respective organizations listed in paragraph (c)(1) of this section."

(b) 49 C.F.R. 192.181(a) shall be deleted and replaced by the following: "(a) Each high-pressure distribution system shall have valves spaced to reduce the time to shut down a section of main in an emergency. Each operator shall specify in its operation and maintenance manual the criteria as to how valve locations are determined using, as a minimum, the considerations of operating pressure, the size of the mains, and the local physical conditions. The emergency manual shall include instructions on where operating personnel can find maps and other means of locating emergency valves during an emergency. Each area of residential development constructed after May 1, 1989 shall be provided with at least one valve to isolate it from other areas."

(c) 49 C.F.R. 192.199(e) shall be deleted and replaced by the following: "(e) Have discharge stacks, vents, or outlet ports designed to prevent accumulation of water, ice, or snow, located where gas can be discharged into the atmosphere without undue hazard. At town border stations and district regulator settings, the gas shall be discharged upward at a minimum height of six feet from the ground or past the overhang of any adjacent building, whichever is greater."

(d) 49 C.F.R. 192.199(h) shall be deleted and replaced by the following: "(h) Except for a valve that will isolate the system under protection from its source of pressure,

(continued)

shall be designed to prevent unauthorized access to or operation of any stop valve that will make the pressure relief valve or pressure limiting device inoperative including:

“(1) valves that would bypass the pressure regulator or relief devices; and

“(2) shut-off valves in regulator control lines that, if operated, would cause the regulator to be inoperative.”

(e) The following shall be added to 49 C.F.R. 192.199:

“(i) At town border stations and district regulator settings, this section shall require pressure relief or pressure limiting devices regardless of installation date.”

(f) 49 C.F.R. 192.307 shall be deleted and replaced by the following: “Inspection of materials. Each length of pipe and each other component shall be visually inspected at the site of installation to ensure that it has not sustained any visually determinable damage that could impair its serviceability. Except for short sections of pipe with external coating applied after installation, each coated length of pipe shall be checked for defects in the coating using an instrument that is calibrated according to manufacturer’s specifications prior to lowering the pipe into the ditch.”

(g) The following subsection shall be added to 49 C.F.R. 192.317: “(d) Each aboveground pipeline shall be placed underground, with the following exceptions:

“(1) Regulator station piping;

“(2) bridge crossings;

“(3) aerial crossings or spans;

“(4) short segments of piping for valves intentionally brought above the ground, including risers, piping at compressor, processing or treating facilities, block gate settings, sectionalizing valves and district regulator sites;

“(5) distribution mains specifically designed to be above the ground and have the approval of the landowner to provide service to commercial customers from the aboveground main and associated service line or lines; or

“(6) pipelines in class 1 locations that were in natural gas service before May 1, 1989.”

(h) The following shall be added to 49 C.F.R. 192.317:

“(e) Each pipeline constructed after May 1, 1989, shall be placed under ground, with the following exceptions:

“(1) Regulator station piping;

“(2) bridge crossings;

“(3) aerial crossings or spans;

“(4) short segments of piping for valves intentionally brought above ground, including risers, piping at compressor, processing or treating facilities, block gate settings, sectionalizing valves and district regulator sites; or

“(5) distribution mains specifically designed to be above ground and have the approval of the landowner to provide service to commercial customers from the aboveground main and associated service line or lines.”

(i) 49 C.F.R. 192.453 shall be deleted and replaced by the following: “(a) The corrosion control procedures required by 49 C.F.R. 192.605(b)(2), including those for the design, installation, operation, and maintenance of cathodic protection systems, must be carried out by, or under the direction of, a person qualified in pipeline corrosion control methods.

“(b) Any unprotected steel service or yard line found to have active corrosion shall be either provided with cathodic protection and monitored annually as required by K.A.R. 82-11-4 (m) or replaced. In areas where there is no active corrosion, each operator shall, at intervals not exceeding three years, reevaluate these pipelines.

“(c) In lieu of conducting electrical surveys on unprotected steel service lines and yard lines, each operator may implement one of the following options:

“(1) Conduct annual leakage surveys at intervals not exceeding 15 months, but at least once each calendar year, on all unprotected steel service lines and yard lines and initiate a program to apply cathodic protection for all unprotected steel service lines and yard lines; or

“(2) conduct annual leakage surveys at intervals not exceeding 15 months, but at least once each calendar year, on all unprotected steel service lines and yard lines and initiate a preventative maintenance program for replacement of service and yard lines. The preventative maintenance program to be used in conjunction with the annual leak survey of unprotected steel service and yard lines shall include the following:

“(A) After the annual leakage survey of all unprotected steel service and yard lines is completed, the operator shall prepare a summary listing of the leak survey results.

“(B) The summary listing shall include the number of leaks found and the number of lines replaced in a defined area.

“(C) An operator’s replacement program for all service or yard lines in the defined area shall be initiated no later than when the sum of the number of unprotected steel service or yard lines with existing or repaired corrosion leaks and the number of unprotected steel service or yard lines already replaced due to corrosion equals 25% or more of the unprotected steel service or yard lines installed within that defined area.

“(D) The replacement program, once initiated for a defined area, shall be completed by an operator within 18 months.

“(E) Operators, at their option, may have separate preventative maintenance programs for service lines and yard lines but must consistently follow their selection.

“(d) For a city of the third class, or a city having a population of 2,000 or less, which is an operator of a natural gas distribution system, a replacement program for unprotected steel yard lines may comply with paragraph (c)(2)(D) of this section or include the following requirements in their replacement plan:

“(1) Perform leakage surveys at six month intervals;

“(2) Notify all customers in the defined area with a written recommendation that all unprotected steel yard lines should be scheduled for replacement; and

“(3) Replace all unprotected steel yard lines in the defined area that exhibit active corrosion.”

(j) 49 C.F.R. 192.455(a) shall be deleted and replaced by the following: “(a) Except as provided in paragraphs (c) and (f) of this section, each buried, submerged pipeline, or exposed pipeline, installed after July 31, 1971, shall be protected against external corrosion by various methods, including the following:

“(1) An external protective coating meeting the requirements of 49 C.F.R. 192.461; and

“(2) A cathodic protection system designed to protect the pipeline in accordance with this subpart, installed and placed in operation within one year after completion of construction.”

(k) 49 C.F.R. 192.455(b) shall be deleted.

(l) 49 C.F.R. 192.457(b) shall be deleted and replaced by the following: “(b) Except for cast iron or ductile iron pipelines, each of the following buried, exposed or submerged pipelines installed before August 1, 1971, shall be cathodically protected in accordance with this subpart in areas in which active corrosion is found:

“(1) Bare or ineffectively coated transmission lines;

“(2) bare or coated pipes at compressor, regulator, and measuring stations; and

“(3) bare or coated distribution lines.”

(m) 49 C.F.R. 192.465(a) shall be deleted and replaced by the following: “Each pipeline that is under cathodic protection shall be tested at least once each calendar year, but in intervals not exceeding 15 months, to determine whether the cathodic protection meets the requirements of 192.463. If tests at those intervals are impractical for separately protected short sections of mains or transmission lines not in excess of 100 feet, or separately protected service lines, these pipelines may be surveyed on a sampling basis. At least one-third of the separately protected short sections, distributed over the entire system, shall be surveyed each calendar year, with a different one-third checked each subsequent year, so that the entire system is tested in each three-year period.”

(n) 49 C.F.R. 192.465(d) shall be deleted and replaced by the following: “(d) Each operator shall begin corrective measures within 30 days, or more promptly if necessary, on any deficiencies indicated by the monitoring.”

(o) 49 C.F.R. 192.465(e) shall be deleted and replaced by the following: “(e) After the initial evaluation required by 49 C.F.R. 192.455 (b) and K.A.R. 82-11-4(l), each operator shall, at least every three calendar years at intervals not exceeding 39 months, reevaluate its unprotected pipelines and cathodically protect them in accordance with this subpart in areas in which active corrosion is found. The operator shall determine the areas of active corrosion by electrical survey, where practical.”

(p) The following shall be added to 49 C.F.R. 192.465: “(f) It shall be considered practical to conduct electrical surveys in all areas, except the following:

“(1) Where the pipe lies under wall-to-wall pavement;

“(2) where the pipe is in a common trench with other utilities;

“(3) in areas with stray current; or

“(4) in areas where the pipeline is under pavement, regardless of depth, and more than two feet away from an unpaved area.

“(g) Where an electrical survey is impractical as listed in paragraph (f) of this section, the operator shall conduct leakage surveys using leak detection equipment in accordance with K.A.R. 82-11-4(dd) and evaluate for areas of active corrosion. The evaluation for active corrosion shall include review and analysis of leak repair records, corrosion monitoring records, exposed pipe inspection records, and the analysis of the pipeline environment.

“(h) For unprotected steel transmission lines and mains, a repair/replacement program shall be established based upon the number of leaks in a defined area.

“(i) In this section:

“(1) ‘Active corrosion’ means continuing corrosion which, unless controlled, could result in a condition that is detrimental to public safety.

“(2) ‘Electrical survey’ means a series of closely spaced pipe-to-soil readings and/or earth current readings over a pipeline that are subsequently analyzed to identify locations where a corrosive current is leaving the pipeline.

“(3) Pipeline environment includes soil resistivity (high or low), soil moisture (wet or dry), soil contaminants that may promote corrosive activity, and other known conditions that could affect the probability of active corrosion.”

(q) 49 C.F.R. 192.491(a) shall be deleted and replaced by the following: “(a) For as long as the pipeline remains in service, each operator shall maintain records and maps to show the locations of all cathodically protected piping, cathodic protection facilities other than unrecorded galvanic anodes installed before August 1, 1971, and neighboring structures bonded to the cathodic protection system.”

(r) 49 C.F.R. 192.491(b) shall be deleted.

(s) 49 C.F.R. 192.509(b) shall be deleted and replaced by the following: “(b) Each steel main that is to be operated at less than 1 p.s.i.g. shall be tested to at least 10 p.s.i.g. and each main to be operated at or above 1 p.s.i.g. shall be tested to at least 100 p.s.i.g.”

(t) The following shall be added to 49 C.F.R. 192.517(a): “(8) Test date. (9) Description of facilities being tested.”

(u) 49 C.F.R. 192.517(b) shall be deleted and replaced by the following: “For any pipeline installed after May 1, 1989, each operator shall make, and retain for the useful life of the pipeline, a record of each test performed under §§ 192.509, 192.511 and 192.513.”

(v) 49 C.F.R. 192.553(a)(1) shall be deleted and replaced by the following: “(1) At the end of each incremental increase, the pressure shall be held constant while the entire segment of pipeline that is affected is checked for leaks. This leak survey by flame ionization shall be conducted within eight hours after the stabilization of each incremental pressure increase provided in the uprating procedure. If the operator elects to not conduct the leak survey within the specified time frame because of nightfall or other circumstance, the pressure increment in the line shall be reduced that day with repetition of that particular increment during the next day that the uprating procedure is continued.”

(w) 49 C.F.R. 192.603(b) shall be deleted and replaced by the following: “(b) Each operator shall establish a written operating and maintenance plan meeting the requirements of this part and keep records necessary to administer the plan. This plan and future revisions shall be submitted to the gas pipeline safety section.”

(x) The following shall be added to 49 C.F.R. 192.603:

“(d) Each operator shall have regulator and relief valve test, maintenance and capacity calculation records in its possession whether the town border station is owned by the operator or by a wholesale supplier, if the supplier’s relief valve capacity is utilized to provide protection for the operator’s system.

(continued)

“(e) Each operator shall be responsible for ensuring that all work completed by its consultants and contractors complies with this part.”

(y) The following shall be added to 49 C.F.R. 192.605(b):

“(12) Classifying underground leaks according to K.A.R. 82-11-4(bb).

“(13) Performing leakage surveys of underground pipelines.

“(14) Identifying conditions which will require patrols of a distribution system at intervals shorter than the maximum intervals listed in K.A.R. 82-11-4 (cc).”

(z) 49 C.F.R. 192.617 shall be deleted and replaced by the following: “Investigation of failures. (a) Each operator shall establish procedures for analyzing accidents and failures, including:

“(1) The maintenance of records that contain information for each failure including the type of pipe and the reason for failure.

“(2) The selection of samples of the failed facility or equipment for laboratory examination, where appropriate, for the purpose of determining the causes of the failure and minimizing the possibility of recurrence.

“(b) Each operator shall investigate each accident and failure.”

(aa) 49 C.F.R. 192.625(f) shall be deleted and replaced by the following:

“(f) Each operator shall assure the proper concentration of odorant and shall maintain records of these samplings for at least two years in accordance with this section. Proper concentration of odorant shall be assured by conducting periodic sampling of combustible gases as follows:

“(1) Conduct monthly odorometer sampling of combustible gases at selected points in the system; and

“(2) conduct sniff tests during each service call where access to a source of gas in the ambient air is readily available.

“(g) Operators of master meter systems may comply with this requirement by the following:

“(1) Receiving written verification from their gas source that the gas has the proper concentration of odorant; and

“(2) Conducting periodic sniff tests at the extremities of the system to confirm that the gas contains odorant.”

(bb) 49 C.F.R. 192.703 shall be deleted and replaced by the following: “General. (a) No person shall operate a segment of pipeline unless it is maintained in accordance with this subpart.

“(b) Odorometers and leak detection equipment shall be calibrated according to manufacturer’s specifications. Leak detection equipment shall be tested monthly with a calibration gas of known hydrocarbon concentration, except if equipment is not used, then testing with calibration gas shall be performed prior to the next use.

“(c) Each segment of pipeline that becomes unsafe shall be replaced, repaired or removed from service within five days of the operator being notified of the existence of the unsafe condition. Minimum requirements for response to each class of leak are as follows:

“(1) A class 1 leak requires immediate repair or continuous action until the conditions are no longer hazardous. After conditions are no longer hazardous, a class 1 leak

shall be replaced, repaired, or removed from service within five days of the operator being notified of its existence.

“(2) A class 2 leak shall be repaired within six months after detection. Under adverse soil conditions, a class 2 leak shall be monitored weekly to ensure that the leak will not represent a probable hazard and that it reasonably can be expected to remain nonhazardous.

“(3) A class 3 leak shall be rechecked at least every six months and repaired or replaced within 30 months.

“(d) Each operator shall inspect and classify all reports of gas leaks within two hours of notification.

“(e) Each underground leak shall be classified using the operator’s underground leak classification procedure as follows:

“(1) A class 1 leak means a leak that represents an existing or probable hazard to persons or property, and requires immediate repair or continuous action until the conditions are no longer hazardous. This class of leak may include the following conditions:

“(A) Any leak which, in the judgment of operating personnel at the scene, is regarded as an immediate hazard;

“(B) any leak in which escaping gas has ignited;

“(C) any indication that gas has migrated into or under a building, or into a tunnel;

“(D) any percentage reading gas in air at the outside wall of a building, or where gas would likely migrate to an outside wall of a building;

“(E) any reading of 4% gas in air, or greater, in a confined space;

“(F) any reading of 4% gas in air, or greater, in a small substructure from which gas would likely migrate to the outside wall of a building; or

“(G) any leak that can be seen, heard, or felt, and which is in a location that may endanger the general public or property.

“(2) A class 2 leak means a leak that is nonhazardous at the time of detection, but justifies scheduled repair based on probable future hazard. This class of leak may include the following conditions:

“(A) any reading of 2% gas in air, or greater, under a sidewalk in a wall-to-wall paved area that does not qualify as a class 1 leak;

“(B) any reading of 5% gas in air, or greater, under a street in a wall-to-wall paved area that has significant gas migration and does not qualify as a class 1 leak;

“(C) any reading less than 4% gas in air in a small substructure from which gas would likely migrate creating a probable future hazard;

“(D) any reading between 1% gas in air and 4% gas in air in a confined space;

“(E) any reading on a pipeline operating at 30% SMYS, or greater, in a class 3 or 4 location, which does not qualify as a class 1 leak;

“(F) any reading of 4% gas in air, or greater, in a gas associated substructure; or

“(G) any leak which, in the judgment of operating personnel at the scene, is of significant magnitude to justify scheduled repair.

“(3) A class 3 leak means a leak that is nonhazardous at the time of detection and can reasonably be expected

to remain nonhazardous. This class of leak may include the following conditions:

“(A) any reading of less than 4% gas in air in a small gas associated substructure;

“(B) any reading under a street in areas without wall-to-wall paving where it is unlikely the gas could migrate to the outside wall of a building; or

“(C) any reading of less than 1% gas in air in a confined space.”

(cc) 49 C.F.R. 192.721(a) shall be deleted and replaced by the following two paragraphs: “(a) The frequency with which mains are patrolled shall be determined by the severity of the conditions which could cause failure or leakage, and the consequent hazards to public safety. Intervals between patrols shall not be longer than those prescribed in the following table:

Maximum Intervals Between Patrols

| Location of Line | Mains in places or on structures where anticipated physical movement or external loading could cause failure or leakage | Mains at all other locations |
|----------------------------|---|--|
| Inside business districts | 4½ months, but at least four times each calendar year | 7½ months, but at least twice each calendar year |
| Outside business districts | 7½ months, but at least twice each calendar year | 18 months, but at least once each calendar year |

“(b) Service lines and yard lines shall be patrolled at least once every three calendar years at intervals not exceeding 42 months.”

(dd) 49 C.F.R. 192.723 shall be deleted and replaced by the following:

“Distribution systems: leak surveys and procedures.

“(a) Each operator of a distribution system shall conduct periodic leakage surveys using leak detection equipment in accordance with this section. The leak detection equipment used for this survey shall utilize a continuously sampling technology.

“(b) The type and scope of the leakage control program shall be determined by the nature of the operations and the local conditions. A leakage survey using leak detection equipment shall be conducted on all distribution mains and shall meet the following minimum requirements:

“(1) In business districts, a leakage survey shall include tests of the atmosphere in gas, electric, telephone, sewer and water system manholes, at cracks in pavement and sidewalks, and at other locations providing an opportunity for finding gas leaks. This survey shall be conducted at intervals on the distribution mains within the business district as frequently as necessary with the maximum interval between surveys not exceeding 15 months, but at least once each calendar year.

“(2) A leakage survey with leak detection equipment shall be conducted on the distribution mains outside the business areas. The survey shall be made as frequently as necessary, but it shall meet the following minimum requirements:

“i. Cathodically unprotected steel mains and ductile iron mains located in class 2, 3, and 4 areas shall be sur-

veyed at least once each calendar year at intervals not exceeding 15 months.

“ii. Cathodically unprotected steel mains and ductile iron mains located in class 1 areas, cathodically protected bare steel mains, cast iron mains, and mains constructed of PVC plastic shall be surveyed at least once every three calendar years at intervals not exceeding 39 months.

“iii. Cathodically protected externally coated steel mains and mains constructed of polyethylene plastic shall be surveyed at least once every five calendar years at intervals not exceeding 63 months.

“(3) Operators in existence on January 1, 2007 must be in compliance with paragraph (b)(2) of this section no later than June 1, 2010. Prior to compliance with subparagraphs (b)(2)(i) and (b)(2)(ii) of this section, a leakage survey with leak detection equipment of the distribution system shall be conducted outside business districts as frequently as necessary, but it shall be performed at least once every 3 calendar years at intervals not exceeding 39 months.

“(c) Except for the service lines and yard lines described in paragraph (d) of this section, a leakage survey using leak detection equipment shall be conducted for all service lines and yard lines as follows:

“(1) In business districts, this survey shall be conducted as frequently as necessary with the maximum interval between surveys not exceeding 15 months, but at least once each calendar year.

“(2) Outside business districts, the survey shall be made as frequently as necessary, but it shall meet the following minimum requirements:

“i. Cathodically unprotected steel service or yard lines and service or yard lines constructed of PVC plastic, cast iron, or copper shall be surveyed at least once each calendar year at intervals not exceeding 15 months.

“ii. Cathodically protected bare steel service or yard lines shall be surveyed at least once every three years at intervals not exceeding 39 months.

“iii. Cathodically protected externally coated steel service or yard lines and service or yard lines constructed of polyethylene plastic shall be surveyed at least once every five calendar years at intervals not exceeding 63 months.

“(d) For yard lines more than 300 feet in length and operating at a pressure less than 10 p.s.i.g., only the portion within 300 feet of a habitable dwelling must be leak surveyed in accordance with these regulations.

“(e) Each operator’s operations and maintenance manual shall state that company-designated employees are to be trained in and conduct vegetation leak surveys where vegetation is suitable to such analysis.

“(f) Each leakage survey record shall be kept for at least six years.”

(ee) The following shall be added to 49 C.F.R. 192.755: “(c) Each operator with cast iron piping shall institute all of the following for the purposes of evaluation and replacement of cast iron pipelines:

“(1) Each time a leak in the body of a cast iron pipe is discovered, collect a coupon from the joint of pipe that is leaking within five feet of the leak site.

“(2) Conduct laboratory analysis on all coupons to determine the percentage of graphitization. Using the following equation:

(continued)

$$\text{Percent of Graphitization} = \frac{\text{(Maximum Depth of Graphitization)}}{\text{(Wall Thickness)}} \times 100$$

“(3) Replace at least one city block (approximately 500 feet) within 120 days of the operator’s discovery of a leak in cast iron pipe due to external corrosion or each time the laboratory analysis of a coupon shows graphitization equal to or greater than the following:

| Diameter | Percent Graphitization |
|-----------------------|------------------------|
| 2.0 inch | 25% |
| 3.0 inch and 4.0 inch | 60% |
| 6.0 inch and 8.0 inch | 75% |
| 10.0 inch or greater | 90% |

“(4) Submit coupons for analysis within 30 days of collection. Retain all sampling records for the life of the facility, but not less than five years.

“(5) For each operator with cast iron piping that is 3 inches or less in nominal diameter, shall have a replacement program that will remove all cast iron piping with nominal diameter of 3 inches and smaller from natural gas service by January 1, 2013.”

(ff) 49 C.F.R. 192.801(b)(3) shall be deleted and replaced by the following: “(3) Is performed as a requirement of K.A.R. 82-11-4; and.” (Authorized by and implementing K.S.A. 66-1,150; effective, T-82-10-28-88, Oct. 28, 1988; effective, T-82-2-25-89, Feb. 25, 1989; revoked, T-82-3-31-89, April 30, 1989; effective May 1, 1989; amended April 16, 1990; amended March 12, 1999; amended July 7, 2003; amended Jan. 25, 2008; amended June 26, 2009.)

82-11-10. Drug and alcohol testing. The federal regulations titled “drug and alcohol testing,” 49 C.F.R. Part 199 as in effect October 1, 2008, are adopted by reference only as they apply to operators of pipeline facilities that deal in the transportation of natural gas by pipeline, with the following modifications:

(a) 49 C.F.R. 199.1 shall be deleted and replaced by the following: “This regulation requires operators of pipeline facilities subject to K.A.R. 82-11-4 to test covered employees for the presence of prohibited drugs and alcohol.”

(b) 49 C.F.R. 199.2 shall be deleted and replaced by the following:

“(a) This part applies to operators of intrastate natural gas pipelines within the state of Kansas.

“(b) This part does not apply to covered functions performed on:

“(1) Master meter systems, as defined in K.A.R. 82-11-3; or

“(2) pipeline systems that transport only petroleum gas or petroleum gas/air mixtures.”

(c) 49 C.F.R. 199.3 shall be deleted and replaced by the following: “As used in this part:

“(a) ‘accident’ means an incident involving gas pipeline facilities reportable under K.A.R. 82-11-3;

“(b) ‘administrator’ means the Administrator, Pipeline and Hazardous Materials Safety Administration or the state corporation commission of the state of Kansas;

“(c) ‘covered employee, employee, or individual to be tested’ means a person who performs a covered function,

including persons employed by operators, contractors engaged by operators, and persons employed by such contractors;

“(d) ‘covered function’ means an operations, maintenance, or emergency response function regulated by K.A.R. 82-11-4 and K.A.R. 82-11-8 that is performed on a pipeline;

“(e) ‘DOT Procedures’ means the Procedures for Transportation Workplace Drug and Alcohol Testing Programs published by the Office of the Secretary of Transportation in 49 C.F.R. Part 40;

“(f) ‘fail a drug test’ means that the confirmation test results show positive evidence under DOT Procedures of a prohibited drug in the employee’s system;

“(g) ‘operator’ means a person who owns or operates pipeline facilities subject to K.A.R. 82-11-1, et seq.;

“(h) ‘pass a drug test’ means that initial testimony or confirmation testing under DOT Procedures does not show evidence of the presence of a prohibited drug in the person’s system;

“(i) ‘performs a covered function’ includes actually performing, ready to perform, or immediately available to perform a covered function;

“(j) ‘positive rate for random drug testing’ means the number of verified positive results for random drug tests conducted under this part plus the number of refusals of random drug tests required by this part, divided by the total number of random drug tests results (i.e., positives, negatives, and refusals) under this part;

“(k) ‘prohibited drug’ means any of the following substances specified in Schedule I or Schedule II of the Controlled Substances Act, 21 U.S.C. §812 — marijuana, cocaine, opiates, amphetamines, and phencyclidine (PCP);

“(l) ‘refuse to submit, refuse, or refuse to take’ means behavior consistent with DOT Procedures concerning refusal to take a drug test or refusal to take an alcohol test;

“(m) ‘state agency’ means the state corporation commission of the state of Kansas.”

(d) 49 C.F.R. 199.7 shall be deleted and replaced by the following:

“(a) Each operator who seeks a waiver under 49 C.F.R. 40.21 from the stand-down restriction must submit an application for waiver in duplicate to the state corporation commission of Kansas and the Associate Administrator for Pipeline Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, DC 20590;

“(b) Each application must:

“(1) Identify 49 C.F.R. 40.21 as the rule from which the waiver is sought;

“(2) Explain why the waiver is requested and describe the employees to be covered by the waiver;

“(3) Contain the information required by 49 C.F.R. 40.21 and any other information or arguments available to support the waiver requested; and

“(4) Unless good cause is shown in the application, be submitted at least 60 days before the proposed effective date of the waiver.

“(c) No public hearing or other proceeding is held directly on an application before its disposition under this section. If the Associate Administrator determines that the application contains adequate justification, he or she

grants the waiver. If the Associate Administrator determines that the application does not justify granting the waiver, he or she denies the application. The Associate Administrator notifies each applicant of the decision to grant or deny an application."

(e) 49 C.F.R. 199.9 shall be deleted.

(f) 49 C.F.R. 199.100 shall be deleted and replaced by the following: "The purpose of this subpart is to establish programs designed to help prevent accidents and injuries resulting from the use of prohibited drugs by employees who perform covered functions for operators of certain pipeline facilities subject to K.A.R. 82-11-4."

(g) 49 C.F.R. 199.200 shall be deleted and replaced by the following: "The purpose of this subpart is to establish programs designed to help prevent accidents and injuries resulting from the misuse of alcohol by employees who perform covered functions for operators of certain pipeline facilities subject to K.A.R. 82-11-4." (Authorized by and implementing K.S.A. 66-1,150; effective April 16, 1990; amended March 12, 1999; amended July 7, 2003; amended June 26, 2009.)

Susan K. Duffy
Executive Director

Doc. No. 037109

State of Kansas
Board of Cosmetology
Temporary Administrative Regulations

Article 3.—SCHOOLS

69-3-8. Curricula and credits. (a) The Kansas board of cosmetology's course of instruction and practice titled "school course curricula and practice," as amended on November 10, 2008, is adopted by reference.

(b) Among other teaching tools used to provide a course of instruction, each school shall use a textbook that substantially covers the curriculum areas.

(c) Any person who has completed a course of nail technology instruction may apply 180 clock-hours of credit in nail technology toward completion of a course of cosmetology instruction.

(d) Any person who has completed a course in esthetics instruction may apply 150 clock-hours of credit in facials and makeup toward completion of a course of cosmetology instruction. This regulation shall take effect on July 1, 2009. (Authorized by K.S.A. 74-2702a; implementing K.S.A. 2008 Supp. 65-1903; effective Jan. 1, 1966; amended, E-67-9, June 16, 1967; amended, E-69-19, Aug. 26, 1969; amended, E-70-12, Jan. 1, 1970; amended Jan. 1, 1971; amended May 1, 1981; amended May 1, 1982; amended, T-85-44, Dec. 19, 1984; amended May 1, 1985; amended June 7, 1996; amended, T-69-6-2-09, July 1, 2009.)

Mary Lou Davis
Executive Director

Doc. No. 037125

State of Kansas
Board of Healing Arts
Temporary Administrative Regulations

Article 49.—PODIATRY

100-49-4. Fees. The following fees shall be collected by the board:

- (a) Application for license \$300.00
(b) Examination \$450.00
(c) (1) Annual renewal of active or federally active license:
(A) Paper renewal \$325.00
(B) On-line renewal \$315.00
(2) Annual renewal of inactive license:
(A) Paper renewal \$150.00
(B) On-line renewal \$150.00
(3) Annual renewal of exempt license:
(A) Paper renewal \$150.00
(B) On-line renewal \$150.00
(d) (1) Conversion from exempt to active license \$175.00
(2) Conversion from inactive to active license \$175.00
(e) (1) Late renewal of active or federally active license:
(A) Paper late renewal \$350.00
(B) On-line late renewal \$339.00
(2) Late renewal of inactive license:
(A) Paper late renewal \$350.00
(B) On-line late renewal \$339.00
(3) Late renewal of exempt license:
(A) Paper late renewal \$350.00
(B) On-line late renewal \$339.00
(f) Temporary license \$50.00
(g) Duplicate license \$15.00
(h) Temporary permit \$50.00
(i) Certified statement of license \$15.00
(j) Postgraduate permit \$50.00
(k) Reinstatement of revoked license \$1,000.00
(l) Reinstatement of canceled license \$300.00
(Authorized by K.S.A. 2008 Supp. 65-2012 and K.S.A. 65-2013; implementing K.S.A. 2008 Supp. 65-2012; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1987; amended April 24, 1989; amended Aug. 21, 1989; amended, T-100-12-28-89, Dec. 28, 1989; amended April 9, 1990; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000; amended, T-100-6-27-02, Aug. 1, 2002; amended Nov. 15, 2002; amended Aug. 13, 2004; amended Aug. 17, 2007; amended, T-100-6-2-09, June 2, 2009.)

Article 73.—RADIOLOGIC TECHNOLOGISTS

100-73-1. Fees. The following fees shall be collected by the board:

- (a) Application for license \$60.00
(b) Annual renewal of license:
(1) Paper renewal \$50.00
(2) On-line renewal \$45.00
(c) Late renewal of license:

(continued)

- (1) Paper late renewal \$55.00
 - (2) On-line late renewal \$50.00
 - (d) Reinstatement of cancelled license \$60.00
 - (e) Certified copy of license \$15.00
 - (f) Temporary license \$25.00
 - (g) Reinstatement of revoked license \$100.00
- (Authorized by K.S.A. 2008 Supp. 65-7312; implementing K.S.A. 2008 Supp. 65-7308; effective, T-100-7-1-05, July 1, 2005; effective Sept. 23, 2005; amended Aug. 17, 2007; amended, T-100-6-2-09, June 2, 2009.)

Jack Confer
Executive Director

Doc. No. 037124

State of Kansas

Secretary of State

Certification of New State Laws

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Ron Thornburgh
Secretary of State

(Editor’s Note: Sections of the following bill were vetoed by the Governor and sustained by the Legislature. The line-item vetoes are indicated in double-strike type. The Governor’s line-item veto message is printed immediately following the bill.)

(Published in the Kansas Register June 11, 2009.)

SENATE Substitute for HOUSE BILL No. 2373

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, and June 30, 2014, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2008 Supp. 12-5256, as amended by section 136 of 2009 Senate Substitute for House Bill No. 2354, 76-7,107, as amended by section 139 of 2009 Senate Substitute for House Bill No. 2354, 79-2978, as amended by section 88 of 2009 House Substitute for Substitute for Senate Bill No. 23, 79-2979, as amended by section 89 of 2009 House Substitute for Substitute for Senate Bill No. 23, 79- 3425i, as amended by section 144 of 2009 Senate Substitute for House Bill No. 2354, 79-34,156, as amended by section 91 of 2009 House Substitute for Substitute for Senate Bill No. 23, and 79-4801, as amended by section 145 of 2009 Senate Substitute for House Bill No. 2354, and repealing the existing sections; also repealing section 102 of 2009 Senate Substitute for House Bill No. 2354, 79-2978, as amended by section 142 of 2009 Senate Substitute for House Bill No. 2354, and 79-2979, as amended by section 143 of 2009 Senate Substitute for House Bill No. 2354.

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

Section 1. (a) For the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, and June 30, 2014, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and

authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.
(c) This act shall be known and may be cited as the omnibus appropriation act of 2009 and shall constitute the omnibus reconciliation spending limit bill for the 2009 regular session of the legislature for purposes of subsection (a) of K.S.A. 75-6702, and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.
Sec. 2.

LEGISLATIVE COORDINATING COUNCIL

(a) (1) On July 1, 2009, of the \$613,625 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 31(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the legislative coordinating council — operations account, the sum of \$19,442 is hereby lapsed.

(2) On July 1, 2009, of the \$3,643,401 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 31(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the legislative research department — operations account, the sum of \$91,740 is hereby lapsed.

(3) On July 1, 2009, of the \$3,324,250 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 31(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the office of revisor of statutes — operations account, the sum of \$86,556 is hereby lapsed.

Sec. 3.

LEGISLATURE

(a) On July 1, 2009, of the \$17,031,301 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 32(a) of 2009 Senate Substitute for House Bill No. 2354, from the state general fund in the operations (including official hospitality) account, the sum of \$425,783 is hereby lapsed.

Sec. 4.

DIVISION OF POST AUDIT

(a) On July 1, 2009, of the \$2,732,354 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 33(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operations (including legislative post audit committee) account, the sum of \$68,533 is hereby lapsed.

Sec. 5.

GOVERNOR’S DEPARTMENT

(a)(1) On July 1, 2009, of the \$2,424,333 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 34(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the governor’s department account, the sum of \$61,515 is hereby lapsed.

(2) On July 1, 2009, of the \$4,153,111 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 34(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the domestic violence prevention grants account, the sum of \$105,381 is hereby lapsed.

(3) On July 1, 2009, of the \$975,076 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 34(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the child advocacy centers account, the sum of \$24,742 is hereby lapsed.

Sec. 6.

LIEUTENANT GOVERNOR

(a) On July 1, 2009, of the \$169,440 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 35(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operations account, the sum of \$4,425 is hereby lapsed.

Sec. 7.

STATE BOARD OF INDIGENTS’ DEFENSE SERVICES

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

| | |
|---|-----------|
| Operating expenditures | |
| For the fiscal year ending June 30, 2009..... | \$624,808 |
| Capital defense operations | |
| For the fiscal year ending June 30, 2009..... | \$421,767 |

(b) On the effective date of this act, of the \$9,600,000 appropriated for the above agency for the fiscal year ending June 30, 2009,

by section 79(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the assigned counsel expenditures account, the sum of \$448,750 is hereby lapsed.

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

(d) On July 1, 2009, of the \$11,993,011 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 42(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$587,207 is hereby lapsed.

Sec. 8.

DEPARTMENT OF ADMINISTRATION

(a) On July 1, 2009, of the \$1,049,126 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the general administration account, the sum of \$26,228 is hereby lapsed.

(b) On July 1, 2009, of the \$909,138 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the financial management system account, the sum of \$22,728 is hereby lapsed.

(c) On July 1, 2009, of the \$2,399,625 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the department of administration systems account, the sum of \$59,991 is hereby lapsed.

(d) On July 1, 2009, of the \$1,995,579 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the personnel services account, the sum of \$48,889 is hereby lapsed.

(e) On July 1, 2009, of the \$519,718 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the purchasing account, the sum of \$12,993 is hereby lapsed.

(f) On July 1, 2009, of the \$1,392,720 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the budget analysis account, the sum of \$34,818 is hereby lapsed.

(g) On July 1, 2009, of the \$60,788 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the facilities management account, the sum of \$1,520 is hereby lapsed.

(h) On July 1, 2009, of the \$1,969,607 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the accounts and reports account, the sum of \$49,240 is hereby lapsed.

(i) On July 1, 2009, of the \$2,007,926 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the public broadcasting council grants account, the sum of \$50,198 is hereby lapsed.

(j) On July 1, 2009, of the \$172,435 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the policy analysis initiatives account, the sum of \$4,311 is hereby lapsed.

(k) On July 1, 2009, of the \$282,488 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 48(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the long-term care ombudsman account, the sum of \$7,062 is hereby lapsed.

(l) On July 1, 2009, of the \$185,488 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 103(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the rehabilitation and repair for state facilities account, the sum of \$4,637 is hereby lapsed.

(m) On July 1, 2009, of the \$92,830 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 103(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the judicial center rehabilitation and repair account, the sum of \$2,321 is hereby lapsed.

(n) On July 1, 2009, of the \$2,784,900 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 103(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the capitol complex repair and rehabilitation account, the sum of \$69,623 is hereby lapsed.

(o) In addition to the other purposes for which expenditures may be made by the department of administration from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2010 or fiscal year 2011 as authorized by this or other appropriation act of the 2009 regular session of the legislature, expenditures shall be made by the department of administration from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2010 or fiscal year 2011 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, to provide additional financing for the capital improvement project to construct, equip, furnish, renovate, reconstruct and repair the state capitol: *Provided*, That such capital improvement project is hereby approved for the department of administration for the purposes of subsection (b) of K.S.A. 74-8905, and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute: *Provided further*, That the department of administration may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$38,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement projects shall be financed by appropriations from any special revenue fund or funds or any other appropriate fund.

Sec. 9.

KANSAS LOTTERY

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

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

(c) During the fiscal year ending June 30, 2010, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer all moneys, that are received for privilege fees and that are credited to the expanded lottery act revenues fund, from the expanded lottery act revenues fund to the state general fund within 10 days after such moneys are credited to the expanded lottery act revenues fund: *Provided, however*, That the aggregate of all moneys transferred under this subsection shall not exceed \$50,000,000.

Sec. 10.

KANSAS STATE SCHOOL FOR THE BLIND

(a) On July 1, 2009, of the \$5,759,064 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 69(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$146,765 is hereby lapsed.

Sec. 11.

KANSAS STATE SCHOOL FOR THE DEAF

(a) On July 1, 2009, of the \$9,467,923 appropriated for the above

(continued)

agency for the fiscal year ending June 30, 2010, by section 70(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$235,166 is hereby lapsed.

Sec. 12. On the effective date of this act, the director of accounts and reports shall transfer all moneys credited in each Kansas savings incentive program account of any special revenue fund of each state agency to the state general fund. On the effective date of this act, all liabilities of each such Kansas savings incentive program account of any special revenue fund of a state agency are hereby transferred to and imposed on the state general fund and such Kansas savings incentive program account of any special revenue fund of each state agency is hereby abolished. The transfer of such moneys in each such Kansas savings incentive program account of a special revenue fund of a state agency to the state general fund shall be in addition to any other transfer from such Kansas savings incentive program account of a special revenue fund to the state general fund as prescribed by law. The amount transferred from each such Kansas savings incentive program account of a special revenue fund of a state agency to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services. The director of accounts and reports shall certify each transfer and shall transmit a copy of each such transfer to the director of legislative research and to the director of the budget.

Sec. 13.

JUVENILE JUSTICE AUTHORITY

(a) On July 1, 2009, of the \$3,641,968 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$91,049 is hereby lapsed.

(b) On July 1, 2009, of the \$1,151,673 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the management information systems account, the sum of \$28,792 is hereby lapsed.

(c) On July 1, 2009, of the \$16,512,786 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the intervention and graduated sanctions community grants account, the sum of \$412,820 is hereby lapsed.

(d) On July 1, 2009, of the \$687,500 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the incentive funding account, the sum of \$17,188 is hereby lapsed.

(e) On July 1, 2009, of the \$15,969,602 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas juvenile correctional complex facility operations account, the sum of \$399,240 is hereby lapsed.

(f) On July 1, 2009, of the \$380,922 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Atchison youth residential center operations account, the sum of \$9,523 is hereby lapsed.

(g) On July 1, 2009, of the \$3,878,689 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Beloit juvenile correctional facility operations account, the sum of \$96,967 is hereby lapsed.

(h) On July 1, 2009, of the \$8,879,689 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 83(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Larned juvenile correctional facility operations account, the sum of \$222,084 is hereby lapsed.

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

Purchase of services

| | |
|---|-------------|
| For the fiscal year ending June 30, 2009..... | \$3,255,718 |
| For the fiscal year ending June 30, 2010..... | \$3,769,578 |

Sec. 14.

ABSTRACTERS' BOARD OF EXAMINERS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-3903, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$654 from the abstracters' fee fund of the abstracters' board of examiners to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the abstracters' fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the abstracters' fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the abstracters' board of examiners by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-3903, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$656 from the abstracters' fee fund of the abstracters' board of examiners to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the abstracters' fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the abstracters' fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the abstracters' board of examiners by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 15.

REAL ESTATE APPRAISAL BOARD

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-4107, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$9,804 from the appraiser fee fund of the real estate appraisal board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the appraiser fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the appraiser fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the real estate appraisal board by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-4107, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$13,072 from the appraiser fee fund of the real estate appraisal board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the appraiser fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the appraiser fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the real estate appraisal board by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 16.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7009, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$17,325 from the technical professions fee fund of the state board of technical professions to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the technical professions fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the technical professions fee

fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of technical professions by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7009, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$24,400 from the technical professions fee fund of the state board of technical professions to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the technical professions fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the technical professions fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of technical professions by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 17.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 26(a) of 2009 Senate Substitute for House Bill No. 2354 for the veterinary examiners fee fund is hereby decreased from \$283,863 to \$266,706.

Sec. 18.

ADJUTANT GENERAL

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

Disaster relief

| | |
|---|--------------|
| For the fiscal year ending June 30, 2009..... | \$1,500,000 |
| For the fiscal year ending June 30, 2010..... | \$18,500,000 |

(b) On July 1, 2009, of the \$4,893,433 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$122,336 is hereby lapsed.

(c) On July 1, 2009, of the \$7,567,665 appropriated for the above agency for the fiscal year ending June 30, 2010 by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the disaster relief account, the sum of \$189,192 is hereby lapsed.

(d) On July 1, 2009, of the \$17,224 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the incident management team account, the sum of \$431 is hereby lapsed.

(e) On July 1, 2009, of the \$31,488 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the civil air patrol - operating expenditures account, the sum of \$787 is hereby lapsed.

(f) On July 1, 2009, of the \$24,137 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the military activation payments account, the sum of \$603 is hereby lapsed.

(g) On July 1, 2009, of the \$48,375 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 84 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas military emergency relief account, the sum of \$1,209 is hereby lapsed.

(h) On July 1, 2009, of the \$462,279 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 126 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the rehabilitation and repair projects account, the sum of \$11,557 is hereby lapsed.

Sec. 19.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years spec-

ified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Fire safety standard and firefighter protection act enforcement fund

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

Cigarette fire safety standard and firefighter protection act fund

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

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$129,627 from the fire marshal fee fund of the state fire marshal to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the fire marshal fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the fire marshal fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-1514, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$168,692 from the fire marshal fee fund of the state fire marshal to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the fire marshal fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the fire marshal fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state fire marshal by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 20.

KANSAS HIGHWAY PATROL

(a) On July 1, 2009, of the \$34,603,615 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 87 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$865,090 is hereby lapsed.

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

(c) On July 1, 2009, the amount authorized by section 87 (e) of Senate Substitute for House Bill No. 2354 to be transferred on July 1, 2009, October 1, 2009, January 1, 2010, and April 1, 2010, by the director of accounts and reports from the state highway fund of the department of transportation to the Kansas highway patrol operations fund of the Kansas highway patrol is hereby decreased from \$4,957,042.00 to \$4,882,941.50.

(d) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer \$300,000 from the general fees fund of the Kansas highway patrol to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the general fees fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the general fees fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas highway patrol by other state agencies which receive appropriations from the state general fund to provide such services.

(e) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-2134, and amendments thereto, or any other statute, the director of ac-

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counts and reports shall transfer \$150,000 from the highway patrol training center fund of the Kansas highway patrol to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the highway patrol training center fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the highway patrol training center fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas highway patrol by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 21.

ATTORNEY GENERAL — KANSAS BUREAU OF INVESTIGATION

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

Operating expenditures
For the fiscal year ending June 30, 2010..... \$255,327

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-7b23, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$100,000 from the private detective fee fund of the attorney general—Kansas bureau of investigation to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the private detective fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the private detective fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the attorney general — Kansas bureau of investigation by other state agencies which receive appropriations from the state general fund to provide such services.

On July 1, 2009, all of the encumbered balance in the land acquisition account of the state general fund in excess of \$100 as of June 30, 2009, is hereby reappropriated to the operating expenditures account of the attorney general — Kansas bureau of investigation for fiscal year 2010.

Sec. 22.

KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-5619, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the Kansas commission on peace officers' standards and training fund of the Kansas commission on peace officers' standards and training to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the Kansas commission on peace officers' standards and training fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the Kansas commission on peace officers' standards and training fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas commission on peace officers' standards and training by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 23.

DEPARTMENT OF TRANSPORTATION

(a) On July 1, 2009, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 98 (b) of 2009 Senate Substitute for House Bill No. 2354 on the agency operations account is hereby increased from \$278,102,428 to \$278,129,468.

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

Kansas intermodal transportation revolving fund

For the fiscal year ending June 30, 2009..... No limit
For the fiscal year ending June 30, 2010..... No limit

(c) On July 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,011,572 from the state highway fund of the department of transportation to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state highway fund of the department of transportation to the state general fund as prescribed by law: *Provided*, That, if 2009 House Bill No. 2130 is not passed by the legislature during the 2009 regular session and enacted into law, then, (1) the director of accounts and reports shall not transfer \$3,011,572 from the state highway fund of the department of transportation to the state general fund, pursuant to this subsection, and (2) on July 1, 2009, the provisions of this subsection are hereby declared to be null and void and shall have no force and effect.

(d) On September 1, 2009, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$25,287,150 from the state highway fund of the department of transportation to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state highway fund of the department of transportation to the state general fund as prescribed by law: *Provided further*, That all moneys transferred shall be from revenue generated by moneys credited to the state highway fund pursuant to K.S.A. 79-3620 and 79- 3710, and amendments thereto.

Sec. 24. (a) (1) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fiscal year ending June 30, 2010, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2010 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a, and amendments thereto, an aggregate amount of allowance (A) of \$354.15 for the two-week period which coincides with the first bi-weekly payroll period which is chargeable to fiscal year 2010 and for each of the 14 ensuing two-week periods thereafter, and (B) of \$354.15 for the two-week period which coincides with the biweekly payroll which includes April 4, 2010, which is chargeable to fiscal year 2010 and for each of the four ensuing two-week periods thereafter, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2010, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this subsection (a) for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two- week periods for which such allowance is payable in accordance with this subsection (a) and which are chargeable to fiscal year 2010.

(b)(1) In addition to the other purposes for which expenditures may be made by any state agency named in this or other appropriation act of the 2009 regular session of the legislature from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2010 as authorized by this or other appropriation act of the 2009 regular session of the legislature, expenditures are hereby authorized and directed to be made by each such state agency from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2010 to provide each employee, who is eligible for a longevity bonus payment to K.S.A. 75- 5541, and amendments thereto, an additional amount of longevity bonus payment during fiscal year 2010 equal to the amount required to provide, along with the amount of the longevity bonus payment otherwise payable pursuant to K.S.A. 75-5541, and amendments thereto, an aggregate amount of longevity bonus that would be payable if the amount of the longevity bonus payment pursuant to K.S.A. 75-5541, and amendments thereto, were determined by multiplying the number of full years of state service, not to exceed 25 years, rendered by such employee by \$50: *Provided*, That all expenditures under this subsection (b) for such purposes shall be made in the same manner and at the same time that the longevity bonus payment determined under K.S.A. 75-5541, and

amendments thereto, is payable during fiscal year 2010 to such employee: *Provided further*, That each such additional amount of longevity bonus payment to any such employee shall be deemed to have the same characteristics, be subject to the same withholding, deduction or contribution requirements, and is intended to be a bonus as defined in 29 C.F.R. § 778.208, to the same extent and effect as longevity bonus payments that are payable pursuant to K.S.A. 75-5541, and amendments thereto.

(2) As used in this subsection (b), "state agency" means any state agency in the executive branch, legislative branch or judicial branch of state government and "employee" means any officer or employee of a state agency.

Sec. 25.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7506, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$19,717 from the behavioral sciences regulatory board fee fund of the behavioral sciences regulatory board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the behavioral sciences regulatory board fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the behavioral sciences regulatory board fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the behavioral sciences regulatory board by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-7506, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$18,458 from the behavioral sciences regulatory board fee fund of the behavioral sciences regulatory board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the behavioral sciences regulatory board fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the behavioral sciences regulatory board fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the behavioral sciences regulatory board by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 26.

STATE BOARD OF HEALING ARTS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-2855, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$67,618 from the healing arts fee fund of the state board of healing arts to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the healing arts fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the healing arts fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of healing arts by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-2855, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$70,432 from the healing arts fee fund of the state board of healing arts to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the healing arts fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the healing arts fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing serv-

ices and any other governmental services which are performed on behalf of the state board of healing arts by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 27.

BOARD OF NURSING

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-1108, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$55,647 from the board of nursing fee fund of the board of nursing to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the board of nursing fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the board of nursing fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of nursing by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-1108, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$72,693 from the board of nursing fee fund of the board of nursing to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the board of nursing fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the board of nursing fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the board of nursing by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 28.

STATE TREASURER

(a) On July 1, 2009, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 38 (a) of 2009 Senate Substitute for House Bill No. 2354 on the Kansas postsecondary education savings program trust fund is hereby increased from \$0 to no limit.

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$55,419 from the state treasurer operating fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state treasurer operating fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state treasurer operating fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$108,265 from the state treasurer operating fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state treasurer operating fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state treasurer operating fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(continued)

(d) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 10-108, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$280,000 from the bond services fee fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the bond services fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the bond services fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(e) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 10-108, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$30,000 from the bond services fee fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the bond services fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the bond services fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(f) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-648, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,651 from the Kansas postsecondary education savings program expense fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the Kansas postsecondary education savings program expense fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the Kansas postsecondary education savings program expense fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(g) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 75-648, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$38,000 from the Kansas postsecondary education savings program expense fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the Kansas postsecondary education savings program expense fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the Kansas postsecondary education savings program expense fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(h) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-3978, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$17,349 from the unclaimed property expense fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the unclaimed property expense fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the unclaimed property expense fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state trea-

surer by other state agencies which receive appropriations from the state general fund to provide such services.

(i) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 58-3978, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$17,349 from the unclaimed property expense fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the unclaimed property expense fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the unclaimed property expense fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(j) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-4235, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$25,716 from the pooled money investment portfolio fee fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the pooled money investment portfolio fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the pooled money investment portfolio fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(k) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-4235, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$30,710 from the pooled money investment portfolio fee fund of the state treasurer to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the pooled money investment portfolio fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the pooled money investment portfolio fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state treasurer by other state agencies which receive appropriations from the state general fund to provide such services.

(l) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Community improvement district sales tax fund .. No limit

Sec. 29.

STATE LIBRARY

(a) On July 1, 2009, of the \$3,192,912 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 67(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the grants to libraries and library systems account, the sum of \$122,986 is hereby lapsed: *Provided*, That, on July 1, 2009, the amounts directed to be distributed from the grants to libraries and library systems account of the state general fund for fiscal year 2010 by the second proviso to such account in section 67(a) of 2009 Senate Substitute for House Bill No. 2354, for the following purposes, are hereby decreased to the following amounts, \$2,081,197 shall be distributed as grants-in-aid to libraries in accordance with K.S.A. 75-2555, and amendments thereto, \$545,936 shall be distributed for interlibrary loan development grants, and \$442,793 shall be paid according to contracts with the subregional libraries of the Kansas talking book services.

(b) On and after July 1, 2009, during the fiscal year ending June 30, 2010, no moneys appropriated from the state general fund or in any special revenue fund to the above agency shall be expended

to provide for the establishment or maintenance of a statewide courier system.

Sec. 30.

KANSAS ARTS COMMISSION

(a) On July 1, 2009, of the \$1,090,562 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 68 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the arts programming grants and challenge grants account, the sum of \$33,736 is hereby lapsed.

Sec. 31.

STATE HISTORICAL SOCIETY

(a) On July 1, 2009, of the \$5,573,466 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 71 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$144,702 is hereby lapsed.

(b) On July 1, 2009, of the \$72,374 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 71 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas humanities council account, the sum of \$1,809 is hereby lapsed.

Sec. 32.

EMERGENCY MEDICAL SERVICES BOARD

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-6151, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$53,077 from the emergency medical services operating fund of the emergency medical services board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the emergency medical services operating fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the emergency medical services operating fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the emergency medical services board by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-6151, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$68,993 from the emergency medical services operating fund of the emergency medical services board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the emergency medical services operating fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the emergency medical services operating fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the emergency medical services board by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 33.

ATTORNEY GENERAL

(a) On July 1, 2009, of the \$4,403,577 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 36(a) of Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$121,769 is hereby lapsed.

(b) On July 1, 2009, the position limitation established for the fiscal year ending June 30, 2010, by section 99(a) of 2009 Senate Substitute for House Bill No. 2354 for the attorney general is hereby increased from 108.00 to 110.00: *Provided*, That, for the fiscal year ending June 30, 2010, the two positions increased by this subsection shall be funded by federal funds: *Provided further*, That, if federal funding for such positions ceases during fiscal year 2010, the position limitation established for fiscal year 2010 by this subsection for the attorney general is hereby decreased from 110.00 to 108.00.

(c) The director of accounts and reports shall not make the transfer of \$1,500,000 from the medicaid fraud reimbursement fund of the attorney general to the state general fund which was directed

to be made by section 29 (b) of 2009 House Substitute for Substitute for Senate Bill No. 23 and, on the effective date of this act, the provisions of section 29 (b) of 2009 House Substitute for Substitute for Senate Bill No. 23 are hereby declared to be null and void and shall have no force and effect.

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

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

False claims litigation revolving fund

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

Provided, That expenditures may be made by the above agency from the false claims litigation revolving fund for costs associated with litigation of the Kansas false claims act, 2009 Senate Bill No. 44.

Sec. 34.

JUDICIAL BRANCH

(a) On July 1, 2009, of the \$111,473,614 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 43(a) of Senate Substitute for House Bill No. 2354 from the state general fund in the judiciary operations account, the sum of \$13,612,681 is hereby lapsed.

Sec. 35.

SECRETARY OF STATE

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-438, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$186,500 from the information and services fee fund of the secretary of state to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the information and services fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the information and services fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the secretary of state by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-438, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$35,000 from the information and services fee fund of the secretary of state to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the information and services fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the information and services fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the secretary of state by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 84-9-801, and amendments thereto, or any other statute, the director of accounts

(continued)

and reports shall transfer \$180,000 from the uniform commercial code fee fund of the secretary of state to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the uniform commercial code fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the uniform commercial code fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the secretary of state by other state agencies which receive appropriations from the state general fund to provide such services.

(d) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-444, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$26,600 from the technology communication fee fund of the secretary of state to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the technology communication fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the technology communication fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the secretary of state by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 36.

DEPARTMENT OF EDUCATION

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

| | |
|---|--------------------|
| KPERS — employer contributions | |
| For the fiscal year ending June 30, 2009..... | \$2,950,000 |
| For the fiscal year ending June 30, 2010..... | <u>\$1,850,000</u> |
| General state aid | |
| For the fiscal year ending June 30, 2009..... | \$3,400,000 |

(b) On July 1, 2009, of the \$2,001,654,934 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 66(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the general state aid account, the sum of \$69,230,282 is hereby lapsed.

(c) On July 1, 2009, of the \$369,788,630 appropriated for the above agency for the fiscal year ending June 30, 2010 by section 66(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the special education services aid account, the sum of \$2,248,000 is hereby lapsed.

Sec. 37.

KANSAS TECHNOLOGY ENTERPRISE CORPORATION

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2010, the following:

| | |
|--|-------------|
| Operations, assistance and grants (including official hospitality) | \$7,000,000 |
|--|-------------|

Provided, That any unencumbered balance in the operations, assistance and grants (including official hospitality) account as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures from the operations, assistance and grants (including official hospitality) account for the fiscal year 2010 for salary and wages shall not exceed \$1,376,416.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

| | |
|--------------------------------|----------|
| MAMTC federal fund..... | No limit |
| KTEC special revenue fund..... | No limit |

(c) No moneys appropriated for the fiscal year ending June 30, 2010, by this or other appropriation act of the 2009 regular session of the legislature for the Kansas technology enterprise corporation shall be expended for any bonus or other payment of additional compensation for any officer or employee of the Kansas technology enterprise corporation, or any subsidiary corporation, agency or instrumentality thereof, except longevity bonus payments pursuant to K.S.A. 75-5541, and amendments thereto, or as otherwise

specifically authorized by statute or other bonus payments that are in conformance with the governor's executive order no. 08-09, which was filed with the secretary of state and was effective on June 15, 2008.

(d) In addition to the other purposes for which expenditures may be made by the Kansas technology enterprise corporation from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2010 for the Kansas technology enterprise corporation as authorized by this or other appropriation act of the 2009 regular session of the legislature, expenditures shall be made by the Kansas technology enterprise corporation from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2010, notwithstanding the provisions of any other statute, to adopt, implement and administer policies limiting bonus payments that are applicable to all officers and employees of the Kansas technology enterprise corporation for fiscal year 2010, that are equivalent to the provisions of the governor's executive order no. 08-09, or a succeeding executive order of the governor for fiscal year 2010, and that, in addition, include a prohibition on payment of any employee bonuses from any moneys of KTEC Holding, Inc., and to take all administrative and other actions as may be required, including adopting additional policies and entering into such new agreements, or modifications of existing agreements as may be required for the implementation and administration of such policies limiting bonus payments to officers and employees of Kansas technology enterprise corporation for fiscal year 2010.

Sec. 38.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, of the \$19,244,024 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 51(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$481,101 is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2010, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

| | |
|--|----------|
| Community improvement district sales tax administration fund | No limit |
| Community improvement district sales tax refund fund..... | No limit |

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

(d) The director of accounts and reports shall not make the transfer of \$49,791 from the division of vehicles modernization fund of the department of revenue to the state general fund which was directed to be made on July 1, 2009 by section 51(h) of 2009 Senate Substitute for House Bill No. 2354 and, on the effective date of this act, the provisions of section 51(h) of 2009 Senate Substitute for House Bill No. 2354 are hereby declared to be null and void and shall have no force and effect.

(e) The director of accounts and reports shall not make the transfer of \$2,924 from the state bingo regulation fund of the department of revenue to the state general fund which was directed to be made on July 1, 2009 by section 51(i) of 2009 Senate Substitute for House Bill No. 2354 and, on the effective date of this act, the provisions of section 51(i) of 2009 Senate Substitute for House Bill No. 2354 are hereby declared to be null and void and shall have no force and effect.

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

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

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

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

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

(k) The director of accounts and reports shall not make the transfer of \$46,072 from the VIPS/CAMA technology hardware fund of the department of revenue to the state general fund which was directed to be made on July 1, 2009 by section 51(o) of 2009 Senate Substitute for House Bill No. 2354 and, on the effective date of this act, the provisions of section 51(o) of 2009 Senate Substitute for House Bill No. 2354 are hereby declared to be null and void and shall have no force and effect.

(l) The director of accounts and reports shall not make the transfer of \$1,801 from the repossessed certificates of title fee fund of the department of revenue to the state general fund which was directed to be made on July 1, 2009 by section 51(p) of 2009 Senate Substitute for House Bill No. 2354 and, on the effective date of this act, the provisions of section 51(p) of 2009 Senate Substitute for House Bill No. 2354 are hereby declared to be null and void and shall have no force and effect.

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

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

(o) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 79-4227, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,000,000 from the special county mineral production tax fund of the department of revenue to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the special county mineral production tax fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the special county mineral production tax fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and pur-

chasing services and any other governmental services which are performed on behalf of the department of revenue by other state agencies which receive appropriations from the state general fund to provide such services.

(p) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer \$400,000 from the county drug tax fund of the department of revenue to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the county drug tax fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the county drug tax fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of revenue by other state agencies which receive appropriations from the state general fund to provide such services.

(q) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 79-3387 or 79-3391, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$380,000 from the cigarette and tobacco products regulation fund of the department of revenue to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the cigarette and tobacco products regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the cigarette and tobacco products regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of revenue by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 39.

STATE COURT OF TAX APPEALS

(a) On July 1, 2009, of the \$1,604,271 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 50(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$149,866 is hereby lapsed.

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

Sec. 40.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2010, the following:

| | |
|--|-----------|
| 13th retirement check — debt service | \$639,134 |
|--|-----------|

(b) On July 1, 2009, or as soon thereafter as moneys are available therefor, notwithstanding the provisions of K.S.A. 38-2101, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$3,250,000 from the Kansas endowment for youth fund to the state general fund.

Sec. 41.

DEPARTMENT OF COMMERCE

(a) On July 1, 2009, the amount of \$1,625,000 authorized by section 54(f) of 2009 Senate Substitute for House Bill No. 2354 to be transferred by the director of accounts and reports from the state economic development initiatives fund to the Kansas economic opportunity initiatives fund of the department of commerce on August 15, 2009, and December 15, 2009, or as soon thereafter as moneys are available, is hereby decreased to \$1,025,000.

Sec. 42.

KANSAS, INC.

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2010, the following:

(continued)

Operations (including official hospitality) \$6,288
 Sec. 43.

GOVERNMENTAL ETHICS COMMISSION

(a) On July 1, 2009, of the \$434,968 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 27(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$4,282 is hereby lapsed.

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

Sec. 44.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-1817a, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$4,676 from the board of barbering fee fund of the Kansas board of barbering to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the board of barbering fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the board of barbering fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas board of barbering by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-1817a, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$6,002 from the board of barbering fee fund of the Kansas board of barbering to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the board of barbering fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the board of barbering fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas board of barbering by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 45.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-2704, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$24,191 from the cosmetology fee fund of the Kansas state board of cosmetology to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the cosmetology fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the cosmetology fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas state board of cosmetology by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-2704, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$31,932 from the cosmetology fee fund of the Kansas state board of cosmetology to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the cosmetology fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the cosmetology fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas state board of cosmetology

by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 46.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 74-5805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$885 from the hearing instrument board fee fund of the Kansas board of examiners in fitting and dispensing of hearing instruments to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the hearing instrument board fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the hearing instrument board fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas board of examiners in fitting and dispensing of hearing instruments by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 74-5805, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$1,246 from the hearing instrument board fee fund of the Kansas board of examiners in fitting and dispensing of hearing instruments to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the hearing instrument board fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the hearing instrument board fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas board of examiners in fitting and dispensing of hearing instruments by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 47.

STATE BOARD OF MORTUARY ARTS

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-1718, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$8,298 from the mortuary arts fee fund of the state board of mortuary arts to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the mortuary arts fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the mortuary arts fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of mortuary arts by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 65-1718, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$11,302 from the mortuary arts fee fund of the state board of mortuary arts to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the mortuary arts fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the mortuary arts fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state board of mortuary arts by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 48.

STATE CORPORATION COMMISSION

(a)(1) On the effective date of this act, the authorization for expenditures from the public service regulation fund for fiscal year

2011 for expenses incurred by the Kansas electric transmission authority for fiscal year 2011, that were authorized to be made in addition to any expenditure limitation imposed on the public service regulation fund for fiscal year 2011, as provided by subsection (g)(2) of section 46 of 2009 Senate Substitute for House Bill No. 2354, is hereby revoked and the appropriation for such purpose for fiscal year 2011, as provided by subsection (g)(2) of section 46 of 2009 Senate Substitute for House Bill No. 2354, is hereby lapsed and the provisions of subsection (g)(2) of section 46 of 2009 Senate Substitute for House Bill No. 2354 are hereby declared to be null and void and shall have no force and effect.

(2) In addition to other purposes for which expenditures may be made by the state corporation commission from the public service regulation fund for fiscal year 2010 for the state corporation commission as authorized by this or other appropriation act of the 2009 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, the state corporation commission may make expenditures from the public service regulation fund for fiscal year 2010 for expenses incurred by the Kansas electric transmission authority, if the total expenditures for such purpose authorized by the expenditure limitation prescribed by subsection (g)(1) of section 46 of 2009 Senate Substitute for House Bill No. 2354 for fiscal year 2009 are not expended or encumbered for fiscal year 2009, then the amount equal to the amount of such unexpended or encumbered expenditure authority for fiscal year 2009 remaining may be expended by the state corporation commission from the public service regulation fund for fiscal year 2010 for expenses incurred by the Kansas electric transmission authority and any such expenditures for fiscal year 2010 shall be in addition to any expenditure limitation imposed on the public service regulation fund for expenses incurred by the Kansas electric transmission authority for fiscal year 2010.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the state corporation commission shall certify to the director of the budget and director of accounts and reports an amount or amounts to be transferred on the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180, 55-1,116, 66-1,142, or 66-1a01, and amendments thereto, or any other statute, from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund of the state corporation commission to the state general fund during fiscal year 2009: *Provided*, That the aggregate of the amounts specified in such certification to be transferred from such funds during fiscal year 2009 shall be \$634,875: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts specified to be transferred from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund to the state general fund on the date or dates specified in such certification therefor, or as soon thereafter as moneys are available: *Provided, however*, That the aggregate of the amounts transferred in accordance with this subsection to the state general fund from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund during fiscal year 2009 shall not exceed \$634,875: *And provided further*, That the transfer of each such amount from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, or the facility conservation improvement program fund to the state general fund pursuant to this subsection shall be in addition to any other transfer from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, or the facility conservation improvement program fund to the state general fund as prescribed by law: *And provided further*, That the transfer of each such amount from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, per-

sonnel and purchasing services and any other governmental services which are performed on behalf of the state corporation commission by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, or as soon thereafter as moneys are available, the state corporation commission shall certify to the director of the budget and director of accounts and reports an amount or amounts to be transferred July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 55-143, 55-167, 55-168, 55-180, 55-1,116, 66-1,142, or 66-1a01, and amendments thereto, or any other statute, from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund of the state corporation commission to the state general fund during fiscal year 2010: *Provided*, That the aggregate of the amounts specified in such certification to be transferred from such funds during fiscal year 2010 shall be \$864,000: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts specified to be transferred from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund to the state general fund on the date or dates specified in such certification therefor, or as soon thereafter as moneys are available: *Provided, however*, That the aggregate of the amounts transferred in accordance with this subsection to the state general fund from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund during fiscal year 2010 shall not exceed \$864,000: *And provided further*, That the transfer of each such amount from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, or the facility conservation improvement program fund to the state general fund pursuant to this subsection shall be in addition to any other transfer from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, or the facility conservation improvement program fund to the state general fund as prescribed by law: *And provided further*, That the transfer of each such amount from the public service regulation fund, the motor carrier license fees fund, the conservation fee fund, the natural gas underground storage fee fund, and the facility conservation improvement program fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state corporation commission by other state agencies which receive appropriations from the state general fund to provide such services.

(d) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 55-143, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$2,500,000 from the conservation fee fund of the state corporation commission to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the conservation fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the conservation fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state corporation commission by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 49.

CITIZENS' UTILITY RATEPAYER BOARD

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer \$24,100 from the utility regulatory fee fund of the citizens' utility ratepayer board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the utility regulatory fee fund to the state general fund as prescribed by law:

(continued)

Provided further, That the amount transferred from the utility regulatory fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the citizens' utility ratepayer board by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of any other statute, the director of accounts and reports shall transfer \$32,565 from the utility regulatory fee fund of the citizens' utility ratepayer board to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the utility regulatory fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the utility regulatory fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the citizens' utility ratepayer board by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 50.

KANSAS ANIMAL HEALTH DEPARTMENT

(a) On July 1, 2009, of the \$927,357 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 93(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$23,184 is hereby lapsed.

Sec. 51.

DEPARTMENT OF WILDLIFE AND PARKS

(a) On July 1, 2009, of the \$2,051,169 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 97(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the state parks operating expenditures account, the sum of \$581,940 is hereby lapsed.

(b) On July 1, 2009, of the \$474,122 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 128(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the parks ongoing rehabilitation account, the sum of \$81,940 is hereby lapsed.

Sec. 52.

DEPARTMENT OF HEALTH AND ENVIRONMENT —
DIVISION OF ENVIRONMENT

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 2008 Supp. 65-34,131, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$1,250,000 from the Kansas essential fuels supply trust fund of the department of health and environment - division of environment to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the Kansas essential fuels supply trust fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the Kansas essential fuels supply trust fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the Kansas department of health and environment - division of environment by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 48-1625, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the radiation control operations fee fund of the department of health and environment - division of environment to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the radiation control operations fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the radiation control operations fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other govern-

mental services which are performed on behalf of the Kansas department of health and environment - division of environment by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, of the \$4,844,760 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 61(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$219,838 is hereby lapsed.

Sec. 53.

KANSAS DEPARTMENT OF AGRICULTURE

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

(b) On July 1, 2009, of the \$10,714,669 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 92(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$267,867 is hereby lapsed.

Sec. 54.

STATE CONSERVATION COMMISSION

(a) On July 1, 2009, of the \$796,425 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 95(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$19,911 is hereby lapsed.

Sec. 55.

KANSAS WATER OFFICE

(a) On July 1, 2009, of the \$2,029,866 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 96(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the water resources operating expenditures account, the sum of \$50,747 is hereby lapsed.

Sec. 56.

DEPARTMENT OF HEALTH AND ENVIRONMENT —
DIVISION OF HEALTH

(a) On July 1, 2009, of the \$3,766,857 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$94,171 is hereby lapsed.

(b) On July 1, 2009, of the \$4,361,462 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) — health account, the sum of \$109,037 is hereby lapsed.

(c) On July 1, 2009, of the \$839,120 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the vaccine purchases account, the sum of \$20,978 is hereby lapsed.

(d) On July 1, 2009, of the \$178,529 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the infant and toddler program account, the sum of \$4,463 is hereby lapsed.

(e) On July 1, 2009, of the \$5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the aid to local units account, the sum of \$125,000 is hereby lapsed.

(f) On July 1, 2009, of the \$6,932,948 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the aid to local units - primary health projects account, the sum of \$173,324 is hereby lapsed.

(g) On July 1, 2009, of the \$291,916 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the teen pregnancy prevention activities account, the sum of \$7,298 is hereby lapsed.

(h) On July 1, 2009, of the \$97,644 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the aid to local units - family planning account, the sum of \$2,441 is hereby lapsed.

(i) On July 1, 2009, of the \$532,125 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the immunization programs account, the sum of \$13,303 is hereby lapsed.

(j) On July 1, 2009, of the \$740,625 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the prescription support for community based primary care clinics account, the sum of \$18,516 is hereby lapsed.

(k) On July 1, 2009, of the \$227,125 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the breast cancer screening program account, the sum of \$5,678 is hereby lapsed.

(l) On July 1, 2009, of the \$49,375 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Ryan White matching funds account, the sum of \$1,234 is hereby lapsed.

(m) On July 1, 2009, of the \$95,017 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the youth mentoring program account, the sum of \$2,375 is hereby lapsed.

(n) On July 1, 2009, of the \$531,752 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the coordinated school health program account, the sum of \$13,294 is hereby lapsed.

(o) On July 1, 2009, of the \$108,625 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the cerebral palsy posture seating account, the sum of \$2,716 is hereby lapsed.

(p) On July 1, 2009, of the \$355,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the pregnancy maintenance initiative account, the sum of \$8,875 is hereby lapsed.

(q) On July 1, 2009, of the \$208,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 60(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the PKU treatment account, the sum of \$5,200 is hereby lapsed.

(r) (1) The director of the budget shall calculate the following:

(A) The total amount of moneys appropriated for the department of health and environment — division of health from the state general fund for the fiscal year ending June 30, 2009, as authorized by chapter 131 or chapter 184 of the 2008 Session Laws of Kansas, 2009 House Substitute for Substitute for Senate Bill No. 23 or by this or any other appropriation act of the 2009 regular session of the legislature;

(B) the total amount of moneys appropriated for the department of health and environment — division of health from the state general fund for the fiscal year ending June 30, 2010, by 2009 Senate Substitute for House Bill No. 2354 or by this or any other appropriation act of the 2009 regular session of the legislature; and

(C) the agency percentage change by calculating the difference of the approved amount for the fiscal year ending June 30, 2010, as determined in subsection (r)(1)(B) from the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (r)(1)(A); then dividing the difference by the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (r)(1)(A).

(2) The director of the budget shall calculate the following:

(A) The total amount of moneys appropriated from the state general fund for the department of health and environment — division of health for cerebral palsy posture seating program for the fiscal

year ending June 30, 2009, as authorized by chapter 131 or chapter 184 of the 2008 Session Laws of Kansas, 2009 House Substitute for Substitute for Senate Bill No. 23 or by this or any other appropriation act of the 2009 regular session of the legislature;

(B) the total amount of moneys appropriated from the state general fund for the department of health and environment — division of health for cerebral palsy posture seating program for the fiscal year ending June 30, 2010, by 2009 Senate Substitute for House Bill No. 2354 or by this or any other appropriation act of the 2009 regular session of the legislature; and

(C) the percentage change for cerebral palsy posture seating program by calculating the difference of the approved amount for the fiscal year ending June 30, 2010, as determined in subsection (r)(2)(B) from the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (r)(2)(A); then dividing the difference by the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (r)(2)(A).

(3) If the percentage change for cerebral palsy posture seating program as calculated in subsection (r)(2)(C) is greater than the agency percentage change calculated in (r)(1)(C) then the secretary of health and environment shall not transfer funding from any state general fund account for cerebral palsy posture seating program to any other account of the state general fund for purposes other than cerebral palsy posture seating program: *Provided*, That, if the percentage change for cerebral palsy posture seating program as calculated in subsection (r)(2)(C) is less than the agency percentage change calculated in subsection (r)(1)(C), then the secretary of health and environment shall not apply any reduction to cerebral palsy posture seating program funding that would cause the percentage change for cerebral palsy posture seating program to exceed the percentage change for the department of health and environment — division of health programs.

Sec. 57.

DEPARTMENT ON AGING

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

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

(c) On the effective date of this act, of the \$2,612,627 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 97(a) of chapter 131 of the 2008 Session Laws of Kansas from the state general fund in the LTC — medicaid assistance — TCM/FE account, the sum of \$298,719 is hereby lapsed.

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

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

(f) On July 1, 2009, of the \$22,283,858 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the LTC — medicaid assistance — HCBS/FE account, the sum of \$378,378 is hereby lapsed.

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

LTC—medicaid assistance—PACE

For the fiscal year ending June 30, 2009..... \$23,839

For the fiscal year ending June 30, 2010..... \$11,139

(h) On July 1, 2009, of the \$3,498,366 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 62(a) of 2009 Senate Substitute for House Bill No. 2354 from the state gen-

(continued)

eral fund in the program grants — nutrition — state match account, the sum of \$878,930 is hereby lapsed.

Sec. 58.

KANSAS HEALTH POLICY AUTHORITY

(a) On the effective date of this act, of the \$14,037,000 appropriated for the above agency for the fiscal year ending June 30, 2009, by section 41(a) of chapter 184 of the 2008 Session Laws of Kansas from the state general fund in the other medical assistance account, the sum of \$14,050,055 is hereby lapsed.

(b) On July 1, 2009, of the \$369,220,105 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the other medical assistance account, the sum of \$15,720,105 is hereby lapsed: *Provided*, That the Kansas health policy authority shall not require an individual, who is currently prescribed medications for mental health purposes in the MediKan program, to change prescriptions under a preferred drug formulary during the fiscal year ending June 30, 2010: *Provided further*, That all prescriptions paid for by the MediKan program shall be filled pursuant to subsection (a) of K.S.A. 65-1637, and amendments thereto: *And provided further*, That the Kansas health policy authority shall follow the existing prior authorization protocol for reimbursement of prescriptions for the MediKan program for the fiscal year ending June 30, 2010: *And provided further*, That, the Kansas health policy authority shall not expend any moneys appropriated for fiscal year 2009 or fiscal year 2010 for such agency as authorized by chapter 131 or 184 of the 2008 Session Laws of Kansas, House Substitute for Substitute for Senate Bill No. 23, Senate Substitute for House Bill No. 2354, or by this or other appropriation act of the 2009 regular session of the legislature, to implement or maintain a preferred drug formulary for medications prescribed for mental health purposes to individuals in the MediKan program during the fiscal years ending June 30, 2009, or June 30, 2010.

(c) On July 1, 2009, of the \$20,392,623 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$1,008,564 is hereby lapsed.

(d) On July 1, 2009, of the \$104,955 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 63(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the office of the inspector general account, the sum of \$5,191 is hereby lapsed.

(e) During the fiscal year ending June 30, 2010, on or after the effective date of the changes to and implementation of the children's health insurance program to provide for expansion of eligibility for the children's health insurance program to 250% of the 2008 federal poverty guidelines and the expenditure of funds to enroll eligible participants and to provide services under such expanded program for such participants, the executive director of the Kansas health policy authority shall certify to the director of accounts and reports that the eligibility for the children's health insurance program has been expanded to 250% of the 2008 federal poverty guidelines and that expenditures have been made to enroll eligible participants into such expanded program and to provide services under such expanded program for such participants, and, at the same time, the executive director shall transmit a copy of such certification to the director of the budget and the director of legislative research: *Provided*, That, if the executive director of the Kansas health policy authority does not certify to the director of accounts and reports that the eligibility for the children's health insurance program has been expanded to 250% of the 2008 federal poverty guidelines and that expenditures have been made to enroll eligible participants into such expanded program and to provide services under such expanded program for such participants, before June 30, 2010, then, on June 30, 2010, of the \$19,514,609 appropriated for the Kansas health policy authority for the fiscal year ending June 30, 2010, by section 63(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the children's health insurance program account, the sum of \$1,200,000 is hereby lapsed: *Provided further*, That the legislature strongly supports the expansion of eligibility for the children's health insurance program to 250% of the 2008 federal poverty guidelines during the fiscal year ending June 30, 2010, and hereby states that the legislature would consider any effort by the Kansas health policy authority to

delay implementation of such authorized and appropriated expansion of eligibility for the children's health insurance program to be contrary to legislative intent and would be viewed in a less than favorable manner by the legislature: *And provided further*, That, notwithstanding the provisions of section 63(c) of Senate Substitute for House Bill No. 2354, during the fiscal year ending June 30, 2010, no moneys shall be transferred from the children's health insurance program account of the state general fund.

Sec. 59.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

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

(b) On July 1, 2009, of the \$58,015,398 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the cash assistance account, the sum of \$1,718,199 is hereby lapsed.

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

(d) On July 1, 2009, of the \$115,673,005 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the youth services aid and assistance account, the sum of \$6,000,162 is hereby lapsed.

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

Community based services

| | |
|--|-------------|
| For the fiscal year ending June 30, 2009 | \$1,278,067 |
| Other medical assistance | |

| | |
|--|-------------|
| For the fiscal year ending June 30, 2009 | \$2,951,587 |
|--|-------------|

| | |
|--|-------------|
| For the fiscal year ending June 30, 2010 | \$1,137,129 |
|--|-------------|

(f) On July 1, 2009, of the \$61,215,055 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the community based services account, the sum of \$305,435 is hereby lapsed.

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

(h) On July 1, 2009, of the \$137,685,037 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the mental health and retardation services aid and assistance account, the sum of \$4,778,719 is hereby lapsed.

(i) On July 1, 2009, of the \$115,470,727 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the state operations account, the sum of \$897,790 is hereby lapsed.

(j) On July 1, 2009, of the \$3,429,615 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the alcohol and drug abuse services grant account, the sum of \$123,152 is hereby lapsed.

(k) On July 1, 2009, of the \$1,481,250 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the children's mental health initiative account, the sum of \$32,106 is hereby lapsed.

(l) On July 1, 2009, of the \$6,445,715 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the vocational rehabilitation aid and assistance account, the sum of \$155,151 is hereby lapsed.

(m) On July 1, 2009, of the \$4,912,500 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(a) of

2009 Senate Substitute for House Bill No. 2354 from the state general fund in the community mental health centers supplemental funding account, the sum of \$149,830 is hereby lapsed.

(n) (1) The director of the budget shall calculate the following:

(A) The total amount of moneys appropriated for the department of social and rehabilitation services from the state general fund for the fiscal year ending June 30, 2009, as authorized by chapter 131 or chapter 184 of the 2008 Session Laws of Kansas, 2009 House Substitute for Substitute for Senate Bill No. 23 or by this or any other appropriation act of the 2009 regular session of the legislature, but (i) excluding the amount of such moneys required to meet caseload obligations under the state medicaid plan including targeted case management, mental health, community supports and services, or addiction and prevention services or required for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, and (ii) excluding all expenditures for the state hospitals under the direction and control of the secretary of social and rehabilitation services;

(B) the total amount of moneys appropriated for the department of social and rehabilitation services from the state general fund for the fiscal year ending June 30, 2010, by 2009 Senate Substitute for House Bill No. 2354 or by this or any other appropriation act of the 2009 regular session of the legislature, but (i) excluding the amount of such moneys required to meet caseload obligations under the state medicaid plan including targeted case management, mental health, community supports and services, or addiction and prevention services or required for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, and (ii) excluding all expenditures for the state hospitals under the direction and control of the secretary of social and rehabilitation services; and

(C) the agency percentage change by calculating the difference of the approved amount for the fiscal year ending June 30, 2010, as determined in subsection (n)(1)(B) from the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (n)(1)(A); then dividing the difference by the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (n)(1)(A).

(2) The director of the budget shall calculate the following:

(A) The total amount of moneys appropriated from the state general fund for the department of social and rehabilitation services for community mental health programs for the fiscal year ending June 30, 2009, as authorized by chapter 131 or chapter 184 of the 2008 Session Laws of Kansas, 2009 House Substitute for Substitute for Senate Bill No. 23 or by this or any other appropriation act of the 2009 regular session of the legislature, but (i) excluding the amount of such moneys required to meet caseload obligations under the state medicaid plan including targeted case management, mental health, community supports and services, or addiction and prevention services or required for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, and (ii) excluding all expenditures for the state hospitals under the direction and control of the secretary of social and rehabilitation services;

(B) the total amount of moneys appropriated from the state general fund for the department of social and rehabilitation services for community mental health programs for the fiscal year ending June 30, 2010, by 2009 Senate Substitute for House Bill No. 2354 or by this or any other appropriation act of the 2009 regular session of the legislature, but (i) excluding the amount required to meet caseload obligations under the state medicaid plan including targeted case management, mental health, community supports and services, or addiction and prevention services or required for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, and (ii) excluding all expenditures for the state hospitals under the direction

and control of the secretary of social and rehabilitation services; and

(C) the percentage change for community mental health programs by calculating the difference of the approved amount for the fiscal year ending June 30, 2010, as determined in subsection (n)(2)(B) from the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (n)(2)(A); then dividing the difference by the total amount of moneys appropriated from the state general fund for the fiscal year ending June 30, 2009, as determined in subsection (n)(2)(A).

(3) If the percentage change for community mental health programs as calculated in subsection (n)(2)(C) is greater than twice the agency percentage change calculated in (n)(1)(C) then the secretary of social and rehabilitation services shall not transfer funding from any state general fund account for community mental health programs to any other account of the state general fund for purposes other than community mental health programs: *Provided*, That, if the percentage change for community mental health programs as calculated in subsection (n)(2)(C) is less than twice the agency percentage change calculated in subsection (n)(1)(C), then the secretary of social and rehabilitation services shall not apply any reduction to community mental health program funding that would cause the percentage change for community mental health programs to exceed twice the percentage change for the department of social and rehabilitation services programs.

(o) On July 1, 2009, of the \$30,265,271 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Larned state hospital — operating expenditures account, the sum of \$756,632 is hereby lapsed.

(p) On July 1, 2009, of the \$12,293,994 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Larned state hospital — sexual predator treatment program account, the sum of \$307,350 is hereby lapsed.

(q) On July 1, 2009, of the \$5,625,539 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Rainbow mental health facility — operating expenditures account, the sum of \$140,638 is hereby lapsed.

(r) On July 1, 2009, of the \$17,343,956 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Osawatimie state hospital — operating expenditures account, the sum of \$433,599 is hereby lapsed.

(s) On July 1, 2009, of the \$10,747,244 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Parsons state hospital and training center — operating expenditures account, the sum of \$268,681 is hereby lapsed.

(t) On July 1, 2009, of the \$11,665,821 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64 (a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas neurological institute — operating expenditures account, the sum of \$291,646 is hereby lapsed.

(u) In addition to the other purposes for which expenditures may be made by the above agency from the state operations account of the state general fund for fiscal year 2010, as authorized by 2009 Senate Substitute for House Bill No. 2354, expenditures shall be made by the above agency from the state operations account of the state general fund for fiscal year 2010 to make expenditures to contract with Kansas legal services for the purpose of providing legal representation and disability determination case management for adult cash assistance recipients.

(v) On July 1, 2009, or as soon thereafter as moneys are available, of the \$11,099,830 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 64(c) of 2009 Senate Substitute for House Bill 2354 from the children's initiatives fund in the early childhood block grant account or any other account of the children's initiatives fund, expenditures of \$50,000 shall be made during the fiscal year ending June 30, 2010, to provide training for the diagnosis of autism.

(continued)

Sec. 60.

OFFICE OF THE SECURITIES COMMISSIONER OF KANSAS

(a) On July 1, 2009, the expenditure limitation established for the fiscal year ending June 30, 2010, by section 24(a) of Senate Substitute for House Bill No. 2354 on the securities act fee fund is hereby decreased from \$2,820,232 to \$2,762,312.

Sec. 61.

INSURANCE DEPARTMENT

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 40-112, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$5,472,357 from the insurance department service regulation fund of the insurance department to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the insurance department by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On July 1, 2009, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 40-112, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$497,961 from the insurance department service regulation fund of the insurance department to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the insurance department service regulation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the insurance department service regulation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the insurance department by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 44-566a, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$3,000,000 from the workers compensation fund of the insurance department to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the workers compensation fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the workers compensation fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the insurance department by other state agencies which receive appropriations from the state general fund to provide such services.

Sec. 62.

DEPARTMENT OF LABOR

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 74-715, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$600,000 from the workmen's compensation fee fund of the department of labor to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the workmen's compensation fee fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the workmen's compensation fee fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of labor by other state agencies which receive appropriations from the state general fund to provide such services.

(b) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 75-5733, and amendments thereto, or any other statute, the director of ac-

counts and reports shall transfer \$100,000 from the nonfederal account of the department of labor special projects fund of the department of labor to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the nonfederal account of the department of labor special projects fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the nonfederal account of the department of labor special projects fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of labor by other state agencies which receive appropriations from the state general fund to provide such services.

(c) On July 1, 2009, of the \$497,169 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 58(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$12,429 is hereby lapsed.

Sec. 63.

KANSAS HUMAN RIGHTS COMMISSION

(a) On July 1, 2009, of the \$1,551,613 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 45(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$38,790 is hereby lapsed.

Sec. 64.

KANSAS GUARDIANSHIP PROGRAM

(a) On July 1, 2009, of the \$1,208,682 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 65(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas guardianship program account, the sum of \$51,259 is hereby lapsed.

Sec. 65.

KANSAS COMMISSION ON VETERANS AFFAIRS

(a) On July 1, 2009, of the \$1,144,928 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures — veterans services account, the sum of \$28,622 is hereby lapsed.

(b) On July 1, 2009, of the \$541,729 appropriated for the above agency for the fiscal year ending June 30, 2010 by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operations — state veterans cemeteries account, the sum of \$13,543 is hereby lapsed.

(c) On July 1, 2009, of the \$2,703,628 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures — Kansas soldiers' home account, the sum of \$67,591 is hereby lapsed.

(d) On July 1, 2009, of the \$3,217,601 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures — Kansas veterans' home account, the sum of \$80,440 is hereby lapsed.

(e) On July 1, 2009, of the \$435,056 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the additional operating expenditures — veterans home and cemeteries account, the sum of \$10,876 is hereby lapsed.

(f) On July 1, 2009, of the \$497,807 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures — administration account, the sum of \$12,543 is hereby lapsed.

(g) On July 1, 2009, of the \$516,418 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 59(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the veterans claim assistance program — service grants account, the sum of \$12,910 is hereby lapsed.

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

Vietnam war era veterans' recognition award fund
For the fiscal year ending June 30, 2010..... No limit
Sec. 66.

DEPARTMENT OF CORRECTIONS

(a) On July 1, 2009, of the \$20,678,699 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$942,333 is hereby lapsed.

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

Community corrections

For the fiscal year ending June 30, 2010..... \$1,306,487

(c) On July 1, 2009, of the \$6,161,826 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the day reporting centers and reentry programs account, the sum of \$280,796 is hereby lapsed.

(d) On July 1, 2009, of the \$1,343,987 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the local jail payments account, the sum of \$61,246 is hereby lapsed.

(e) On July 1, 2009, of the \$12,597,201 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Topeka correctional facility — facilities operations account, the sum of \$314,930 is hereby lapsed.

(f) On July 1, 2009, of the \$8,370,552 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Hutchinson correctional facility — facilities operations account, the sum of \$209,264 is hereby lapsed.

(g) On July 1, 2009, of the \$37,338,480 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Lansing correctional facility — facilities operations account, the sum of \$933,462 is hereby lapsed.

(h) On July 1, 2009, of the \$12,598,561 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Ellsworth correctional facility — facilities operations account, the sum of \$314,964 is hereby lapsed.

(i) On July 1, 2009, of the \$2,385,842 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Winfield correctional facility — facilities operations account, the sum of \$59,646 is hereby lapsed.

(j) On July 1, 2009, of the \$2,935,807 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Norton correctional facility — facilities operations account, the sum of \$73,395 is hereby lapsed.

(k) On July 1, 2009, of the \$23,923,596 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the El Dorado correctional facility — facilities operations account, the sum of \$598,090 is hereby lapsed.

(l) On July 1, 2009, of the \$9,872,348 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Larned correctional mental health facility — facilities operations account, the sum of \$246,809 is hereby lapsed.

(m) On July 1, 2009, of the \$13,587,648 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 82(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the facilities operations account, the sum of \$619,192 is hereby lapsed.

(n) In addition to the other purposes for which expenditures may be made by the department of corrections from moneys appropriated to the above agency for fiscal year 2009 or 2010 as authorized by House Substitute for Substitute for Senate Bill No. 23, Senate Substitute for House Bill No. 2354, or by this or any other appropriation act of the 2009 regular session of the legislature, expenditures may be made by the above agency from the moneys appro-

priated for fiscal year 2009 or 2010 for the maintenance of all correctional facilities established and maintained by the above agency: *Provided*, That it is the intent of the Kansas legislature that correctional facilities not be eliminated, but such operations and services of the correctional facilities be maintained.

Sec. 67.

KANSAS PAROLE BOARD

(a) On July 1, 2009, of the \$452,402 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 86(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the parole from adult correctional institutions account, the sum of \$11,310 is hereby lapsed.

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

Parole from adult correctional facilities

For the fiscal year ending June 30, 2010..... \$35,000

Provided, That, if legislation which authorizes the above agency to assess and collect fees is passed by the legislature during the 2009 regular session and enacted into law, then, on July 1, 2009, the \$35,000 appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2010, by this subsection in the parole from adult correctional facilities account is hereby lapsed.

Sec. 68.

KANSAS SENTENCING COMMISSION

(a) On July 1, 2009, of the \$713,591 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 90(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures account, the sum of \$17,840 is hereby lapsed.

(b) On July 1, 2009, of the \$8,134,151 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 90(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the substance abuse treatment programs account, the sum of \$203,354 is hereby lapsed.

Sec. 69.

STATE BOARD OF REGENTS

(a) On July 1, 2009, of the \$3,475,892 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$89,948 is hereby lapsed.

(b) On July 1, 2009, of the \$1,133,199 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the state scholarship program account, the sum of \$29,398 is hereby lapsed.

(c) On July 1, 2009, of the \$15,689,878 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the comprehensive grant program account, the sum of \$407,043 is hereby lapsed.

(d) On July 1, 2009, of the \$315,213 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the ethnic minority scholarship program account, the sum of \$8,178 is hereby lapsed.

(e) On July 1, 2009, of the \$528,172 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas work-study program account, the sum of \$13,703 is hereby lapsed.

(f) On July 1, 2009, of the \$186,401 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the ROTC service scholarships account, the sum of \$4,836 is hereby lapsed.

(g) On July 1, 2009, of the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the military service scholarships account, the sum of \$12,972 is hereby lapsed.

(continued)

(h) On July 1, 2009, of the \$1,962,859 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the teachers scholarship program account, the sum of \$50,923 is hereby lapsed.

(i) On July 1, 2009, of the \$925,838 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the national guard educational assistance account, the sum of \$24,019 is hereby lapsed.

(j) On July 1, 2009, of the \$121,275 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the vocational scholarships account, the sum of \$3,146 is hereby lapsed.

(k) On July 1, 2009, of the \$443,592 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the nursing student scholarship program account, the sum of \$11,508 is hereby lapsed.

(l) On July 1, 2009, of the \$113,850 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the optometry education program account, the sum of \$2,954 is hereby lapsed.

(m) On July 1, 2009, of the \$11,636,840 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the municipal university operating grant account, the sum of \$301,895 is hereby lapsed.

(n) On July 1, 2009, of the \$32,637,844 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the postsecondary aid for vocational education account, the sum of \$846,723 is hereby lapsed.

(o) On July 1, 2009, of the \$1,548,998 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the adult basic education account, the sum of \$40,186 is hereby lapsed.

(p) On July 1, 2009, of the \$101,976,543 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the community college operating grant account, the sum of \$2,645,578 is hereby lapsed.

(q) On July 1, 2009, of the \$423,241 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the technology equipment at community colleges and Washburn university account, the sum of \$10,980 is hereby lapsed.

(r) On July 1, 2009, of the \$76,035 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the vocational education capital outlay aid account, the sum of \$1,972 is hereby lapsed.

(s) On July 1, 2009, of the \$90,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the tuition waivers account, the sum of \$2,335 is hereby lapsed.

(t) On July 1, 2009, of the \$200,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the nurse educator grant program account, the sum of \$5,189 is hereby lapsed.

(u) On July 1, 2009, of the \$1,900,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the nursing faculty and supplies grant program account, the sum of \$49,292 is hereby lapsed.

(v) On July 1, 2009, of the \$767,693 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the postsecondary technical education authority account, the sum of \$19,916 is hereby lapsed.

(w) On July 1, 2009, of the \$350,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by Section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas academy of math and science account, the sum of \$9,080 is hereby lapsed.

(x) On July 1, 2009, of the \$424,921 appropriated for the above agency for the fiscal year ending June 30, 2010, by Section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the unified operating grant account, the sum of \$11,024 is hereby lapsed.

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

Midwest higher education commission
For the fiscal year ending June 30, 2010..... \$92,535

(z) On July 1, 2009, of the amount reappropriated for the above agency for the fiscal year ending June 30, 2010, by section 81(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Southwest Kansas access project account, the sum of \$350,375 is hereby lapsed.

(aa) During the fiscal year ending June 30, 2010, no expenditures shall be made by the Kansas board of regents from the postsecondary aid for vocational education account of the state general fund to guarantee that no technical college shall receive less state aid in the fiscal year ending June 30, 2010, than it received in the previous fiscal year.

Sec. 70.

KANSAS STATE UNIVERSITY

(a) On July 1, 2009, of the \$109,301,449 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 73(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$2,835,607 is hereby lapsed.

(b) On July 1, 2009, of the \$139,500 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 73(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the midwest institute for comparative stem cell biology account, the sum of \$3,619 is hereby lapsed.

~~(c) On July 1, 2009, of the \$189,446 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 114(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the lease payment — Salina aeronautical center (including aeronautical laboratory center) account, the sum of \$4,915 is hereby lapsed.~~

(d) In addition to the other purposes for which expenditures may be made by the above agency from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2010 as authorized by 2009 Senate Substitute for House Bill No. 2354 or by this or other appropriation act of the 2009 regular session of the legislature, expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2010 to raze building no. 457 (elevator and feed mill), 437 (herdsman house), 10002 (art kiln), 145 (vet surgical instruction), 200 (vet research lab greyhound kennels) and 224 (food animal barn and shed).

Sec. 71.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) On July 1, 2009, of the \$19,738,609 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 74(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the cooperative extension service (including official hospitality) account, the sum of \$512,079 is hereby lapsed.

(b) On July 1, 2009, of the \$31,504,132 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 74(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the agricultural experiment stations (including official hospitality) account, the sum of \$817,312 is hereby lapsed.

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

Agricultural experiment stations
For the fiscal year ending June 30, 2010..... \$4,051

Sec. 72.

KANSAS STATE UNIVERSITY VETERINARY
MEDICAL CENTER

(a) On July 1, 2009, of the \$10,460,071 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 75(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$271,366 is hereby lapsed.

(b) On July 1, 2009, of the \$400,000 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 75(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the veterinary training program for rural Kansas account, the sum of \$10,377 is hereby lapsed.

Sec. 73.

UNIVERSITY OF KANSAS

(a) On July 1, 2009, of the \$136,333,684 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 78(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$3,497,726 is hereby lapsed.

(b) On July 1, 2009, of the \$6,268,088 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 78(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the geological survey account, the sum of \$162,613 is hereby lapsed.

(c) On July 1, 2009, of the \$139,369 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 78(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the umbilical cord matrix project account, the sum of \$3,616 is hereby lapsed.

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

Sec. 74.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) On July 1, 2009, of the \$108,184,188 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$2,782,846 is hereby lapsed.

(b) On July 1, 2009, of the \$2,786,764 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the medical scholarships and loans account, the sum of \$72,298 is hereby lapsed.

(c) On July 1, 2009, of the \$4,635,650 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 79(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the cancer center account, the sum of \$120,263 is hereby lapsed.

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

Sec. 75.

FORT HAYS STATE UNIVERSITY

(a) On July 1, 2009, of the \$34,386,996 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 72(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$892,102 is hereby lapsed.

(b) On July 1, 2009, of the \$139,257 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 72(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the master's-level nursing capacity account, the sum of \$3,612 is hereby lapsed.

(c) On July 1, 2009, of the \$287,576 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 72(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Kansas wetlands education center at Cheyenne bottoms account, the sum of \$7,460 is hereby lapsed.

Sec. 76.

EMPORIA STATE UNIVERSITY

(a) On July 1, 2009, of the \$32,633,306 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 76(a) of

2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$846,606 is hereby lapsed.

(b) On July 1, 2009, of the \$225,887 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 76(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the reading recovery program account, the sum of \$5,861 is hereby lapsed.

(c) On July 1, 2009, of the \$135,562 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 76(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the Nat'l Board Cert/Future Teacher Academy account, the sum of \$3,517 is hereby lapsed.

Sec. 77.

PITTSBURG STATE UNIVERSITY

(a) On July 1, 2009, of the \$35,800,245 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 77(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$921,398 is hereby lapsed.

Sec. 78.

WICHITA STATE UNIVERSITY

(a) On July 1, 2009, of the \$68,930,425 appropriated for the above agency for the fiscal year ending June 30, 2010, by section 80(a) of 2009 Senate Substitute for House Bill No. 2354 from the state general fund in the operating expenditures (including official hospitality) account, the sum of \$1,788,262 is hereby lapsed.

Sec. 79. (a) On July 1, 2009, of the amount of each appropriation or reappropriation for a state agency for the fiscal year ending June 30, 2010, made by 2009 Senate Substitute for House Bill No. 2354 from the state general fund, the sum equal to 0.25% of such appropriation or reappropriation, which is not exempt, is hereby lapsed. The following are exempt from and shall not be reduced by such lapsing provision: (1) Any item of appropriation or reappropriation for debt service for payments pursuant to contractual bond obligations, and (2) any item of appropriation or reappropriation from the state general fund for the fiscal year ending June 30, 2010, for the department of social and rehabilitation services, Kansas health policy authority, or the department on aging which are required to meet caseload obligations under the state medicaid plan including nursing facilities, general medical, targeted case management, mental health, community supports and services, or addiction and prevention services or for the department of social and rehabilitation services to meet caseload obligations for nursing facilities for mental health, general assistance, temporary assistance for families, foster care and reintegration services contracts or adoption services contracts, as certified by the director of the budget to the director of accounts and reports for the purposes of this clause (2): *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this clause (2), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

Sec. 80. (a) On the effective date of this act, the amount directed to be transferred by any subsection of any section of this act by the director of accounts and reports from any special revenue fund for any state agency to the state general fund, for the express purpose to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services, on the effective date of this act, or as soon thereafter as moneys are available, is hereby decreased by the amount equal to 21.5% of the amount directed to be transferred by such subsection of such section of this act: *Provided*, That the director of the budget shall calculate and certify the amount of each such decrease prescribed by this subsection (a) to the director of accounts and reports: *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this subsection (a), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

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(b) On July 1, 2009, the amount directed to be transferred by any section of this act by the director of accounts and reports from any special revenue fund for any state agency to the state general fund, for the express purpose to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services, on July 1, 2009, or as soon thereafter as moneys are available, is hereby decreased by the amount equal to 21.5% of the amount directed to be transferred by such section of this act: *Provided*, That the director of the budget shall calculate and certify the amount of each such decrease prescribed by this subsection (b) to the director of accounts and reports: *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this subsection (b), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

Sec. 81. (a) The amount directed to be transferred by any subsection of any section of this act by the director of accounts and reports from any special revenue fund for any state agency to the state general fund, for the express purpose to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services, on the effective date of this act, or as soon thereafter as moneys are available, shall be transferred under such subsection of such section of this act on such date or dates and in such amount or amounts as determined by the director of the budget after considering the state agency's cash flow circumstances, as certified to the director of accounts and reports by the director of the budget: *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this subsection (a), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(b) The amount directed to be transferred by any subsection of any section of this act by the director of accounts and reports from any special revenue fund for any state agency to the state general fund, for the express purpose to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services, on July 1, 2009, or as soon thereafter as moneys are available, shall be transferred under such subsection of such section of this act on such date or dates and in such amount or amounts as determined by the director of the budget after considering the state agency's cash flow circumstances, as certified to the director of accounts and reports by the director of the budget: *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this subsection (b), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

(c) The amount directed to be transferred by any subsection of any section of this act by the director of accounts and reports from any special revenue fund for any state agency to the state general fund, for the express purpose to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the state agency by other state agencies which receive appropriations from the state general fund to provide such services, on June 30, 2010, or as soon thereafter as moneys are available, shall be transferred under such subsection of such section of this act on such date or dates and in such amount or amounts as determined by the director of the budget after considering the state agency's cash flow circumstances, as certified to the director of accounts and reports by the director of the budget: *Provided*, That, at the same time that such certification is made by the director of the budget to the director of accounts and reports under this subsection (c), the director of the budget shall deliver a copy of such certification to the director of the legislative research department.

Sec. 82. On July 1, 2009, K.S.A. 2008 Supp. 12-5256, as amended by section 136 of 2009 Senate Substitute for House Bill No. 2354, is hereby amended to read as follows: 12-5256. (a) All expenditures from the state housing trust fund made for the purposes of K.S.A. 2008 Supp. 12-5253 through 12-5255, and amendments thereto, shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the Kansas housing resources corporation.

(b) On the effective date of this act and on July 1, 2008, July 1, 2011, July 1, 2012, July 1, 2013, and July 1, 2014, the director of accounts and reports shall transfer \$4,000,000 from the state general fund to the state housing trust fund established by K.S.A. 2008 Supp. 74-8959, and amendments thereto. On July 1, 2009, ~~and July 1, 2010~~, the director of accounts and reports shall transfer \$2,000,000 from the ~~state general economic development initiatives~~ fund to the state housing trust fund established by K.S.A. 2008 Supp. 74-8959, and amendments thereto. *On July 1, 2010, the director of accounts and reports shall transfer \$2,000,000 from the state general fund to the state housing trust fund established by K.S.A. 2008 Supp. 74-8959, and amendments thereto.*

Sec. 83. On July 1, 2009, K.S.A. 2008 Supp. 76-7,107, as amended by section 139 of 2009 Senate Substitute for House Bill No. 2354, is hereby amended to read as follows: 76-7,107. (a) (1) On July 1, 2008, or as soon thereafter as sufficient moneys are available, \$7,000,000 shall be transferred by the director of accounts and reports from the state general fund to the infrastructure maintenance fund established by K.S.A. 2008 Supp. 76-7,104, and amendments thereto.

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

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

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

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

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

Sec. 84. On the effective date of this act, K.S.A. 2008 Supp. 79-2978, as amended by section 88 of 2009 House Substitute for Senate Bill No. 23, is hereby amended to read as follows: 79-2978. (a) There is hereby established in the state treasury the business machinery and equipment tax reduction assistance fund which shall be administered by the state treasurer. All expenditures from the business machinery and equipment tax reduction assistance fund shall be for the payments to counties for distribution to taxing subdivisions levying ad valorem taxes within the county in accordance with this section.

(b) The secretary of revenue shall adopt a policy using the most current information that is available, and that is determined to be practicable by the secretary for this purpose and shall calculate the following:

(1) On January 31, 2008, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on commercial and industrial machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on commercial and industrial machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2007 not including any such ad valorem taxes on commercial and industrial machinery and equipment that were

abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2008, subject to the provisions of subsection (d), the state treasurer shall pay to the county treasurer of each county an amount equal to 90% of such difference for distribution as provided in subsection (e).

(2) On January 31, 2009, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on commercial and industrial machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on commercial and industrial machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2008 not including any such ad valorem taxes on commercial and industrial machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On March 2, 2009, ~~and on June 1, 2009~~, subject to the provisions of subsection (d) and subsection (g), the state treasurer shall pay to the county treasurer of each county an amount equal to 70% of such difference for distribution as provided in subsection (e).

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

(4) On January 31, 2011, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on commercial and industrial machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on commercial and industrial machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2010 not including any such ad valorem taxes on commercial and industrial machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2011, subject to the provisions of subsection (d), the state treasurer shall pay to the county treasurer of each county an amount equal to 30% of such difference for distribution as provided in subsection (e).

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

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

(c) The calculations required by subsection (b) shall be based upon a certification made by the county clerk on or before November 15 of the tax year and submitted to the director of property valuation. Such certification shall be in a format devised and prescribed by the director of property valuation. Such certification shall report the total ad valorem taxes levied by the county on commercial and industrial machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on commercial and industrial machinery and equipment. The county clerk

shall provide a copy of such certification to the county treasurer for the purpose of determining the distribution of moneys pursuant to the provisions of subsection (e)(2) paid to the county pursuant to subsection (b) by the state treasurer.

(d) If the amount calculated for the difference in subsections (b)(1) through (b)(5) is negative, the amount calculated for such county for such year shall be deemed to be zero and no amount shall be paid to the county treasurer of such county as otherwise provided in subsection (b). Nothing in this section shall be construed to require the county to make any payments to the state in such event that the amount calculated for the difference is negative for the county for such year.

(e) (1) On January 31 of each year specified in this section, the secretary of revenue shall certify to the director of accounts and reports the aggregate of all amounts determined for counties pursuant to subsection (b). Upon receipt of such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the business machinery and equipment tax reduction assistance fund, except that (A) the aggregate amount of moneys transferred from the state general fund to the business machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2009, pursuant to this section shall not exceed the maximum amount determined pursuant to subsection (g), ~~and~~ (B) an amount equal to 50% of the maximum amount determined pursuant to subsection (g) shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund on March 2, 2009, ~~and an amount equal to 50% of the maximum amount determined pursuant to subsection (g) shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund on June 1, 2009~~ (C) no moneys shall be transferred from the state general fund to the business machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2010, pursuant to this section.

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

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

(g) (1) The maximum amount that may be transferred during the fiscal year ending June 30, 2009, from the state general fund to the business machinery and equipment tax reduction assistance fund pursuant to this section shall be equal to (A) the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount deter-

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mined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2979, and amendments thereto, multiplied by (B) the result obtained by dividing the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2979, and amendments thereto.

(2) If a maximum amount is imposed under this subsection and the aggregate amount transferred from the state general fund to the business machinery and equipment tax reduction assistance fund during state fiscal year 2009 pursuant to this section is reduced, then the amount allocated to each county by the state treasurer under subsection (b)(2) shall be reduced proportionately with respect to aggregate reduction in the amount of such transfer from the state general fund to the business machinery and equipment tax reduction assistance fund during state fiscal year 2009.

Sec. 85. On the effective date of this act, K.S.A. 2008 Supp. 79-2979, as amended by section 89 of 2009 House Substitute for Substitute for Senate Bill No. 23, is hereby amended to read as follows: 79-2979. (a) There is hereby established in the state treasury the telecommunications and railroad machinery and equipment tax reduction assistance fund which shall be administered by the state treasurer. All expenditures from the telecommunications and railroad machinery and equipment tax reduction assistance fund shall be for the payments to counties for distribution to taxing subdivisions levying ad valorem taxes within the county in accordance with this section.

(b) The secretary of revenue shall adopt a policy using the most current information that is available, and that is determined to be practicable by the secretary for this purpose and shall calculate the following:

(1) On January 31, 2008, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on telecommunications machinery and equipment and railroad machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2007 not including any such ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2008, subject to the provisions of subsection (c), the state treasurer shall pay to the county treasurer of each county an amount equal to 90% of such difference for distribution as provided in subsection (d).

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

(3) On January 31, 2010, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on telecommunications machinery and equipment and railroad machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2009 not including any such ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2010, subject to

the provisions of subsection (c), the state treasurer shall pay to the county treasurer of each county an amount equal to 50% of such difference for distribution as provided in subsection (d).

(4) On January 31, 2011, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on telecommunications machinery and equipment and railroad machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2010 not including any such ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2011, subject to the provisions of subsection (c), the state treasurer shall pay to the county treasurer of each county an amount equal to 30% of such difference for distribution as provided in subsection (d).

(5) On January 31, 2012, the secretary shall calculate for each county an amount equal to the difference in total ad valorem taxes levied by the county on telecommunications machinery and equipment and railroad machinery and equipment for all taxing subdivisions within the county imposing ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment for tax year 2005, and the total of such ad valorem taxes levied for tax year 2011 not including any such ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment that were abated or exempted prior to July 1, 2006, and which such abatement or exemption expired after July 1, 2006. On or before February 15, 2012, subject to the provisions of subsection (c), the state treasurer shall pay to the county treasurer of each county an amount equal to 10% of such difference for distribution as provided in subsection (d).

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

(c) If the amount calculated for the difference in subsections (b)(1) through (b)(5) is negative, the amount calculated for such county for such year shall be deemed to be zero and no amount shall be paid to the county treasurer of such county as otherwise provided in subsection (b). Nothing in this section shall be construed to require the county to make any payments to the state in such event that the amount calculated for the difference is negative for the county for such year.

(d) (1) On January 31 of each year specified in this section, the secretary of revenue shall certify to the director of accounts and reports the aggregate of all amounts determined for counties pursuant to subsection (b). Upon receipt of such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund, except that (A) the aggregate amount of moneys transferred from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2009, pursuant to this section shall not exceed the maximum amount determined pursuant to subsection (f), ~~and~~ (B) an amount equal to 50% of the maximum amount determined pursuant to subsection (f) shall be transferred from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund on March 2, 2009, ~~and an amount equal to 50% of the maximum amount determined pursuant to subsection (f) shall be transferred from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund on June 1, 2009~~ (C) *no moneys shall be transferred from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund during the state fiscal year ending June 30, 2010, pursuant to this section.*

(2) The state treasurer shall apportion and distribute the moneys credited to the telecommunications and railroad machinery and equipment tax reduction assistance fund to the county treasurers in accordance with subsection (b). Upon receipt of each such amount, each county treasurer shall apportion such amount among the ad valorem taxing subdivisions imposing ad valorem taxes on telecommunications machinery and equipment and railroad ma-

chinery and equipment in an amount equal to the difference between the total ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment levied by each such ad valorem taxing subdivision for the tax year 2005 and the total ad valorem taxes on telecommunications machinery and equipment and railroad machinery and equipment levied by each such ad valorem taxing subdivision for the tax year of the apportionment, subject to the percentage reduction set forth in subsection (b) for the tax year of the apportionment of such moneys to that county. The county treasurer shall pay such amounts to the taxing subdivisions at the same time or times as their regular operating tax rate mill levy is paid to them.

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

(f) (1) The maximum amount that may be transferred during the fiscal year ending June 30, 2009, from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund pursuant to this section shall be equal to (A) the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments thereto, multiplied by (B) the result obtained by dividing the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) by the aggregate of the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) plus the amount equal to 93.5% of the aggregate amount determined under subsection (b)(2) of K.S.A. 2008 Supp. 79-2978, and amendments thereto.

(2) If a maximum amount is imposed under this subsection and the aggregate amount transferred from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund during state fiscal year 2009 pursuant to this section is reduced, then the amount allocated to each county by the state treasurer under subsection (b)(2) shall be reduced proportionately with respect to aggregate reduction in the amount of such transfer from the state general fund to the telecommunications and railroad machinery and equipment tax reduction assistance fund during state fiscal year 2009.

Sec. 86. On July 1, 2009, K.S.A. 2008 Supp. 79-3425i, as amended by section 144 of 2009 Senate Substitute for House Bill No. 2354, is hereby amended to read as follows: 79-3425i. (a) On January 15 and July 15 of each year, the director of accounts and reports shall transfer a sum equal to the total taxes collected under the provisions of K.S.A. 79-6a04 and 79-6a10, and amendments thereto, and credited to the state general fund during the six months next preceding the date of transfer, from the state general fund to the special city and county highway fund, created by K.S.A. 79-3425, and amendments thereto, except that: (1) Such transfers are subject to reduction under K.S.A. 75-6704, and amendments thereto; (2) the amount of moneys transferred from the state general fund to the special city and county highway fund during state fiscal year 2009 on each such date shall not exceed \$3,330,543.50; and (3) ~~the amount of no~~ moneys shall be transferred from the state general fund to the special city and county highway fund during state fiscal year 2010 ~~on each such date shall not exceed \$2,515,916;~~ and (4) notwithstanding the provisions of K.S.A. 79-3425c and 79-3425i, and amendments thereto, or any other statute, the aggregate amount of \$6,661,087 of the moneys credited to the special city and county highway fund shall be paid on or before April 14, 2009, by the state treasurer in

accordance with the following to the following counties in the amounts specified respectively therefor with the requirement that the moneys received by each such county shall be deposited and administered in accordance with K.S.A. 79-3425c, and amendments thereto, including any redistributions provided for by that statute: Barton county, \$174,544.98; Butler county, \$890,898.90; Chautauqua county, \$7,293.76; Clay county, \$15,533.75; Comanche county, \$15,525.56; Cowley county, \$151,493.36; Douglas county, \$1,152,561.96; Finney county, \$38,376.16; Geary county, \$41,101.83; Grant county, \$11,827.23; Lane county, \$6,986.21; Leavenworth county, \$655,874.14; Ness county, \$13,000.51; Rice county, \$9,780.91; Russell county, \$18,610.55; Shawnee county, \$3,299,659.69; Sherman county, \$29,689.72; Stevens county, \$7,532.41; Trego county, \$4,257.37; and Wyandotte county, \$116,537.47, which shall be for the purpose of providing such counties, cities and other local governmental entities the amounts that were not paid as directed by statute during state fiscal years 2006, 2007 and 2008. All transfers under this section shall be considered to be demand transfers from the state general fund except that all such transfers during the fiscal years ending June 30, 2010, and June 30, 2011, shall be considered to be revenue transfers from the state general fund. Any transfers of moneys from the state general fund to the special city and county highway fund during the state fiscal year ending June 30, 2009, pursuant to the provisions of K.S.A. 79-3425i, and amendments thereto, or any other statute, that have been made prior to the effective date of this act shall be reversed by the director of accounts and reports and reversing entries shall be entered upon the accounting records of the state treasurer therefor.

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

Sec. 87. On the effective date of this act, K.S.A. 2008 Supp. 79-34,156, as amended by section 91 of 2009 House Substitute for Substitute for Senate Bill No. 23, is hereby amended to read as follows: 79-34,156. On April 1, 2007, the director of accounts and reports shall transfer \$437,500 from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund. If sufficient moneys are not available in the state economic development initiatives fund for such transfer on April 1, 2007, then the director of accounts and reports shall transfer on such date the amount available in the state economic development initiatives fund in accordance with this section and shall transfer on such date, or as soon thereafter as moneys are available therefor, the amount equal to the insufficiency from the state general fund to the Kansas qualified biodiesel fuel producer incentive fund. On July 1, 2007, and quarterly thereafter, the director of accounts and reports shall transfer \$875,000 from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund, except: (a) ~~That the amount of moneys transferred on July 1, 2008, October 1, 2008, and January 1, 2009, the director of accounts and reports shall transfer \$100,000 from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund, and (b) that on April 1, 2009, shall not exceed \$849,000~~ the director of accounts and reports shall transfer \$74,000 from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund. If sufficient moneys are not available in the state economic development initiatives fund for such transfer on July 1, 2007, and on the first day of any calendar quarter thereafter, in any such fiscal year, then the director of accounts and reports shall transfer on such date the amount available in the state economic development initiatives fund in accordance with this section and shall transfer on such date, or as soon thereafter as moneys are available therefor, the amount equal to the insufficiency from the state general fund to the Kansas qualified biodiesel fuel producer incentive fund.

Sec. 88. On July 1, 2009, K.S.A. 2008 Supp. 79-4801, as amended by section 145 of 2009 Senate Substitute for House Bill No. 2354, is hereby amended to read as follows: 79-4801. There is hereby created the state gaming revenues fund in the state treasury. All moneys credited to such fund shall be expended or transferred only for the purposes and in the manner provided by this act and all expenditures from the state gaming revenues fund shall be made in

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accordance with appropriation acts. All moneys credited to such fund shall be allocated and credited monthly to the funds and in the amounts specified by this act except that the total of the amounts credited to such funds in any one fiscal year pursuant to this act shall not exceed \$50,000,000, except that the total of the amounts credited to such funds for fiscal year 2009 and 2010, pursuant to this act shall not exceed \$48,059,846. All amounts credited to such fund in any one fiscal year which are in excess of \$50,000,000 shall be transferred and credited to the state general fund on July 15, 1996, and June 25, 1997, and each year thereafter on June 25, except that: (a) All amounts credited to the state gaming revenues fund in fiscal year 2009 which are in excess of \$48,059,846 shall be transferred and credited to the state general fund on July 15, 2009, and shall be recorded and accounted for as receipts to the state general fund for fiscal year 2009; (b) all amounts credited to the state gaming revenues fund in fiscal year 2010 which are in excess of \$48,059,846 shall be transferred and credited to the state general fund on July 15, 2010, and shall be recorded and accounted for as receipts to the state general fund for fiscal year 2010; and (c) all amounts credited to the state gaming revenues fund in fiscal year 2011 which are in excess of \$50,000,000 shall be transferred and credited to the state general fund on July 15, 2011, and shall be recorded and accounted for as receipts to the state general fund for fiscal year 2011.

~~Sec. 89. (a) During the fiscal year ending June 30, 2010, subject to any applicable requirements of federal statutes, rules, regulations or guidelines, any expenditures or grants of money by any state agency for family planning services financed in whole or in part from federal title X moneys shall be made subject to the following two priorities: First priority to public entities (state, county, local health departments and health clinics) and if any moneys remain then, second priority to non-public entities which are hospitals or federally qualified health centers that provide comprehensive primary and preventative care in addition to family planning services.~~

~~(b) As used in this section "hospitals" shall have the same meaning as defined in K.S.A. 65-425, and amendments thereto, and "federally qualified health center" shall have the same meaning as defined in K.S.A. 65-1669, and amendments thereto.~~

Sec. 90. On the effective date of this act, section 102 of 2009 Senate Substitute for House Bill No. 2354 and K.S.A. 2008 Supp. 79-2978, as amended by section 88 of 2009 House Substitute for Substitute for Senate Bill No. 23, 79-2979, as amended by section 89 of 2009 House Substitute for Substitute for Senate Bill No. 23, and 79-34,156, as amended by section 91 of 2009 House Substitute for Substitute for Senate Bill No. 23, are hereby repealed.

Sec. 91. On July 1, 2009, K.S.A. 2008 Supp. 12-5256, as amended by section 136 of 2009 Senate Substitute for House Bill No. 2354, 76-7,107, as amended by section 139 of 2009 Senate Substitute for House Bill No. 2354, 79-2978, as amended by section 142 of 2009 Senate Substitute for House Bill No. 2354, 79-2979, as amended by section 143 of 2009 Senate Substitute for House Bill No. 2354, 79-3425i, as amended by section 144 of 2009 Senate Substitute for House Bill No. 2354, and 79-4801, as amended by section 145 of 2009 Senate Substitute for House Bill No. 2354, are hereby repealed.

Sec. 92. *Severability.* If any provision or clause of this act or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 93. *Appeals to exceed position limitations.* (a) The limitations imposed by this act on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for the fiscal years ending June 30, 2009, or ending June 30, 2010, made in chapter 5, chapter 131, chapter 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas or in this act or in any other appropriation act of the 2009 regular session of the legislature may be exceeded upon approval of the state finance council.

(b) The limitations imposed by this act on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations

for the fiscal year ending June 30, 2011, made in 2009 Senate Substitute for House Bill No. 2354, or in this act or in any other appropriation act of the 2009 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 94. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

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

Sec. 95. *Savings.* (a) Any unencumbered balance as of June 30, 2009, in any special revenue fund, or account thereof, of any state agency named in this act which is not otherwise specifically appropriated or limited by 2009 Senate Substitute for House Bill No. 2354, or by this or other appropriation act of the 2009 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2010, for the same use and purpose as the same was heretofore appropriated.

(b) Any unencumbered balance as of June 30, 2010, in any special revenue fund, or account thereof, of any state agency named in section 29 of 2009 Senate Substitute for House Bill No. 2354, which is not otherwise specifically appropriated or limited for fiscal year 2011 by 2009 Senate Substitute for House Bill No. 2354, or by this or other appropriation act of the 2009 regular session of the legislature, is hereby appropriated for fiscal year 2011 for the same use and purpose as the same was heretofore appropriated.

(c) This section shall not apply to the expanded lottery act revenues fund, the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 96. During the fiscal year ending June 30, 2010, all moneys which are lawfully credited to and available in any bond special revenue fund, which are not otherwise specifically appropriated or limited by this or other appropriation act of the 2009 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2010, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 97. *Federal grants.* (a) During the fiscal year ending June 30, 2010, each federal grant or other federal receipt which is received by a state agency named in this act and which is not otherwise appropriated to that state agency by this or other appropriation act of the 2009 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2010, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

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

to make expenditures from such federal grant or other federal receipt for fiscal year 2011.

(c) In addition to the other purposes for which expenditures may be made by any state agency which is named in this act and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2010 by chapter 5, chapter 131, chapter 156, chapter 159, chapter 160, chapter 164, chapter 172 or chapter 184 of the 2008 Session Laws of Kansas, by 2009 Senate Substitute for House Bill No. 2354, or by this or other appropriation act of the 2009 regular session of the legislature to apply for and receive federal grants during fiscal year 2010, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 98. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in 2009 Senate Substitute for House Bill No. 2354, or in this or other appropriation act of the 2009 regular session of the legislature, and having an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2010, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

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

Sec. 99. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in 2009 Senate Substitute for House Bill No. 2354, or in this or other appropriation act of the 2009 regular session of the legislature and having an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2010, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

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

Sec. 100. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in 2009 Senate Substitute for House Bill No. 2354, or in this or other appropriation act of the 2009 regular session of the legislature and having an unencumbered balance as of June 30, 2009, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2010, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

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

Sec. 101. Any transfers of money during the fiscal year ending June 30, 2010, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121, and amendments thereto, shall be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2010.

Sec. 102. This act shall take effect and be in force from and after its publication in the Kansas register.

Message to the House of Representatives of the State of Kansas

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return Senate Substitute for House Bill No. 2373 with my signature approving the bill, except for the items enumerated below.

Department of Education—KPERs—School Employer Contributions

That portion of Section 36(a) that reads as follows has been line-item vetoed:

“For the fiscal year ending June 30, 2010\$1,850,000”

This FY 2010 appropriation for the KPERs—School employer contribution was accounted for in the agency’s lapse contained in Section 36(b). In order to appropriate only those monies absolutely necessary, I hereby line-item veto this appropriation.

Kansas State University

Section 70(c) has been line-item vetoed in its entirety:

Financing of the Salina Aeronautical Center located at Kansas State University’s Salina Campus is a lease purchase agreement that is by its nature equivalent to a debt service agreement. The 2009 Legislature intended that funding of debt service should not be lapsed, and I concur with that intent. In that spirit, I therefore find it necessary to veto this lapse so that this obligation can be met.

Department of Health and Environment

Section 89 has been line-item vetoed in its entirety:

Regardless of one’s views on whether abortion should be allowed in this country, hopefully we can all agree that we should make every effort to prevent unplanned pregnancies. Access to affordable family planning services and contraceptives is critical if we are to continue reducing the number of abortions that occur in this state.

This section would prohibit distribution of Title X moneys to private family planning providers unless they are either a hospital or provide comprehensive primary and preventative care in addition to family planning services. This proviso would prevent funding for two facilities of other eligible family planning providers. These facilities do not perform abortions, and by law, Title X funding cannot be used for abortion services.

Both of these facilities provide affordable access to contraceptives and family planning services for women who are significantly below the poverty level. These women are most at risk for unplanned pregnancies. The family planning services provided by these facilities help lower the likelihood of unplanned pregnancy, and thus reduce abortions. Eliminating funding for programs intended to reduce the number of unplanned pregnancies does nothing to help reduce abortions in Kansas.

I am also concerned this proviso violates Title X of the Public Service Act. The facilities ineligible for funding under this proviso are, by law, eligible under Title X to receive the grants. The Public Service Act is clear that states are not permitted to refuse the award of Title X funding to entities that meet the statutory requirements for the grants. I therefore find it necessary to line-item veto this proviso.

Dated May 22, 2009.

Mark Parkinson
Governor

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2006 Volumes and the 2008 Supplement of the *Kansas Administrative Regulations*.

AGENCY 3: KANSAS STATE TREASURER

| Reg. No. | Action | Register |
|----------|-------------|----------------|
| 3-3-1 | Amended (T) | V. 27, p. 1091 |
| 3-3-1 | Amended | V. 27, p. 1517 |
| 3-3-2 | New (T) | V. 27, p. 1091 |
| 3-3-2 | New | V. 27, p. 1517 |

AGENCY 4: DEPARTMENT OF AGRICULTURE

| Reg. No. | Action | Register |
|----------|---------|-------------------|
| 4-6-1 | New | V. 27, p. 1741 |
| 4-6-2 | New | V. 27, p. 1741 |
| 4-6-3 | New | V. 27, p. 1741 |
| 4-7-900 | Amended | V. 27, p. 1022 |
| 4-7-901 | Revoked | V. 27, p. 1022 |
| 4-7-902 | Amended | V. 27, p. 1022 |
| 4-7-903 | Amended | V. 27, p. 1023 |
| 4-7-904 | Amended | V. 27, p. 1023 |
| 4-13-1 | Amended | V. 27, p. 186 |
| 4-13-3 | Amended | V. 27, p. 187 |
| 4-13-9 | Amended | V. 27, p. 188 |
| 4-13-11 | Revoked | V. 27, p. 188 |
| 4-13-13 | Amended | V. 27, p. 188 |
| 4-13-20 | Amended | V. 27, p. 190 |
| 4-13-21 | Amended | V. 27, p. 191 |
| 4-13-22 | Amended | V. 27, p. 191 |
| 4-13-23 | Amended | V. 27, p. 191 |
| 4-13-24 | Amended | V. 27, p. 191 |
| 4-13-33 | Amended | V. 27, p. 191 |
| 4-13-40 | Amended | V. 27, p. 1023 |
| 4-13-41 | Revoked | V. 27, p. 1023 |
| 4-13-42 | Revoked | V. 27, p. 1023 |
| 4-13-60 | Amended | V. 27, p. 1023 |
| 4-13-61 | Revoked | V. 27, p. 1023 |
| 4-13-64 | Amended | V. 27, p. 1023 |
| 4-13-65 | Amended | V. 27, p. 1024 |
| 4-15-5 | Amended | V. 28, p. 690 |
| 4-15-11 | Amended | V. 27, p. 1024 |
| 4-15-12 | Revoked | V. 27, p. 1024 |
| 4-15-13 | Amended | V. 27, p. 1024 |
| 4-15-14 | Amended | V. 27, p. 1024 |
| 4-16-1a | Amended | V. 27, p. 1741 |
| 4-16-1c | Amended | V. 27, p. 1742 |
| 4-16-7a | Amended | V. 27, p. 1024 |
| 4-16-300 | Amended | V. 27, p. 1025 |
| 4-16-301 | Revoked | V. 27, p. 1025 |
| 4-16-302 | Amended | V. 27, p. 1025 |
| 4-16-303 | Amended | V. 27, p. 1025 |
| 4-16-304 | Amended | V. 27, p. 1025 |
| 4-16-305 | Amended | V. 27, p. 1025 |
| 4-17-300 | Amended | V. 27, p. 1026 |
| 4-17-301 | Revoked | V. 27, p. 1026 |
| 4-17-302 | Amended | V. 27, p. 1026 |
| 4-17-303 | Amended | V. 27, p. 1026 |
| 4-17-304 | Amended | V. 27, p. 1026 |
| 4-17-305 | Amended | V. 27, p. 1027 |
| 4-20-11 | Amended | V. 27, p. 1027 |
| 4-28-5 | Amended | V. 27, p. 1742 |
| 4-28-8 | | |
| through | | |
| 4-28-16 | New | V. 27, p. 191-195 |

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 5-1-1 | Amended | V. 27, p. 1549 |
| 5-1-2 | Amended | V. 27, p. 1553 |
| 5-1-7 | Amended | V. 27, p. 1553 |

| | | |
|---------|---------|----------------------|
| 5-2-4 | New | V. 27, p. 1554 |
| 5-3-3 | Amended | V. 27, p. 1554 |
| 5-3-4 | Amended | V. 27, p. 1555 |
| 5-3-4a | Amended | V. 28, p. 241 |
| 5-3-5d | Amended | V. 27, p. 1555 |
| 5-3-16 | Amended | V. 27, p. 1555 |
| 5-4-2 | New | V. 27, p. 1556 |
| 5-5-6c | New | V. 27, p. 1556 |
| 5-5-13 | Amended | V. 27, p. 1556 |
| 5-5-14 | Amended | V. 27, p. 1557 |
| 5-6-2 | Amended | V. 27, p. 1557 |
| 5-6-5 | Amended | V. 27, p. 1557 |
| 5-9-1a | | |
| through | | |
| 5-9-1d | New | V. 27, p. 1557, 1558 |
| 5-14-3 | Amended | V. 28, p. 241 |
| 5-14-3a | New | V. 28, p. 242 |
| 5-14-10 | Amended | V. 27, p. 1558 |
| 5-40-24 | Amended | V. 27, p. 1438 |
| 5-45-1 | Amended | V. 27, p. 1439 |
| 5-45-4 | Amended | V. 27, p. 1440 |
| 5-45-19 | | |
| through | | |
| 5-45-23 | New | V. 27, p. 1441, 1442 |

AGENCY 7: SECRETARY OF STATE

| Reg. No. | Action | Register |
|----------|---------|--------------------|
| 7-16-1 | Amended | V. 27, p. 1548 |
| 7-16-2 | Amended | V. 27, p. 1548 |
| 7-17-1 | Amended | V. 27, p. 965 |
| 7-17-4 | Amended | V. 27, p. 966 |
| 7-17-11 | Amended | V. 27, p. 966 |
| 7-17-19 | Amended | V. 27, p. 966 |
| 7-17-21 | Amended | V. 27, p. 966 |
| 7-17-22 | Amended | V. 27, p. 966 |
| 7-17-24 | Amended | V. 27, p. 967 |
| 7-21-1 | Amended | V. 27, p. 967 |
| 7-21-2 | Amended | V. 27, p. 967 |
| 7-21-3 | Revoked | V. 27, p. 967 |
| 7-21-4 | New | V. 27, p. 967 |
| 7-23-13 | Revoked | V. 27, p. 968 |
| 7-37-2 | Revoked | V. 27, p. 968 |
| 7-38-2 | Revoked | V. 27, p. 968 |
| 7-41-1 | | |
| through | | |
| 7-41-7 | Amended | V. 28, p. 193-195 |
| 7-41-8 | Revoked | V. 28, p. 195 |
| 7-41-9 | Revoked | V. 28, p. 195 |
| 7-41-10 | | |
| through | | |
| 7-41-17 | Amended | V. 28, p. 195, 196 |
| 7-41-18 | | |
| through | | |
| 7-41-29 | Revoked | V. 28, p. 196 |
| 7-41-30 | Amended | V. 28, p. 196 |
| 7-41-31 | Revoked | V. 28, p. 196 |
| 7-41-32 | Amended | V. 28, p. 196 |
| 7-41-33 | Amended | V. 28, p. 197 |
| 7-41-34 | New | V. 28, p. 197 |
| 7-41-35 | New | V. 28, p. 197 |
| 7-45-1 | New | V. 27, p. 968 |
| 7-45-2 | New | V. 27, p. 968 |

AGENCY 11: STATE CONSERVATION COMMISSION

| Reg. No. | Action | Register |
|----------|---------|----------------------|
| 11-6-1 | | |
| through | | |
| 11-6-6 | New | V. 27, p. 1633, 1634 |
| 11-12-1 | Amended | V. 27, p. 1374 |
| 11-12-2 | Amended | V. 27, p. 1375 |
| 11-12-3 | Amended | V. 27, p. 1376 |
| 11-12-4 | Amended | V. 27, p. 1377 |
| 11-12-6 | Amended | V. 27, p. 1377 |

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 14-8-6 | Revoked | V. 27, p. 1214 |
| 14-8-7 | Amended | V. 27, p. 1214 |
| 14-8-8 | Revoked | V. 27, p. 1214 |
| 14-8-12 | Revoked | V. 27, p. 1214 |
| 14-17-7 | New | V. 27, p. 1214 |

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

| Reg. No. | Action | Register |
|----------|--------|---------------|
| 17-25-1 | New | V. 27, p. 356 |

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 19-20-4 | Amended | V. 27, p. 1020 |
| 19-20-5 | New | V. 27, p. 1021 |
| 19-27-2 | Amended | V. 27, p. 1021 |

AGENCY 22: STATE FIRE MARSHAL

| Reg. No. | Action | Register |
|----------|---------|---------------------|
| 22-6-1 | Amended | V. 27, p. 1834 |
| 22-6-2 | Revoked | V. 27, p. 1834 |
| 22-6-3 | Revoked | V. 27, p. 1834 |
| 22-6-4 | Revoked | V. 27, p. 1834 |
| 22-6-5 | Amended | V. 27, p. 1834 |
| 22-6-6 | Revoked | V. 27, p. 1834 |
| 22-6-7 | Revoked | V. 27, p. 1835 |
| 22-6-8 | Revoked | V. 27, p. 1835 |
| 22-6-9 | Amended | V. 27, p. 1835 |
| 22-6-12 | Amended | V. 27, p. 1835 |
| 22-6-13 | Revoked | V. 27, p. 1835 |
| 22-6-14 | Revoked | V. 27, p. 1835 |
| 22-6-18 | | |
| through | | |
| 22-6-27 | New | V. 27, p. 1835-1837 |

AGENCY 26: DEPARTMENT ON AGING

| Reg. No. | Action | Register |
|-----------|---------|-------------------|
| 26-39-100 | | |
| through | | |
| 26-39-105 | New | V. 28, p. 615-623 |
| 26-39-144 | Revoked | V. 28, p. 623 |
| 26-39-243 | Revoked | V. 28, p. 649 |
| 26-39-278 | Revoked | V. 28, p. 649 |
| 28-39-427 | Revoked | V. 28, p. 649 |
| 26-41-101 | | |
| through | | |
| 26-41-106 | New | V. 28, p. 649-651 |
| 26-41-200 | | |
| through | | |
| 26-41-207 | New | V. 28, p. 652-657 |
| 26-42-101 | New | V. 28, p. 657 |
| 26-42-102 | New | V. 28, p. 658 |
| 26-42-104 | New | V. 28, p. 659 |
| 26-42-105 | New | V. 28, p. 659 |
| 26-42-200 | | |
| through | | |
| 26-42-207 | New | V. 28, p. 659-664 |
| 26-44-101 | | |
| through | | |
| 26-44-106 | New | V. 28, p. 664-667 |
| 26-43-200 | | |
| through | | |
| 26-43-207 | New | V. 28, p. 667-671 |

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

| Reg. No. | Action | Register |
|-----------|---------|--------------------|
| 28-1-20 | Amended | V. 27, p. 989 |
| 28-4-117 | Amended | V. 27, p. 990 |
| 28-4-120 | Amended | V. 27, p. 990 |
| 28-4-121 | New | V. 27, p. 990 |
| 28-4-122 | Amended | V. 27, p. 317 |
| 28-4-311 | Amended | V. 27, p. 317 |
| 28-4-312 | | |
| through | | |
| 28-4-317 | Revoked | V. 27, p. 317, 318 |
| 28-4-430 | Amended | V. 27, p. 991 |
| 28-4-800 | | |
| through | | |
| 28-4-825 | New | V. 27, p. 318-334 |
| 28-16-28g | Amended | V. 27, p. 779 |
| 28-23-16 | Revoked | V. 27, p. 191 |
| 28-32-1 | Revoked | V. 27, p. 247 |
| 28-32-2 | Revoked | V. 27, p. 247 |
| 28-32-4 | Revoked | V. 27, p. 247 |
| 28-32-5 | Revoked | V. 27, p. 247 |
| 28-32-6 | Revoked | V. 27, p. 247 |
| 28-32-7 | Revoked | V. 27, p. 247 |

| | | |
|------------|---------|--------------------|
| 28-32-8 | | |
| through | | |
| 28-32-14 | New | V. 27, p. 247-249 |
| 28-36-33 | | |
| through | | |
| 28-36-49 | Revoked | V. 27, p. 73 |
| 28-36-70 | | |
| through | | |
| 28-36-89 | New | V. 27, p. 73-87 |
| 28-38-18 | Amended | V. 27, p. 1742 |
| 28-38-19 | Amended | V. 27, p. 1743 |
| 28-38-21 | Amended | V. 27, p. 1743 |
| 28-38-22 | Amended | V. 27, p. 1744 |
| 28-38-23 | Amended | V. 27, p. 1744 |
| 28-38-29 | Amended | V. 27, p. 1745 |
| 28-39-145a | Revoked | V. 28, p. 623 |
| 28-39-146 | Revoked | V. 28, p. 623 |
| 28-39-147 | Revoked | V. 28, p. 623 |
| 28-39-148 | Revoked | V. 28, p. 623 |
| 28-39-164 | | |
| through | | |
| 28-39-168 | Amended | V. 28, p. 798-800 |
| 28-39-240 | | |
| through | | |
| 28-39-253 | Revoked | V. 28, p. 672 |
| 28-39-275 | | |
| through | | |
| 28-39-288 | Revoked | V. 28, p. 672 |
| 28-39-425 | | |
| through | | |
| 28-39-436 | Revoked | V. 28, p. 672 |
| 28-53-1 | | |
| through | | |
| 28-53-5 | Amended | V. 28, p. 240, 241 |
| 28-59-5 | Amended | V. 27, p. 462 |
| 28-61-11 | Amended | V. 27, p. 464 |
| 28-70-4 | New | V. 28, p. 800 |
| 28-73-1 | Amended | V. 28, p. 74 |

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 30-5-78 | Revoked | V. 27, p. 1022 |
| 30-10-15a | Revoked | V. 27, p. 1345 |
| 30-10-15b | Revoked | V. 27, p. 1345 |
| 30-10-17 | Revoked | V. 27, p. 1345 |
| 30-10-18 | Revoked | V. 27, p. 1345 |
| 30-10-23a | Revoked | V. 27, p. 1346 |
| 30-10-23b | Revoked | V. 27, p. 1346 |
| 30-10-25 | Revoked | V. 27, p. 1346 |
| 30-10-26 | Revoked | V. 27, p. 1346 |
| 30-10-27 | Revoked | V. 27, p. 1346 |
| 30-10-200 | Revoked | V. 27, p. 1346 |
| 30-10-210 | Revoked | V. 27, p. 1346 |
| 30-63-32 | New | V. 27, p. 664 |
| 30-64-24 | Revoked | V. 27, p. 665 |

AGENCY 40: KANSAS INSURANCE DEPARTMENT

| Reg. No. | Action | Register |
|----------|---------|--------------------|
| 40-1-48 | Amended | V. 27, p. 1709 |
| 40-2-28 | New | V. 28, p. 273 |
| 40-3-30 | Amended | V. 28, p. 112 |
| 40-3-52 | New | V. 27, p. 133 |
| 40-4-37v | New | V. 28, p. 643 |
| 40-4-41 | Amended | V. 27, p. 434 |
| 40-4-41a | | |
| through | | |
| 40-4-41j | Revoked | V. 27, p. 434, 435 |
| 40-7-20a | Amended | V. 28, p. 604 |

AGENCY 44: DEPARTMENT OF CORRECTIONS

| Reg. No. | Action | Register |
|-----------|---------|---------------------|
| 44-6-101 | Amended | V. 27, p. 1126 |
| 44-6-114e | Amended | V. 27, p. 1128 |
| 44-6-115a | Amended | V. 27, p. 1134 |
| 44-6-125 | Amended | V. 27, p. 1135 |
| 44-6-127 | | |
| through | | |
| 44-6-132 | New | V. 27, p. 1135-1138 |

AGENCY 49: DEPARTMENT OF LABOR

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 49-45-1 | Amended | V. 27, p. 1466 |
| 49-45-2 | Amended | V. 27, p. 1466 |

| | | |
|-----------|---------|----------------|
| 49-45-3 | Amended | V. 27, p. 1466 |
| 49-45-4 | Amended | V. 27, p. 1466 |
| 49-45-4a | Amended | V. 27, p. 1466 |
| 49-45-5 | Amended | V. 27, p. 1466 |
| 49-45-6 | Amended | V. 27, p. 1466 |
| 49-45-7 | Amended | V. 27, p. 1467 |
| 49-45-8 | Amended | V. 27, p. 1467 |
| 49-45-9 | Amended | V. 27, p. 1467 |
| 49-45-20 | Amended | V. 27, p. 1467 |
| 49-45-28 | Amended | V. 27, p. 1467 |
| 49-45-29 | Amended | V. 27, p. 1467 |
| 49-45-29b | New | V. 27, p. 1467 |
| 49-45-31 | Amended | V. 27, p. 1467 |
| 49-45-34 | Amended | V. 27, p. 1467 |
| 49-45-35 | Amended | V. 27, p. 1467 |
| 49-45-37 | Amended | V. 27, p. 1467 |

AGENCY 60: BOARD OF NURSING

| Reg. No. | Action | Register |
|-----------|---------|----------------------|
| 60-1-103 | Amended | V. 27, p. 1603 |
| 60-1-104 | Amended | V. 27, p. 1603 |
| 60-2-101 | Amended | V. 27, p. 1604 |
| 60-2-102 | Amended | V. 27, p. 1605, 1670 |
| 60-2-104 | Amended | V. 27, p. 1606 |
| 60-2-105 | Amended | V. 28, p. 197 |
| 60-2-106 | Amended | V. 28, p. 197 |
| 60-2-107 | Amended | V. 27, p. 1606 |
| 60-2-108 | Amended | V. 27, p. 1607 |
| 60-3-106 | Amended | V. 27, p. 1607 |
| 60-3-106a | Amended | V. 27, p. 1608 |
| 60-3-113 | New | V. 27, p. 1608 |
| 60-3-114 | New | V. 27, p. 1608 |
| 60-7-111 | New | V. 27, p. 1609 |
| 60-9-105 | Amended | V. 28, p. 197 |
| 60-9-107 | Amended | V. 28, p. 198 |
| 60-13-103 | Amended | V. 28, p. 200 |
| 60-13-104 | Amended | V. 28, p. 200 |
| 60-15-101 | Amended | V. 28, p. 200 |
| 60-15-102 | Amended | V. 28, p. 201 |
| 60-15-104 | Amended | V. 28, p. 202 |

AGENCY 63: BOARD OF MORTUARY ARTS

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 63-2-26 | New | V. 27, p. 108 |
| 63-4-1 | Amended | V. 27, p. 108 |

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 66-6-1 | Amended | V. 27, p. 315 |
| 66-6-4 | Amended | V. 27, p. 316 |
| 66-10-1 | Amended | V. 27, p. 317 |
| 66-11-5 | Amended | V. 28, p. 44 |
| 66-12-1 | Amended | V. 28, p. 44 |
| 66-14-1 | Amended | V. 28, p. 44 |
| 66-14-2 | Amended | V. 28, p. 45 |
| 66-14-3 | Amended | V. 28, p. 45 |
| 66-14-4 | Revoked | V. 28, p. 45 |
| 66-14-5 | Amended | V. 28, p. 45 |
| 66-14-7 | Amended | V. 28, p. 45 |

AGENCY 68: BOARD OF PHARMACY

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 68-7-12b | Amended | V. 27, p. 1518 |
| 68-7-20 | Amended | V. 27, p. 435 |
| 68-11-2 | Amended | V. 27, p. 1518 |
| 68-16-3 | Amended | V. 28, p. 342 |
| 68-18-1 | New | V. 27, p. 1857 |
| 68-18-2 | New | V. 27, p. 1857 |
| 68-18-3 | New | V. 27, p. 1858 |
| 68-19-1 | New | V. 28, p. 342 |
| 68-20-23 | New (T) | V. 27, p. 1709 |
| 68-20-23 | New | V. 28, p. 192 |

AGENCY 69: BOARD OF COSMETOLOGY

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 69-11-1 | Amended | V. 28, p. 298 |

AGENCY 71: KANSAS DENTAL BOARD

| Reg. No. | Action | Register |
|----------|--------|----------------|
| 71-9-1 | | |
| through | | |
| 71-9-4 | New | V. 27, p. 1878 |
| 71-10-1 | | |
| through | | |
| 71-10-4 | New | V. 27, p. 1879 |

AGENCY 74: BOARD OF ACCOUNTANCY

| Reg. No. | Action | Register |
|-----------|---------|---------------|
| 74-4-7 | Amended | V. 28, p. 643 |
| 74-4-8 | Amended | V. 28, p. 644 |
| 74-4-9 | Amended | V. 27, p. 627 |
| 74-4-10 | Amended | V. 27, p. 627 |
| 74-5-2 | Amended | V. 28, p. 645 |
| 74-5-2a | New | V. 28, p. 646 |
| 74-5-101 | Amended | V. 28, p. 646 |
| 74-5-102 | Amended | V. 28, p. 646 |
| 74-5-103 | Amended | V. 28, p. 646 |
| 74-5-201 | Amended | V. 28, p. 646 |
| 74-5-202 | Amended | V. 28, p. 646 |
| 74-5-301 | Amended | V. 28, p. 647 |
| 74-5-302 | Amended | V. 28, p. 647 |
| 74-5-401 | Amended | V. 28, p. 647 |
| 74-5-403 | Amended | V. 28, p. 647 |
| 74-5-405a | Amended | V. 28, p. 647 |
| 74-5-406 | Amended | V. 28, p. 647 |
| 74-7-4 | Amended | V. 28, p. 648 |
| 74-11-6 | Amended | V. 28, p. 648 |

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 81-3-2 | Amended | V. 27, p. 1801 |
| 81-3-6 | Amended | V. 28, p. 606 |
| 81-5-7 | Amended | V. 27, p. 1156 |
| 81-5-14 | Amended | V. 28, p. 571 |
| 81-7-2 | Amended | V. 27, p. 1156 |
| 81-14-1 | Amended | V. 27, p. 1157 |
| 81-14-2 | Amended | V. 27, p. 1801 |
| 81-14-5 | Amended | V. 28, p. 610 |
| 81-14-9 | Amended | V. 27, p. 1163 |

AGENCY 82: STATE CORPORATION COMMISSION

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 82-3-107 | Amended | V. 27, p. 1518 |
| 82-3-108 | Amended | V. 27, p. 1519 |
| 82-3-111 | Amended | V. 27, p. 1520 |
| 82-3-135a | Amended | V. 27, p. 1521 |
| 82-3-135b | Amended | V. 27, p. 1521 |
| 82-3-138 | Amended | V. 27, p. 1521 |
| 82-3-402 | Amended | V. 27, p. 1521 |
| 82-4-30a | Amended | V. 27, p. 1020 |

AGENCY 84: PUBLIC EMPLOYEE RELATIONS BOARD

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 84-2-1 | Amended | V. 28, p. 872 |

AGENCY 86: REAL ESTATE COMMISSION

| Reg. No. | Action | Register |
|----------|-------------|----------------|
| 86-3-19 | Amended (T) | V. 27, p. 1090 |
| 86-3-19 | Amended | V. 27, p. 1517 |
| 86-3-30 | New (T) | V. 27, p. 1091 |
| 86-3-30 | New | V. 27, p. 1517 |

AGENCY 91: DEPARTMENT OF EDUCATION

| Reg. No. | Action | Register |
|----------|---------|-------------------|
| 91-1-200 | Amended | V. 27, p. 1027 |
| 91-1-201 | Amended | V. 27, p. 1028 |
| 91-1-203 | Amended | V. 27, p. 1030 |
| 91-1-204 | Amended | V. 27, p. 1034 |
| 91-1-205 | Amended | V. 27, p. 1036 |
| 91-1-207 | Amended | V. 27, p. 1037 |
| 91-1-209 | Amended | V. 27, p. 1037 |
| 91-1-210 | Amended | V. 27, p. 1038 |
| 91-1-220 | Amended | V. 27, p. 1038 |
| 91-1-221 | Amended | V. 27, p. 1040 |
| 91-19-1 | Amended | V. 27, p. 1041 |
| 91-19-6 | Amended | V. 27, p. 1041 |
| 91-40-1 | Amended | V. 27, p. 274 |
| 91-40-2 | Amended | V. 27, p. 279 |
| 91-40-3 | Amended | V. 27, p. 279 |
| 91-40-5 | Amended | V. 27, p. 280 |
| 91-40-7 | | |
| through | | |
| 91-40-12 | Amended | V. 27, p. 281-284 |
| 91-40-16 | Amended | V. 27, p. 285 |
| 91-40-17 | Amended | V. 27, p. 285 |

(continued)

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|-----------|---------|-------------------|
| 91-40-21 | Amended | V. 27, p. 286 |
| 91-40-22 | Amended | V. 27, p. 287 |
| 91-40-26 | | |
| through | | |
| 91-40-31 | Amended | V. 27, p. 287-289 |
| 91-40-33 | Amended | V. 27, p. 290 |
| 91-40-34 | Amended | V. 27, p. 290 |
| 91-40-35 | Amended | V. 27, p. 290 |
| 91-40-37 | Revoked | V. 27, p. 291 |
| 91-40-38 | Amended | V. 27, p. 291 |
| 91-40-39 | Revoked | V. 27, p. 291 |
| 91-40-41 | Amended | V. 27, p. 291 |
| 91-40-42 | Amended | V. 27, p. 291 |
| 91-40-42a | New | V. 27, p. 292 |
| 91-40-43 | Amended | V. 27, p. 293 |
| 91-40-44 | Amended | V. 27, p. 293 |
| 91-40-45 | Amended | V. 27, p. 293 |
| 91-40-46 | Amended | V. 27, p. 294 |
| 91-40-48 | Amended | V. 27, p. 294 |
| 91-40-50 | Amended | V. 27, p. 294 |
| 91-40-51 | Amended | V. 27, p. 295 |

AGENCY 92: DEPARTMENT OF REVENUE

| Reg. No. | Action | Register |
|-----------|---------|--------------------|
| 92-12-114 | New | V. 27, p. 865 |
| 92-12-140 | | |
| through | | |
| 92-12-145 | New | V. 27, p. 866, 867 |
| 92-12-145 | Amended | V. 28, p. 604 |
| 92-19-70 | Revoked | V. 27, p. 868 |
| 92-26-1 | Amended | V. 28, p. 170 |
| 92-26-4 | Amended | V. 28, p. 170 |
| 92-28-1 | | |
| through | | |
| 92-28-4 | New | V. 28, p. 113 |
| 92-52-14 | New | V. 27, p. 1214 |
| 92-52-15 | New | V. 27, p. 1214 |
| 92-52-16 | New | V. 27, p. 1215 |

AGENCY 94: COURT OF TAX APPEALS

| Reg. No. | Action | Register |
|----------|-------------|---------------------|
| 94-2-1 | | |
| through | | |
| 94-2-5 | Amended (T) | V. 27, p.1091-1093 |
| 94-2-1 | | |
| through | | |
| 94-2-5 | Amended | V. 27, p.1522-1524 |
| 94-2-8 | | |
| through | | |
| 94-2-16 | Amended (T) | V. 27, p. 1093-1095 |
| 94-2-8 | | |
| through | | |
| 94-2-16 | Amended | V. 27, p. 1524-1526 |
| 94-2-19 | Amended (T) | V. 27, p. 1095 |
| 94-2-19 | Amended | V. 27, p. 1527 |
| 94-2-20 | Amended (T) | V. 27, p. 1096 |
| 94-2-20 | Amended | V. 27, p. 1527 |
| 94-2-21 | Amended (T) | V. 27, p. 1096 |
| 94-2-21 | Amended | V. 27, p. 1528 |
| 94-3-1 | Amended (T) | V. 27, p. 1097 |
| 94-3-1 | Amended | V. 27, p. 1529 |
| 94-3-2 | Amended (T) | V. 27, p. 1098 |
| 94-3-2 | Amended | V. 27, p. 1529 |
| 94-4-1 | Amended (T) | V. 27, p. 1098 |
| 94-4-1 | Amended | V. 27, p. 1530 |
| 94-4-2 | Amended (T) | V. 27, p. 1098 |
| 94-4-2 | Amended | V. 27, p. 1530 |

Agency 97: COMMISSION ON VETERANS' AFFAIRS

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 97-1-1 | Revoked | V. 28, p. 459 |
| 97-1-1a | New | V. 28, p. 459 |
| 97-1-2 | Revoked | V. 28, p. 460 |
| 97-1-2a | New | V. 28, p. 460 |
| 97-1-3 | Revoked | V. 28, p. 460 |
| 97-1-3a | New | V. 28, p. 460 |
| 97-1-4 | Revoked | V. 28, p. 460 |
| 97-1-4a | New | V. 28, p. 460 |
| 97-1-5 | Revoked | V. 28, p. 461 |
| 97-1-5a | New | V. 28, p. 461 |
| 97-1-6a | New | V. 28, p. 461 |
| 97-2-1 | Revoked | V. 28, p. 462 |
| 97-2-1a | New | V. 28, p. 462 |
| 97-2-2 | Revoked | V. 28, p. 462 |

| | | |
|---------|---------|---------------|
| 97-2-2a | New | V. 28, p. 462 |
| 97-2-3 | | |
| through | | |
| 97-2-8 | Revoked | V. 28, p. 462 |
| 97-3-1 | Revoked | V. 28, p. 462 |
| 97-3-1a | New | V. 28, p. 462 |
| 97-3-2 | Revoked | V. 28, p. 462 |
| 97-3-2a | New | V. 28, p. 462 |
| 97-3-3 | Revoked | V. 28, p. 463 |
| 97-3-3a | New | V. 28, p. 463 |
| 97-3-4 | | |
| through | | |
| 97-3-9 | Revoked | V. 28, p. 463 |
| 97-4-1a | New | V. 28, p. 463 |

AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 99-25-1 | Amended | V. 27, p. 108 |
| 99-25-5 | Amended | V. 28, p. 522 |
| 99-25-9 | Amended | V. 27, p. 108 |
| 99-25-11 | New | V. 27, p. 109 |
| 99-26-1 | Amended | V. 28, p. 522 |
| 99-27-2 | Amended | V. 27, p. 1019 |
| 99-27-3 | Revoked | V. 27, p. 1019 |
| 99-27-4 | Amended | V. 27, p. 1019 |
| 99-27-5 | Amended | V. 27, p. 1019 |

AGENCY 100: BOARD OF HEALING ARTS

| Reg. No. | Action | Register |
|------------|-------------|----------------|
| 100-11-1 | Amended (T) | V. 27, p. 1602 |
| 100-11-1 | Amended | V. 28, p. 112 |
| 100-22-8 | Revoked | V. 27, p. 357 |
| 100-22-8a | New | V. 27, p. 357 |
| 100-28a-1 | Amended (T) | V. 27, p. 1602 |
| 100-28a-1 | Amended | V. 28, p. 112 |
| 100-28a-10 | Amended | V. 28, p. 572 |
| 100-29-7 | Amended | V. 27, p. 209 |
| 100-54-4 | Amended | V. 27, p. 209 |
| 100-55-4 | Amended | V. 27, p. 209 |
| 100-55-9 | Amended | V. 28, p. 572 |
| 100-69-1 | Amended | V. 27, p. 1672 |
| 100-69-2 | Revoked | V. 27, p. 1672 |
| 100-69-10 | Amended | V. 28, p. 572 |
| 100-72-1 | Amended (T) | V. 27, p. 1602 |
| 100-72-1 | Amended | V. 28, p. 112 |
| 100-72-7 | Amended | V. 28, p. 273 |
| 100-73-9 | Amended | V. 27, p. 315 |

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 102-1-8a | New | V. 28, p. 114 |
| 102-1-12 | Amended | V. 27, p. 407 |
| 102-2-7 | Amended | V. 27, p. 1801 |
| 102-2-8 | Amended | V. 28, p. 114 |
| 102-2-11a | New | V. 28, p. 116 |
| 102-2-12 | Amended | V. 28, p. 116 |
| 102-3-9b | New | V. 28, p. 117 |
| 102-3-12a | Amended | V. 27, p. 1117 |
| 102-4-1a | Amended | V. 27, p. 1803 |
| 102-4-6a | Amended | V. 27, p. 1805 |
| 102-4-6b | New | V. 27, p. 1806 |
| 102-4-9b | New | V. 28, p. 117 |
| 102-4-10a | Amended | V. 27, p. 1806 |
| 102-4-12 | Amended | V. 27, p. 1120 |
| 102-5-9a | New | V. 28, p. 118 |
| 102-5-12 | Amended | V. 27, p. 1122 |
| 102-6-9a | New | V. 28, p. 118 |
| 102-6-12 | Amended | V. 27, p. 1124 |

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

| Reg. No. | Action | Register |
|----------|-------------|----------------|
| 105-11-1 | Amended (T) | V. 27, p. 1233 |
| 105-11-1 | Amended | V. 27, p. 1838 |

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 109-5-2 | Amended | V. 28, p. 574 |
| 109-5-3 | Amended | V. 28, p. 574 |
| 109-5-5 | New | V. 27, p. 1548 |
| 109-5-6 | New | V. 28, p. 575 |

| | | |
|----------|---------|---------------|
| 109-6-3 | Revoked | V. 28, p. 575 |
| 109-15-1 | New | V. 28, p. 575 |
| 109-15-2 | New | V. 28, p. 576 |

AGENCY 110: DEPARTMENT OF COMMERCE

| Reg. No. | Action | Register |
|-----------|--------|----------------------|
| 110-13a-1 | New | V. 27, p. 1063 |
| 110-13a-2 | New | V. 27, p. 1063 |
| 110-13a-3 | New | V. 27, p. 1064 |
| 110-19-1 | | |
| through | | |
| 110-19-4 | New | V. 27, p. 1064, 1065 |
| 110-20-1 | | |
| through | | |
| 110-20-4 | New | V. 27, p. 1065, 1066 |

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed by the Kansas Lottery from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed by the Kansas Lottery from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. The following regulations were filed after January 1, 2008:

| Reg. No. | Action | Register |
|------------|---------|---------------------|
| 111-2-211 | New | V. 27, p. 992 |
| 111-2-212 | New | V. 27, p. 1559 |
| 111-2-213 | New | V. 27, p. 1560 |
| 111-2-214 | | |
| through | | |
| 111-2-218 | New | V. 28, p. 10, 11 |
| 111-2-216 | Amended | V. 28, p. 383 |
| 111-2-217 | Amended | V. 28, p. 383 |
| 111-2-219 | | |
| through | | |
| 111-2-223 | New | V. 28, p. 46, 47 |
| 111-2-224 | New | V. 28, p. 853 |
| 111-4-2614 | Amended | V. 27, p. 964 |
| 111-4-2645 | | |
| through | | |
| 111-4-2656 | New | V. 27, p. 436-442 |
| 111-4-2657 | | |
| through | | |
| 111-4-2662 | New | V. 27, p. 992-996 |
| 111-4-2663 | New | V. 27, p. 1489 |
| 111-4-2664 | | |
| through | | |
| 111-4-2683 | New | V. 27, p. 1560-1570 |
| 111-4-2680 | Amended | V. 28, p. 11 |
| 111-4-2684 | | |
| through | | |
| 111-4-2702 | New | V. 27, p. 1634-1644 |
| 111-4-2695 | Amended | V. 27, p. 1709 |
| 111-4-2703 | | |
| through | | |
| 111-4-2710 | New | V. 27, p. 1672-1677 |
| 111-4-2711 | | |
| through | | |
| 111-4-2715 | New | V. 27, p. 1677-1680 |
| 111-4-2716 | | |
| through | | |
| 111-4-2726 | New | V. 27, p. 1709-1718 |
| 111-4-2727 | | |
| through | | |
| 111-4-2744 | New | V. 27, p. 1746-1761 |
| 111-4-2745 | | |
| through | | |
| 111-4-2754 | New | V. 28, p. 11-20 |
| 111-4-2755 | | |
| through | | |
| 111-4-2766 | New | V. 28, p. 47-55 |
| 111-4-2767 | | |
| through | | |
| 111-4-2779 | New | V. 28, p. 274-278 |
| 111-4-2781 | New | V. 28, p. 278 |
| 111-4-2782 | New | V. 28, p. 279 |
| 111-4-2783 | New | V. 28, p. 281 |
| 111-4-2784 | New | V. 28, p. 298 |

| | | |
|------------|---------|---------------------|
| 111-4-2785 | | |
| through | | |
| 111-4-2790 | New | V. 28, p. 342-346 |
| 111-4-2791 | | |
| through | | |
| 111-4-2799 | New | V. 28, p. 383-389 |
| 111-4-2800 | | |
| through | | |
| 111-4-2814 | New | V. 28, p. 516-522 |
| 111-4-2815 | | |
| through | | |
| 111-4-2838 | New | V. 28, p. 853-871 |
| 111-5-23 | | |
| through | | |
| 111-5-28 | Amended | V. 28, p. 299-302 |
| 111-5-33 | Amended | V. 28, p. 303 |
| 111-5-81 | Amended | V. 27, p. 1490 |
| 111-5-83 | Amended | V. 27, p. 1490 |
| 111-5-84 | Amended | V. 27, p. 1491 |
| 111-5-90 | Amended | V. 27, p. 1491 |
| 111-5-127 | Amended | V. 27, p. 442 |
| 111-5-128 | Amended | V. 27, p. 443 |
| 111-5-132 | Amended | V. 27, p. 443 |
| 111-5-165 | | |
| through | | |
| 111-5-169 | New | V. 27, p. 1491-1493 |
| 111-5-170 | | |
| through | | |
| 111-5-174 | New | V. 28, p. 347, 348 |
| 111-7-80a | Amended | V. 28, p. 282 |
| 111-7-223 | | |
| through | | |
| 111-7-232 | New | V. 27, p. 1493-1495 |
| 111-7-223a | New | V. 27, p. 1762 |
| 111-7-233 | | |
| through | | |
| 111-7-237 | New | V. 28, p. 57, 58 |
| 111-7-238 | | |
| through | | |
| 111-7-242 | New | V. 28, p. 283, 284 |
| 111-9-152 | New | V. 27, p. 1762 |
| 111-9-153 | New | V. 28, p. 20 |
| 111-9-154 | New | V. 28, p. 21 |
| 111-9-155 | New | V. 28, p. 22 |
| 111-9-156 | New | V. 28, p. 390 |
| 111-14-4 | New | V. 28, p. 22 |
| 111-14-5 | New | V. 28, p. 23 |
| 111-14-6 | New | V. 28, p. 24 |

AGENCY 112: RACING AND GAMING COMMISSION

| Reg. No. | Action | Register |
|------------|--------|---------------------|
| 112-12-15 | New | V. 28, p. 797 |
| 112-13-6 | New | V. 28, p. 376 |
| 112-100-1 | | |
| through | | |
| 112-100-7 | New | V. 27, p. 1378 |
| 112-101-1 | | |
| through | | |
| 112-101-16 | New | V. 28, p. 376-379 |
| 112-103-1 | | |
| through | | |
| 112-103-12 | New | V. 28, p. 376-382 |
| 112-103-15 | New | V. 28, p. 382 |
| 112-103-16 | New | V. 28, p. 382 |
| 112-104-1 | | |
| through | | |
| 112-104-33 | New | V. 27, p. 1378-1406 |

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|------------|-----|---------------------|
| 112-105-1 | | |
| through | | |
| 112-105-7 | New | V. 27, p. 1406-1408 |
| 112-106-1 | | |
| through | | |
| 112-106-7 | New | V. 27, p. 1408-1411 |
| 112-107-1 | New | V. 28, p. 424 |
| 112-107-2 | New | V. 28, p. 424 |
| 112-107-3 | New | V. 28, p. 424 |
| 112-107-5 | New | V. 28, p. 428 |
| 112-107-6 | New | V. 28, p. 428 |
| 112-107-7 | New | V. 28, p. 428 |
| 112-107-9 | New | V. 28, p. 429 |
| 112-107-10 | New | V. 28, p. 429 |
| 112-107-11 | New | V. 28, p. 430 |
| 112-107-13 | | |
| through | | |
| 112-107-32 | New | V. 28, p. 430-440 |
| 112-107-34 | New | V. 28, p. 441 |
| 112-110-1 | | |
| through | | |
| 112-110-13 | New | V. 28, p. 464-470 |
| 112-111-1 | | |
| through | | |
| 112-111-5 | New | V. 28, 470-472 |
| 112-112-1 | | |
| through | | |
| 112-112-9 | New | V. 27, p. 1411-1413 |
| 112-113-1 | New | V. 28, p. 382 |
| 112-114-1 | | |
| through | | |
| 112-114-6 | New | V. 28, p. 472 |
| 112-114-8 | | |
| through | | |
| 112-114-12 | New | V. 28, p. 472, 473 |
| 112-114-14 | New | V. 28, p. 473 |

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 115-2-1 | Amended | V. 27, p. 1704 |
| 115-2-3 | Amended | V. 27, p. 1264 |
| 115-2-3a | Amended | V. 27, p. 1705 |
| 115-2-5 | Amended | V. 27, p. 1265 |
| 115-4-1 | Amended | V. 28, p. 569 |
| 115-4-4 | Amended | V. 27, p. 403 |
| 115-4-4a | Amended | V. 27, p. 403 |
| 115-4-6 | Amended | V. 27, p. 109 |
| 115-4-6a | Revoked | V. 27, p. 112 |
| 115-4-13 | Amended | V. 27, p. 404 |
| 115-4-14 | Revoked | V. 27, p. 112 |
| 115-7-1 | Amended | V. 27, p. 1707 |
| 115-7-2 | Amended | V. 27, p. 1708 |
| 115-7-8 | Amended | V. 27, p. 405 |
| 115-7-9 | Amended | V. 27, p. 406 |
| 115-8-1 | Amended | V. 28, p. 571 |
| 115-8-9 | Amended | V. 27, p. 1265 |
| 115-8-10 | Amended | V. 27, p. 1265 |
| 115-8-13 | Amended | V. 27, p. 112 |
| 115-18-7 | Amended | V. 27, p. 406 |
| 115-18-21 | New | V. 27, p. 1708 |

AGENCY 117: REAL ESTATE APPRAISAL BOARD

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 117-1-1 | Amended | V. 28, p. 373 |
| 117-2-2a | Amended | V. 28, p. 373 |

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|----------|---------|---------------|
| 117-3-2a | Amended | V. 28, p. 373 |
| 117-4-2a | Amended | V. 28, p. 374 |
| 117-5-2 | Amended | V. 28, p. 374 |
| 117-5-2a | Amended | V. 28, p. 375 |
| 117-6-1 | Amended | V. 27, p. 357 |
| 117-7-1 | Amended | V. 28, p. 375 |
| 117-10-1 | New | V. 28, p. 375 |

AGENCY 121: DEPARTMENT OF CREDIT UNIONS

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 121-9-1 | Amended | V. 28, p. 457 |
| 121-10-1 | New | V. 27, p. 1099 |
| 121-10-2 | New | V. 27, p. 1099 |
| 121-11-1 | New | V. 28, p. 457 |
| 121-11-2 | New | V. 28, p. 457 |
| 121-12-1 | New | V. 28, p. 459 |

AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION

| Reg. No. | Action | Register |
|----------|--------|---------------|
| 127-2-1 | New | V. 28, p. 192 |
| 127-2-2 | New | V. 28, p. 192 |
| 127-2-3 | New | V. 28, p. 193 |

AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

| Reg. No. | Action | Register |
|----------|---------|-------------------|
| 128-1-1 | New (T) | V. 27, p. 106 |
| 128-1-1 | New | V. 27, p. 358 |
| 128-2-1 | New | V. 27, p. 360 |
| 128-2-3 | | |
| through | | |
| 128-2-13 | New | V. 27, p. 360-362 |
| 128-2-12 | New (T) | V. 27, p. 107 |
| 128-3-1 | New | V. 27, p. 362 |
| 128-4-1 | | |
| through | | |
| 128-4-9 | New | V. 27, p. 363-367 |
| 128-4a-1 | New | V. 27, p. 367 |
| 128-5-1 | New | V. 27, p. 367 |
| 128-5-2 | New | V. 27, p. 368 |
| 128-6-1 | New | V. 27, p. 368 |
| 128-6-2 | New | V. 27, p. 371 |
| 128-6-4 | New | V. 27, p. 374 |

AGENCY 129: KANSAS HEALTH POLICY AUTHORITY

| Reg. No. | Action | Register |
|------------|---------|----------------|
| 129-5-1 | Amended | V. 27, p. 628 |
| 129-5-78 | New | V. 27, p. 1022 |
| 129-5-108 | Amended | V. 27, p. 1346 |
| 129-10-15a | New | V. 27, p. 1346 |
| 129-10-15b | New | V. 27, p. 1348 |
| 129-10-17 | New | V. 27, p. 1348 |
| 129-10-18 | New | V. 27, p. 1350 |
| 129-10-23a | New | V. 27, p. 1353 |
| 129-10-23b | New | V. 27, p. 1353 |
| 129-10-25 | New | V. 27, p. 1354 |
| 129-10-26 | New | V. 27, p. 1355 |
| 129-10-27 | New | V. 27, p. 1356 |
| 129-10-200 | New | V. 27, p. 1356 |
| 129-10-210 | New | V. 27, p. 1358 |

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