

SENATE Substitute for HOUSE BILL No. 2354

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, procedures and acts incidental to the foregoing; amending section 95 of 2009 House Substitute for Substitute for Senate Bill No. 23 and K.S.A. 2008 Supp. 2-223, 12-5256, 55-193, as amended by section 87 of 2009 House Substitute for Substitute for Senate Bill No. 23, 75-6702, 76-7,107, 79-2959, 79-2964, 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 90 of 2009 House Substitute for Substitute for Senate Bill No. 23, 79-4801, as amended by section 92 of 2009 House Substitute for Substitute for Senate Bill No. 23, and 82a-953a, as amended by section 93 of 2009 House Substitute for Substitute for Senate Bill No. 23, and repealing the existing sections.

*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 not be subject to the provisions 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. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458, and amendments thereto, to the following claimants:

Affiliated Carriers, Inc. PO Box 1067 Norfolk, NE 68702.....	\$32,693.78
America Jet 2010 Rogers Ct. Salina, KS 67401 .....	\$219.24
B Bar J, Inc. RR 1 Box 14 Arnold, KS 67515.....	\$345.60
Bardwell, Jeffrey 31433 W 217th St. Springhill, KS 66083.....	\$33.00
Becker, David 1991 P Road Seneca, KS 66538.....	\$44.04
Berntsen, Bernita 3061 Utah Rd. LaHarpe, KS 66751.....	\$1,994.20
BLT, Inc. 3237 Conestoga Tr. Richfield, WI 53076.....	\$234.00
Blythe Farms / Duane Blythe 939 S Hwy 4 White City, KS 66872 .....	\$33.00
Brox, Anton R. 12313 Jewell Rd. Huron, KS 66041 .....	\$33.00
City of Andale PO Box 338 Andale, KS 67001.....	\$170.69
City of El Dorado PO Box 792 El Dorado, KS 67042.....	\$5,699.92

**PLAINTIFFS'**  
**EX. 362**

Discretionary grants..... \$820,000

*Provided*, That the above agency shall make expenditures from the discretionary grants account during the fiscal year 2010, in an amount not less than \$400,000 for after school programs for middle school students in the sixth, seventh and eighth grades: *Provided further*, That the after school programs may also include fifth and ninth grade students, if they attend a junior high school: *And provided further*, That such discretionary grants shall be awarded to after school programs that operate for a minimum of two hours a day, every day that school is in session, and a minimum of six hours a day for a minimum of five weeks during the summer: *And provided further*, That the discretionary grants awarded to after school programs shall require a dollar-for-dollar local match: *And provided further*, That the aggregate amount of discretionary grants awarded to any one after school program for fiscal year 2010 shall not exceed \$25,000.

School food assistance..... \$2,510,486

School safety hotline..... \$10,000

KPERS — employer contributions..... \$260,751,192

*Provided*, That any unencumbered balance in the KPERS — employer contributions account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That all expenditures from the KPERS — employer contributions account shall be for payment of participating employers' contributions to the Kansas public employees retirement system as provided in K.S.A. 74-4939, and amendments thereto: *And provided further*, That expenditures from this account for the payment of participating employers' contributions to the Kansas public employees retirement system may be made regardless of when the liability was incurred.

Educable deaf-blind and severely handicapped children's programs aid..... \$110,000

School district juvenile detention facilities and Flint Hills job corps center grants..... \$7,706,161

*Provided*, That any unencumbered balance in the school district juvenile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2009, is hereby reappropriated for fiscal year 2010: *Provided further*, That expenditures shall be made from the school district juvenile detention facilities and Flint Hills job corps center grants account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-8187, and amendments thereto.

(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 and transfers to other state agencies shall not exceed the following:

State school district finance fund..... No limit

School district capital improvements fund..... No limit

*Provided*, That expenditures from the school district capital improvements fund shall be made only for the payment of general obligation bonds approved by voters under the authority of K.S.A. 72-6761, and amendments thereto.

School district capital outlay state aid fund..... No limit

Conversion of materials and equipment fund..... No limit

State safety fund..... No limit

School bus safety fund..... No limit

Motorcycle safety fund..... No limit

Federal indirect cost reimbursement fund..... No limit

Certificate fee fund..... No limit

Food assistance — federal fund..... No limit

Food assistance — school breakfast program — federal fund..... No limit

Food assistance — national school lunch program — federal fund..... No limit

Food assistance — child and adult care food program — federal fund..... No limit

Elementary and secondary school aid — federal fund..... No limit