

STATE OF KANSAS

**2025 SESSION LAWS
OF KANSAS
VOL. 2**

[Prepared in accordance with K.S.A. 45-310]

PASSED DURING THE 2025 REGULAR
SESSION OF THE LEGISLATURE OF
THE STATE OF KANSAS

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AUTHENTICATION

STATE OF KANSAS OFFICE OF SECRETARY OF STATE

I, Scott Schwab, Secretary of State of the state of Kansas, do hereby certify that the printed acts contained in this volume are true and correct copies of enrolled laws or resolutions which were passed during the 2025 regular session of the Legislature of the State of Kansas, begun on the 13th day of January, AD 2025, and concluded on the 11th day of April, AD 2025; and I further certify that all laws contained in this volume which took effect and went into force on and after publication in the *Kansas Register* were so published (on the date thereto annexed) as provided by law; and I further certify that all laws contained in this volume will take effect and be in force on and after the 1st day of July, AD 2025, except when otherwise provided.

Given under my hand and seal this 1st day of July, AD 2025.

(SEAL)

SCOTT SCHWAB
Secretary of State

EXPLANATORY NOTES

Material added to an existing section of the statute is printed in italic type. Material deleted from an existing section of the statute is printed in canceled type.

In bills which contain entirely new sections together with amendments to existing sections, the new sections are noted with the word “new” at the beginning of such sections.

An enrolled bill which is new in its entirety is noted with an asterisk (*) by the bill number and is printed in its original form.

Approval and publication dates are included.

Chapter numbers are assigned chronologically, based on the date the bill is signed by the governor. The bill index, subject index, and list of statutes repealed or amended will assist you in locating bills of interest.

NOTICE

The price for the Session Laws is set by the Secretary of State in accordance with state law. Additional copies of this publication may be obtained from:

Scott Schwab
Secretary of State
915 SW Harrison St.
Topeka, KS 66612
785-296-BOOK (2665)

CHAPTER 98

HOUSE BILL No. 2342

AN ACT concerning criminal history record information; relating to state and national criminal history record checks; authorizing the attorney general and the state gaming agency to receive more criminal history records; updating criminal history record language related to the state bank commissioner; requiring the secretary of labor to conduct such checks on employees who have access to federal tax information; authorizing the secretary of commerce to conduct such checks on final applicants for and employees in certain sensitive positions; amending K.S.A. 75-5702 and K.S.A. 2024 Supp. 9-555, 9-565, 9-2411, 22-4714 and 75-7b01 and repealing the existing sections.

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

New Section 1. (a) The secretary of commerce may request the Kansas bureau of investigations to conduct a state and national criminal history record check on any final applicant for, or employee in, a sensitive position with the department of commerce, in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto. The secretary may use the information obtained from such state and national criminal history record check in the determination of the qualifications and fitness of the final applicant for, or the employee in, a sensitive position with the department. Such determination shall be in the discretion of the secretary except for the minimum standard required pursuant to subsection (b).

(b) As a minimum standard for a final applicant offered employment with the department in a sensitive position or employment for an employee in a sensitive position, a person shall have no misdemeanor conviction for any crime involving theft, fraud, forgery or other financial crime or any felony conviction under the laws of any state or of the United States, either prior to or during such employment.

(d) For purposes of this section:

(1) “Final applicant” means an applicant for a sensitive position with the department of commerce whom the secretary has determined is among a select group of applicants that are the most qualified for the sensitive position and to whom the secretary intends to give final consideration for an offer of such employment.

(2) “Sensitive position” means an employee in:

(A) The positions of division director, assistant secretary, deputy secretary, IT manager and chief counsel;

(B) grant or loan program manager positions directly involved with accounting or disbursement of funds; and

(C) any position determined by the secretary to involve significant financial management responsibilities, the collection or maintenance of, or access to, confidential personal or business information or a significant risk of fraud or financial liability to the department.

(e) The provisions of K.S.A. 75-7241, and amendments thereto, shall supersede the provisions of this section.

Sec. 2. K.S.A. 2024 Supp. 9-555 is hereby amended to read as follows: 9-555. (a) K.S.A. 2024 Supp. 9-555 through 9-596, and amendments thereto, shall be known and may be cited as the Kansas money transmission act.

(b) As used in the Kansas money transmission act:

(1) “Act” means the Kansas money transmission act.

(2) “Acting in concert” means persons knowingly acting together with a common goal of jointly acquiring control of a licensee whether or not pursuant to an express agreement.

(3) “*Applicant in control of a licensee*” means a person or a person in a group of persons acting in concert that is in control of, or apply to acquire control of, a licensee pursuant to K.S.A. 2024 Supp. 9-571, and amendments thereto.

(4) “Authorized delegate” means a person designated by a licensee to engage in money transmission on behalf of the licensee.

~~(4)~~(5) “Average daily money transmission liability” means the amount of the licensee’s outstanding money transmission obligations in Kansas at the end of each day in a given period of time added together and divided by the total number of days in the given period of time. For any licensee required to calculate “average daily money transmission liability” pursuant to this act, the given period of time shall be the calendar quarters ending March 31, June 30, September 30 and December 31.

~~(5)~~(6) “Closed loop stored value” means stored value that is redeemable by the issuer only for goods or services provided by the issuer or the issuer’s affiliates or franchisees of the issuer or the franchisees’s affiliates, except to the extent required by applicable law to be redeemable in cash for its cash value.

~~(6)~~(7) “Commissioner” means the state bank commissioner, or a person designated by the state bank commissioner to enforce this act.

~~(7)~~(8) “Control” means the power to:

(A) Vote directly or indirectly at least 25% of the outstanding voting shares or voting interests of a licensee or person in control of a licensee;

(B) elect or appoint a majority of key individuals or executive officers, managers, directors, trustees or other persons exercising managerial authority of a person in control of a licensee; or

(C) exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee.

~~(8)~~(9) “Eligible rating” means a credit rating from any of the three highest rating categories provided by an eligible rating service. Each rating category may include rating category modifiers such as plus or minus for Standard & Poor or the equivalent for any other eligible rating service. “Eligible rating” shall be determined as follows:

(A) Long-term credit ratings shall be deemed eligible if the rating is equal to A- or higher by Standard & Poor or the equivalent from any other eligible rating service.

(B) Short-term credit ratings are deemed eligible if the rating is equal to or higher than A-2 or SP-2 by Standard & Poor or the equivalent from any other eligible rating service. If ratings differ among eligible rating services, the highest rating shall apply when determining whether a security bears an eligible rating.

~~(9)~~(10) “Eligible rating service” means any nationally recognized statistical rating organization that has been registered by the securities and exchange commission or any organization designated by the commissioner through order or rules and regulations as an eligible rating service.

~~(10)~~(11) “Federally insured depository financial institution” means a bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank or industrial loan company organized under the laws of the United States or any state of the United States, when such bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank or industrial loan company has federally insured deposits.

~~(11)~~(12) “In Kansas” means the:

(A) Physical location of a person who is requesting a transaction in person in the state of Kansas; or

(B) person’s residential address or the principal place of business for a person requesting a transaction electronically or by telephone if such residential address or principal place of business is in the state of Kansas.

~~(12)~~(13) “Individual” means a natural person.

~~(13)~~(14) “Key individual” means any individual ultimately responsible for establishing or directing policies and procedures of the licensee, including, but not limited to, an executive officer, manager, director or trustee.

~~(14)~~(15) “Licensee” means a person licensed under this act.

~~(15)~~(16) “Material litigation” means litigation, that according to United States generally accepted accounting principles, is significant to a person’s financial health and would be a required disclosure in the person’s annual audited financial statements, report to shareholders or similar records.

~~(16)~~(17) “Money” means a medium of exchange that is authorized or adopted by the United States or a foreign government. “Money” includes a monetary unit of account established by an intergovernmental organization or by agreement between two or more governments.

~~(17)~~(18) “Monetary value” means a medium of exchange, whether or not redeemable in money.

~~(18)~~(19) (A) “Money transmission” means any of the following:

(i) Selling or issuing payment instruments to a person located in Kansas;

- (ii) selling or issuing stored value to a person located in Kansas;
- (iii) receiving money for transmission from a person located in Kansas; or
- (iv) payroll processing services.

(B) “Money transmission” does not include the provision of solely on-line or telecommunications services or network access.

~~(19)~~(20) “Money service business accredited state” means a state agency that is accredited by the conference of state bank supervisors and money transmitter regulators association for money transmission licensing and supervision.

~~(20)~~(21) “Multistate licensing process” means any agreement entered into by state regulators relating to coordinated processing of applications for money transmission licenses, applications for the acquisition of control of a licensee, control determinations or notice and information requirements for a change of key individuals.

~~(21)~~(22) “Nationwide multistate licensing system and registry” means a licensing system developed by the conference of state bank supervisors and the American association of residential mortgage regulators and owned and operated by the state regulatory registry, limited liability company or any successor or affiliated entity for the licensing and registration of persons in financial services industries.

~~(22)~~(23) (A) “Outstanding money transmission obligation” means:

(i) Any payment instrument or stored value issued or sold by the licensee to a person located in the United States or reported as sold by an authorized delegate of the licensee to a person that is located in the United States that has not yet been paid or refunded by or for the licensee or escheated in accordance with applicable abandoned property laws; or

(ii) any money received for transmission by the licensee or an authorized delegate in the United States from a person located in the United States that has not been received by the payee or refunded to the sender or escheated in accordance with applicable abandoned property laws.

(B) “In the United States” includes a person in any state, territory or possession of the United States, the District of Columbia, the commonwealth of Puerto Rico or a United States military installation that is located in a foreign country.

~~(23)~~(24) “Passive investor” means a person that:

(A) Does not have the power to elect a majority of key individuals or executive officers, managers, directors, trustees or other persons exercising managerial authority of a person in control of a licensee;

(B) is not employed by and does not have any managerial duties of the licensee or person in control of a licensee; or

(C) does not have the power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee; and

(D) (i) either attests to subparagraphs (A), (B) and (C) in a form and in a manner prescribed by the commissioner; or

(ii) commits to the passivity characteristics of subparagraphs (A), (B) and (C) in a written document.

~~(24)~~(25) (A) “Payment instrument” means a written or electronic check, draft, money order, traveler’s check or other written or electronic instrument for the transmission or payment of money or monetary value, regardless of negotiability.

(B) “Payment instrument” does not include stored value or any instrument that is:

(i) Redeemable by the issuer only for goods or services provided by the issuer or the issuer’s affiliate or franchisees of the issuer or the franchisees’ affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value; or

(ii) not sold to the public but issued and distributed as part of a loyalty, rewards or promotional program.

~~(25)~~(26) “Payroll processing services” means the receipt of money for transmission pursuant to a contract with a person to deliver wages or salaries, make payment of payroll taxes to state and federal agencies, make payments relating to employee benefit plans or make distributions of other authorized deductions from wages or salaries. “Payroll processing services” does not include an employer performing payroll processing services on the employer’s own behalf or on behalf of an affiliate.

~~(26)~~(27) “Person” means any individual, general partnership, limited partnership, limited liability company, corporation, trust, association, joint stock corporation or other corporate entity identified or recognized by the commissioner.

~~(27)~~(28) “Receiving money for transmission” or “money received for transmission” means the receipt of money or monetary value in the United States for transmission within or outside the United States by electronic or other means.

~~(28)~~(29) “Stored value” means monetary value representing a claim against the issuer evidenced by an electronic or digital record and that is intended and accepted for use as a means of redemption for money or monetary value or payment for goods or services. “Stored value” includes, but is not limited to, prepaid access as defined by 31 C.F.R. § 1010.100. “Stored value” does not include a payment instrument or closed loop stored value or stored value not sold to the public but issued and distributed as part of a loyalty, rewards or promotional program.

~~(29)~~(30) “Tangible net worth” means the aggregate assets of a licensee excluding all intangible assets, less liabilities, as determined in accordance with United States generally accepted accounting principles.

(c) This section shall take effect on and after January 1, 2025.

Sec. 3. K.S.A. 2024 Supp. 9-565 is hereby amended to read as follows: 9-565. (a) As a part of any original application, any individual in control of a licensee, any applicant in control of a licensee and each key individual shall provide the commissioner with the following items through the nationwide multistate licensing system and registry:

(1) (A) The office of the state bank commissioner may require an *applicant in control of a licensee, a licensee or a key* individual to be fingerprinted and submit to a state and national criminal history record check *in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto*. ~~The fingerprints shall be used to identify the individual and to determine whether such individual has a record of criminal history in this state or other jurisdictions. The office of the state bank commissioner is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The office of the state bank commissioner may use the information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the individual and in the official determination of the qualifications and fitness of the individual to be issued or to maintain a license;~~

~~(B) Local and state law enforcement officers and agencies shall assist the office of the state bank commissioner in taking and processing of fingerprints of applicants for and holders of any license, registration, permit or certificate;~~

~~(C) The Kansas bureau of investigation shall release all records of adult convictions and nonconvictions in Kansas and adult convictions, adjudications and nonconvictions of another state or country to the office of the state bank commissioner. Disclosure or use of any information received for any purpose other than provided in this section shall be a class A misdemeanor and shall constitute grounds for removal from office or termination of employment; and~~

~~(D)~~(B) Any individual ~~that~~ *who* currently resides and has continuously resided outside of the United States for the past 10 years shall not be required to comply with this subsection; and

(2) a description of the individual’s personal history and experience provided in a form and manner prescribed by the commissioner to obtain the following:

(A) An independent credit report from a consumer reporting agency. This requirement shall be waived if the individual does not have a social security number;

(B) information related to any criminal convictions or pending charges; and

(C) information related to any regulatory or administrative action and any civil litigation involving claims of fraud, misrepresentation, conversion, mismanagement of funds, breach of fiduciary duty or breach of contract.

(b)(1) If the individual has resided outside of the United States at any time during the 10-year period immediately preceding the individual's application, the individual shall also provide an investigative background report prepared by an independent search firm.

(2) At a minimum, the search firm shall:

(A) Demonstrate that it has sufficient knowledge and resources and that such firm employs accepted and reasonable methodologies to conduct the research of the background report; and

(B) not be affiliated with or have an interest with the individual it is researching.

(3) The investigative background report shall be provided in English and, at a minimum, shall contain the following:

(A) A comprehensive credit report or any equivalent information obtained or generated by the independent search firm to accomplish such report, including a search of the court data in the countries, provinces, states, cities, towns and contiguous areas where the individual resided and worked if such report is available in the individual's current jurisdiction of residency;

(B) criminal records information for the 10-year period immediately preceding the individual's application, including, but not limited to, felonies, misdemeanors or similar convictions for violations of law in the countries, provinces, states, cities, towns and contiguous areas where the individual resided and worked;

(C) employment history;

(D) media history including an electronic search of national and local publications, wire services and business applications; and

(E) financial services-related regulatory history, including, but not limited to, money transmission, securities, banking, insurance and mortgage-related industries.

(c) Any information required by this section may be used by the commissioner in making an official determination of the qualifications and fitness of the person in control or who seeks to gain control of the licensee.

(d) This section shall take effect on and after January 1, 2025.

Sec. 4. K.S.A. 2024 Supp. 9-2411 is hereby amended to read as follows: 9-2411. (a) The commissioner shall administer the provisions of this act. In addition to other powers granted by this act, the commissioner, within the limitations provided by law, may exercise the following powers:

(1) Adopt, amend and revoke rules and regulations as necessary to carry out the intent and purpose of this act;

(2) make any investigation and examination of the operations, books and records of an earned wage access services provider as the commissioner deems necessary to aid in the enforcement of this act;

(3) have free and reasonable access to the offices, places of business and all records of the registrant that will enable the commissioner to determine whether the registrant is complying with the provisions of this act. The commissioner may designate persons, including comparable officials of the state in which the records are located, to inspect the records on the commissioner's behalf;

(4) establish, charge and collect fees from applicants or registrants for reasonable costs of investigation, examination and administration of this act, in such amounts as the commissioner may determine to be sufficient to meet the budget requirements of the commissioner for each fiscal year. The commissioner may maintain an action in any court to recover such costs;

(5) order any registrant or person to cease any activity or practice that the commissioner deems to be deceptive, dishonest, a violation of this act, or of any other state or federal law, or unduly harmful to the interests of the public;

(6) exchange any information regarding the administration of this act with any agency of the United States or any state that regulates the applicant or registrant or administers statutes, rules and regulations or programs related to earned wage access services laws with any attorney general or district attorney with jurisdiction to enforce criminal violations of this act;

(7) disclose to any person or entity that an applicant's or registrant's application or registration has been denied, suspended, revoked or refused renewal;

(8) require or permit any person to file a written statement, under oath or otherwise as the commissioner may direct, setting forth all the facts and circumstances concerning any apparent violation of this act, any rule and regulation adopted thereunder or any order issued pursuant to this act;

(9) receive, as a condition in settlement of any investigation or examination, a payment designated for consumer education to be expended for such purpose as directed by the commissioner;

(10) delegate the authority to sign any orders, official documents or papers issued under or related to this act to the deputy of consumer and mortgage lending division of the office of the state bank commissioner;

(11) ~~(A) require fingerprinting of any officer, partner, member, owner, principal or director of an applicant or registrant. Such fingerprints may be submitted to the Kansas bureau of investigation and the federal bureau~~

of investigation for a state and national criminal history record check to be submitted to the office of the state bank commissioner. The fingerprints shall be used to identify the person and to determine whether the person has a record of arrests and convictions in this state or other jurisdictions. The office of the state bank commissioner may use information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the person and in the official determination of the qualifications and fitness of the persons associated with the applicant. Whenever the office of the state bank commissioner requires fingerprinting, any associated costs shall be paid by the applicant or the parties to the application.

(B) The Kansas bureau of investigation shall release all records of adult convictions, adjudications, and juvenile adjudications in Kansas and of another state or country to the office of the state bank commissioner. The office of the state bank commissioner shall not disclose or use a state and national criminal history record check for any purpose except as provided for in this section. Unauthorized use of a state or national criminal history record check shall constitute a class A nonperson misdemeanor.

(C) Each state and national criminal history record check shall be confidential, not subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto, and not be disclosed to any applicant or registrant. The provisions of this subparagraph shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029 to submit to a state and national criminal history record check in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto;

(12) issue, amend and revoke written administrative guidance documents in accordance with the applicable provisions of the Kansas rules and regulations filing act;

(13) enter into any informal agreement with any person for a plan of action to address violations of this act; and

(14) require use of a nationwide multi-state licensing system and registry for processing applications, renewals, amendments, surrenders and any other activity that the commissioner deems appropriate. The commissioner may establish relationships or contracts with the nationwide multi-state licensing system and registry or other entities to collect and maintain records and process transaction fees or other fees related to applicants and licensees, as may be reasonably necessary to participate in the nationwide multi-state licensing system and registry. The commissioner may report violations of the law, as well as enforcement actions and other relevant information to the nationwide multi-state licensing system and registry. The commissioner may require any applicant or licensee to file reports with the nationwide multi-state licensing system and registry in the form prescribed by the commissioner.

(b) Examination reports and correspondence regarding such reports made by the commissioner or the commissioner's designees shall be confidential and shall not be subject to the provisions of the open records act, K.S.A. 45-215 et seq., and amendments thereto. The commissioner may release examination reports and correspondence regarding the reports in connection with a disciplinary proceeding conducted by the commissioner, a liquidation proceeding or a criminal investigation or proceeding. Additionally, the commissioner may furnish to federal or other state regulatory agencies or any officer or examiner thereof, a copy of any or all examination reports and correspondence regarding the reports made by the commissioner or the commissioner's designees. The provisions of this subsection shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

(c) For the purpose of any examination, investigation or proceeding under this act, the commissioner or the commissioner's designee may administer oaths and affirmations, subpoena witnesses, compel such witnesses' attendance, introduce evidence and require the production of any matter that is relevant to the examination or investigation, including the existence, description, nature, custody, condition and location of any books, documents or other tangible things and the identity and location of persons having knowledge of relevant facts or any other matter reasonably calculated to lead to the discovery of relevant information or items.

(d) The adoption of an informal agreement authorized by this section shall not be subject to the provisions of the Kansas administrative procedure act or the Kansas judicial review act. Any informal agreement authorized by this subsection shall not be considered an order or other agency action and shall be considered confidential examination material. All such examination material shall be confidential by law and privileged, shall not be subject to the provisions of the open records act, K.S.A. 45-215 et seq., and amendments thereto, shall not be subject to subpoena and shall not be subject to discovery or admissible in evidence in any private civil action. The provisions of this subsection shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

Sec. 5. K.S.A. 2024 Supp. 22-4714 is hereby amended to read as follows: 22-4714. (a) A governmental agency other than a criminal justice agency as defined in K.S.A. 22-4701, and amendments thereto, identified in subsection (b) may require a person to be fingerprinted and shall submit such fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a search of the state and federal database. Fingerprints provided pursuant to this section may be used to identify a person and to determine whether such person has a record of criminal history

in this state or in another jurisdiction. An agency identified in subsection (b) may use the information obtained from the criminal history record check for the purposes of verifying the identification of a person and in the official determination of the qualifications and fitness of such person to be issued or maintain employment, licensure, registration, certification or a permit, act as an agent of a licensee, hold ownership of a licensee or serve as a director or officer of a licensee.

(b) (1) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications, juvenile diversions and juvenile expunged records to:

(A) The Kansas department for children and families or the Kansas department for aging and disability services for initial or continuing employment or participation in any program administered for the placement, safety, protection or treatment of vulnerable children or adults as described in K.S.A. 75-53,105, and amendments thereto;

(B) *the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application as described in K.S.A. 75-7b04 and 75-7b17, and amendments thereto;*

(C) *the attorney general for applicants as defined in K.S.A. 75-7c02, and amendments thereto, in connection with such application as described in K.S.A. 75-7c05, and amendments thereto;*

(D) *the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application for certification as described in K.S.A. 75-7b21, and amendments thereto; and*

(E) *the attorney general for applicants as defined in K.S.A. 7e01, and amendments thereto, in connection with such application as described in K.S.A. 75-7e03, and amendments thereto.*

(2) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records and juvenile expunged records to:

(A) The state lottery for candidates for employees as defined in K.S.A. 74-8702, and amendments thereto, in connection with such employment as described in K.S.A. 74-8704, and amendments thereto; and

(B) the Kansas racing and gaming commission for candidates for employees or licensees as defined in K.S.A. 74-8802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-8804, and amendments thereto, including an applicant for a simulcasting license.

(3) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications and juvenile diversions to:

(A) The emergency medical services board for applicants as defined in K.S.A. 65-6129, and amendments thereto, in connection with such application as described in K.S.A. 65-6129, and amendments thereto;

~~(B) the attorney general for applicants as defined in K.S.A. 75-7c01, and amendments thereto, in connection with such application as described in K.S.A. 75-7c05, and amendments thereto; and~~

~~(C) the department of administration for candidates for sensitive employees as defined in K.S.A. 75-3707e, and amendments thereto, in connection with such employment as described in K.S.A. 75-3707e, and amendments thereto; and~~

(C) the state gaming agency for candidates for employees and licensees as defined in K.S.A. 74-9802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-9805, and amendments thereto.

(4) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions and adult expunged records to:

(A) The supreme court and state board of law examiners for applicants as defined in K.S.A. 7-127, and amendments thereto, in connection with such application as described in K.S.A. 7-127, and amendments thereto; *and*

~~(B) the state gaming agency for candidates for employees and licensees as defined in K.S.A. 74-9802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-9805, and amendments thereto;~~

~~(C) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application as described in K.S.A. 75-7b04, and amendments thereto;~~

~~(D) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application for certification as described in K.S.A. 75-7b21, and amendments thereto; and~~

~~(E) the commission on peace officers' standards and training for applicants for certification under the Kansas law enforcement training act as described in K.S.A. 74-5607, and amendments thereto.~~

(5) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions and juvenile adjudications to:

(A) The athletic commission within the Kansas department of commerce for a candidate for boxing commission as defined in K.S.A. 74-50,182, and amendments thereto, in connection with such appointment as described in K.S.A. 74-50,184, and amendments thereto; *and*

(B) the secretary of health and environment for employees at a child care facility as defined in K.S.A. 65-503, and amendments thereto, in con-

nection with such employment as described in K.S.A. 65-516, and amendments thereto;

(C) *the secretary of commerce for final applicants for a sensitive position or employees in a sensitive position as defined in section 1, and amendments thereto, in connection with such employment as described in section 1, and amendments thereto;*

(D) *the secretary of labor for employees as defined in K.S.A. 75-5702, and amendments thereto, in connection with such employment as described in K.S.A. 75-5702, and amendments thereto; and*

(E) *the state bank commissioner for any officer, partner, member, owner, principal or director of an applicant or registrant in connection with such application or registration as described in K.S.A. 2024 Supp. 9-2411, and amendments thereto.*

(6) The Kansas bureau of investigation shall release criminal history record information related to adult convictions and juvenile adjudications to:

(A) The secretary for aging and disability services for applicants as defined in K.S.A. 39-970, and amendments thereto, in connection with such application as described in K.S.A. 39-970, and amendments thereto;

(B) the Kansas department for aging and disability services for applicants as defined in K.S.A. 39-2009, and amendments thereto, in connection with such application as described in K.S.A. 39-2009, and amendments thereto; and

(C) the secretary for aging and disability services for applicants as defined in K.S.A. 65-5117, and amendments thereto, in connection with such application as described in K.S.A. 65-5117, and amendments thereto.

(7) The Kansas bureau of investigation shall release criminal history record information related to adult convictions and adult non-convictions to:

(A) The division of motor vehicles within the department of revenue for applicants for reinstatement of a license to drive a commercial motor vehicle as described in K.S.A. 8-2,142, and amendments thereto;

(B) the board of examiners in optometry for applicants or licensees as defined in K.S.A. 65-1501, and amendments thereto, in connection with such application or an investigation as described in K.S.A. 65-1505, and amendments thereto;

(C) the board of pharmacy for fingerprint candidates as defined in K.S.A. 65-1626, and amendments thereto, in connection with such application or license as described in K.S.A. 65-1696, and amendments thereto;

(D) the state board of healing arts for applicants or licensees as defined in K.S.A. 65-2802, and amendments thereto, in connection with such application or an investigation as described in K.S.A. 65-28,129, and amendments thereto;

(E) the state board of healing arts for applicants or licensees as defined in K.S.A. 65-2901, and amendments thereto, in connection with

such application or an investigation as described in K.S.A. 65-2924, and amendments thereto;

(F) the board of nursing for applicants as defined in K.S.A. 74-1112, and amendments thereto, in connection with such application as described in K.S.A. 74-1112, and amendments thereto;

(G) the behavioral sciences regulatory board for licensees as defined in K.S.A. 74-7511, and amendments thereto, in connection with such application or license as described in K.S.A. 74-7511, and amendments thereto;

(H) the state lottery for a vendor to whom a major procurement contract is to be awarded in connection with an investigation as described in K.S.A. 74-8705, and amendments thereto;

(I) the attorney general for appointees of the governor to positions subject to confirmation by the senate and judicial appointees as described in K.S.A. 75-712, and amendments thereto;

(J) appointing authorities as defined in K.S.A. 75-4315d, and amendments thereto, for nongubernatorial appointees as described in K.S.A. 75-4315d, and amendments thereto;

(K) the Kansas real estate commission for applicants as defined in K.S.A. 58-3035, and amendments thereto, or for licensees as defined in K.S.A. 58-3035, and amendments thereto, in connection with an investigation as described in K.S.A. 58-3039, and amendments thereto;

(L) the insurance commissioner for applicants for licensure as an insurance agent as defined in K.S.A. 40-4902, and amendments thereto, in connection with such application as described in K.S.A. 40-4905, and amendments thereto; ~~and~~

(M) the insurance commissioner for applicants as defined in K.S.A. 40-5501, and amendments thereto, in connection with such application as described in K.S.A. 40-5505, and amendments thereto; *and*

(N) *the state bank commissioner for applicants in control of a licensee, licensees or key individuals as defined in K.S.A. 2024 Supp. 9-555, and amendments thereto, in connection with such application as described in K.S.A. 2024 Supp. 9-565, and amendments thereto.*

(8) The Kansas bureau of investigation shall release criminal history record information related to adult convictions to:

(A) The department of agriculture for hemp employees as defined in K.S.A. 2-3901, and amendments thereto, in connection with such employment as described in K.S.A. 2-3902, and amendments thereto;

(B) the department of agriculture for applicants for licensure as a hemp producer as defined in K.S.A. 2-3901, and amendments thereto, in connection with such application as described in K.S.A. 2-3906, and amendments thereto;

(C) the office of state fire marshal for applicants for registration as a hemp processor as defined in K.S.A. 2-3901, and amendments thereto,

in connection with such application as described in K.S.A. 2-3907, and amendments thereto;

(D) the department of agriculture for hemp destruction employees as defined in K.S.A. 2-3901, and amendments thereto, in connection with such employment as described in K.S.A. 2-3911, and amendments thereto;

(E) the bank commissioner for any applicant as defined in K.S.A. 9-508, and amendments thereto, in connection with such application as described in K.S.A. 9-509, and amendments thereto;

(F) the bank commissioner for an applicant for employment as a new executive officer or director with a money transmitter company as described in K.S.A. 9-513e, and amendments thereto;

(G) the bank commissioner for any applicant as defined in K.S.A. 9-1719, and amendments thereto, in connection with such application as described in K.S.A. 9-1722, and amendments thereto;

(H) the bank commissioner for an applicant, registrant or licensee as defined in K.S.A. 9-2201, and amendments thereto, in connection with such application, registration or license as described in K.S.A. 9-2209, and amendments thereto;

(I) the state banking board for any officer, director or organizer of a proposed fiduciary financial institution as defined in K.S.A. 9-2301, and amendments thereto, in connection with such role as described in K.S.A. 9-2302, and amendments thereto;

(J) municipalities for applicants for merchant or security police as described in K.S.A. 12-1679, and amendments thereto;

(K) the bank commissioner for applicants as defined in K.S.A. 16a-6-104, and amendments thereto, in connection with such application as described in K.S.A. 16a-6-104, and amendments thereto;

(L) the state department of credit unions for every candidate as defined in K.S.A. 17-2234, and amendments thereto, in connection with such employment as described in K.S.A. 17-2234, and amendments thereto;

(M) the division of alcoholic beverage control within the department of revenue for applicants as defined in K.S.A. 41-102, and amendments thereto, in connection with such application as described in K.S.A. 41-311b, and amendments thereto;

(N) the division of post audit for employees as defined in K.S.A. 46-1103, and amendments thereto, in connection with such employment as described in K.S.A. 46-1103, and amendments thereto;

(O) the bank commissioner for licensees as defined in K.S.A. 50-1126, and amendments thereto, in connection with such license as described in K.S.A. 50-1128, and amendments thereto;

(P) the real estate appraisal board for licensees as defined in K.S.A. 58-4102, and amendments thereto, in connection with an application or investigation as described in K.S.A. 58-4127, and amendments thereto;

(Q) the real estate appraisal board for applicants as defined in K.S.A. 58-4703, and amendments thereto, in connection with such application as described in K.S.A. 58-4709, and amendments thereto;

(R) the department of health and environment for an employee as defined in K.S.A. 65-2401, and amendments thereto, in connection with such employment as described in K.S.A. 65-2402, and amendments thereto;

(S) the ~~Kansas commission on veterans affairs~~ office of *veterans services* for candidates as defined in K.S.A. 73-1210a, and amendments thereto, in connection with an application as described in K.S.A. 73-1210a, and amendments thereto;

(T) a senate standing committee for a member named, appointed or elected to the public employee retirement systems board of trustee membership as described in K.S.A. 74-4905, and amendments thereto;

~~(U) the attorney general for applicants as defined in K.S.A. 75-7e01, and amendments thereto, in connection with such application as described in K.S.A. 75-7e03, and amendments thereto;~~

(V) the department of revenue for employees as defined in K.S.A. 75-5133c, and amendments thereto, in connection with such employment as described in K.S.A. 75-5133c, and amendments thereto;

~~(W)~~(V) the ~~divison~~ *division* of motor vehicles within the department of revenue for employees as defined in K.S.A. 75-5156, and amendments thereto, in connection with such employment as described in K.S.A. 75-5156, and amendments thereto;

~~(X)~~(W) the Kansas commission for the deaf and hard of hearing for applicants as defined in K.S.A. 75-5397f, and amendments thereto, in connection with such application as described in K.S.A. 75-5393a, and amendments thereto;

~~(Y)~~(X) the Kansas commission for the deaf and hard of hearing for employees as defined in K.S.A. 75-5397f, and amendments thereto, in connection with such employment as described in K.S.A. 75-5393c, and amendments thereto;

~~(Z)~~(Y) the department of health and environment for employees as defined in K.S.A. 75-5609a, and amendments thereto, in connection with such employment as described in K.S.A. 75-5609a, and amendments thereto; and

~~(AA)~~(Z) an executive branch agency head for employees as defined in K.S.A. 75-7241, and amendments thereto, in connection with such employment as described in K.S.A. 75-7241, and amendments thereto.

(c) State and local law enforcement agencies shall assist with taking fingerprints of individuals as authorized by this section.

(d) Any board, commission, committee or other public body shall recess into a closed executive session pursuant to K.S.A. 75-4319, and

amendments thereto, to receive and discuss criminal history record information obtained pursuant to this section.

(e) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(f) (1) Fingerprints and criminal history record information received pursuant to this section shall be confidential and shall not be subject to the provisions of the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2029, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

(2) Disclosure or use of any information received pursuant to this section for any purpose other than the purpose described in this section shall be a class A nonperson misdemeanor and shall constitute grounds for removal from office.

Sec. 6. K.S.A. 2024 Supp. 75-7b01 is hereby amended to read as follows: 75-7b01. As used in this act:

(a) “Applicant” means a person who has submitted an application for licensure as a private detective or private detective agency pursuant to this act, *a person who has submitted an application for a firearm permit pursuant to this act* or a person who has submitted an application to become certified to train private detectives in the handling of firearms and the lawful use of force.

(b) “Detective business” means the furnishing of, making of or agreeing to make any investigation for the purpose of obtaining information with reference to:

(1) Crime or wrongs done or threatened against the United States or any state or territory of the United States, or any political subdivision thereof when furnished or made by persons other than law enforcement officers;

(2) the identity, habits, conduct, business, occupation, honesty, integrity, credibility, knowledge, trustworthiness, efficiency, loyalty, activity, movement, whereabouts, affiliations, associations, transactions, acts, reputation or character of any person;

(3) the location, disposition or recovery of lost or stolen property;

(4) the cause or responsibility for fires, libels, losses, frauds, accidents or damage or injury to persons or to property; or

(5) securing evidence to be used before any court, board, officer or investigating committee.

(c) “Private detective” means any person who, for any consideration whatsoever, engages in detective business.

(d) “Private detective agency” means a person who regularly employs any other person, other than an organization, to engage in detective business.

(e) “Private patrol operator” means a person who, for any consideration whatsoever, agrees to furnish or furnishes a watchman, guard, patrolman or other person to protect persons or property or to prevent the theft, unlawful taking, loss, embezzlement, misappropriation or concealment of any goods, wares, merchandise, money, bonds, stocks, notes, documents, papers or property of any kind, or performs the service of such watchman, guard, patrolman or other person for any such purposes.

(f) “Law enforcement officer” means a law enforcement officer as defined in K.S.A. 21-5111, and amendments thereto.

(g) “Organization” means a corporation, trust, estate, partnership, cooperative or association.

(h) “Person” means an individual or organization.

(i) “Firearm permit” means a permit for the limited authority to carry a firearm concealed on or about the person by one licensed as a private detective.

(j) “Firearm” means:

(1) A pistol or revolver ~~which~~ *that* is designed to be fired by the use of a single hand and ~~which~~ *that* is designed to fire or capable of firing fixed cartridge ammunition; or

(2) any other weapon ~~which~~ *that* will or is designed to expel a projectile by the action of an explosive and ~~which~~ *that* is designed to be fired by the use of a single hand.

(k) “Client” means any person who engages the services of a private detective.

(l) “Dishonesty or fraud” means, in addition to other acts not specifically enumerated herein:

(1) Knowingly making a false statement relating to evidence or information obtained in the course of employment, or knowingly publishing a slander or a libel in the course of business;

(2) using illegal means in the collection or attempted collection of a debt or obligation;

(3) manufacturing or producing any false evidence; and

(4) acceptance of employment adverse to a client or former client relating to a matter with respect to which the licensee has obtained confidential information by reason of or in the course of the licensee’s employment by such client or former client.

Sec. 7. K.S.A. 75-5702 is hereby amended to read as follows: 75-5702.

(a) The secretary of labor may appoint, with the consent of the governor, one public information officer, one or more division directors, one personal secretary and one special assistant, all of whom shall serve at the pleasure of the secretary of labor, shall be in the unclassified service under the Kansas civil service act and shall receive an annual salary fixed by the secretary of labor with the approval of the governor.

(b) (1) The secretary may:

(A) Conduct public or private investigations within or outside of this state which the secretary or the secretary's designee considers necessary or appropriate to determine whether a person has violated, is violating, or is about to violate the employment security law act or a rule and regulation adopted or order issued under the employment security law, or to aid in the enforcement of the employment security law;

(B) require or permit a person to testify, file a statement, or produce a record, under oath or otherwise as the secretary or the secretary's designee determines, as to all the facts and circumstances concerning a matter to be investigated or about which an action or proceeding is to be instituted; and

(C) appoint one or more special investigators to aid in investigations conducted pursuant to this act.

(2) Such special investigators shall have authority to make arrests, serve subpoenas and all other process, conduct searches and seizures, store evidence, and carry firearms, concealed or otherwise while investigating violations of the employment security law act and to generally enforce all the criminal laws of the state as violations of those laws are encountered by such special investigators, except that no special investigator may carry firearms while performing such duties without having first successfully completed the training course prescribed for law enforcement officers under the Kansas law enforcement training act, K.S.A. 74-5601 et seq., and amendments thereto.

(c) The secretary of labor also may appoint such other officers and employees as are necessary to enable the secretary to carry out the duties of the office of the secretary and the department of labor.

(d) (1) *The secretary of labor shall require an employee who has access to federal tax information received directly from the internal revenue service to be fingerprinted and submit to a state and national criminal history record check in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto.*

(2) *As used in this subsection, "employee" means a person who has applied for employment or is currently employed with the Kansas department of labor and who has been or will be granted access to federal tax information received directly from the internal revenue service.*

(e) Except as otherwise specifically provided by law, such officers and employees shall be within the classified service under the Kansas civil service act. All personnel of the department of labor shall perform the duties and functions assigned to such personnel by the secretary or prescribed for such personnel by law and shall act for and exercise the powers of the secretary of labor to the extent authority to do so is delegated by the secretary.

Sec. 8. K.S.A. 75-5702 and K.S.A. 2024 Supp. 9-555, 9-565, 9-2411, 22-4714 and 75-7b01 are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 8, 2025.

Published in the *Kansas Register* May 1, 2025.

CHAPTER 99

HOUSE BILL No. 2334
(Amended by Chapter 125)

AN ACT concerning insurance; relating to captive insurance companies; providing for incorporated cell captive insurance companies and protected cell captive insurance companies; enacting the Kansas protected cell captive insurance company act; providing for the redomestication of a foreign or alien captive insurance company; providing for a provisional certificate of authority; expanding the types of insurance that a captive insurance company may provide; extending the period of time in between financial examinations conducted by the commissioner; exempting a redomesticated foreign or alien captive insurance company from paying premium tax for one year; reducing insurance company premium tax rates; discontinuing remittance and crediting of a portion of the premium tax to the insurance department service regulation fund; updating the licensing requirements for insurance agents and public adjusters relating to the suspension, revocation, denial of licensure and license renewal; authorizing insurers to file certain travel insurance policies under the accident and health line of insurance; authorizing the commissioner of insurance to select and announce the version of certain instructions, calculations and documents in effect for the upcoming calendar year and cause such announcement to be published in the Kansas register; allowing certain life insurers to follow health financial reports; adopting certain provisions from the national association of insurance commissioners holding company system regulatory act relating to group capital calculations and liquidity stress testing; exempting certain entities from state regulations as health benefit plans; amending K.S.A. 40-112, 40-202, 40-252, 40-2d01, 40-3302, 40-3305, 40-3306, 40-3307, 40-3308, 40-4304, 40-4312, 40-4314, 40-4602 and 40-5510 and K.S.A. 2024 Supp. 40-2,239, 40-2c01, 40-4302, 40-4308 and 40-4909 and repealing the existing sections.

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

New Section 1. Sections 1 through 10, and amendments thereto, shall be known and may be cited as the Kansas protected cell captive insurance company act.

New Sec. 2. (a) One or more sponsors may form a protected cell captive insurance company under this act. This act shall apply to protected cell captive insurance companies.

(b) A protected cell captive insurance company shall be incorporated as a stock insurer with its capital divided into shares and held by the stockholders as a mutual corporation, as a nonprofit corporation with one or more members or as a limited liability company.

New Sec. 3. As used in this act, unless the context requires otherwise:

- (a) “Act” means the Kansas protected cell captive insurance company act;
- (b) “general account” means all assets and liabilities of a protected cell captive insurance company not attributable to a protected cell;
- (c) “participant” means a person or an entity, authorized to be a participant by section 5, and amendments thereto, or any affiliate of a participant, that is insured by a protected cell captive insurance company if the losses of the participant are limited through a participant contract;

(d) “participant contract” means a contract by which a protected cell captive insurance company insures the risks of a participant and limits the losses of each such participant to its pro rata share of the assets of one or more protected cells identified in such participant contract;

(e) “protected cell” means a separate account that is established by a protected cell captive insurance company formed or licensed pursuant to this act and in which an identified pool of assets and liabilities are segregated and insulated by means of this act from the remainder of the protected cell captive insurance company’s assets and liabilities in accordance with the terms of one or more participant contracts to fund the liability of the protected cell captive insurance company with respect to the participants as set forth in the participant contracts;

(f) “protected cell assets” means all assets, contract rights and general intangibles identified with and attributable to a specific protected cell of a protected cell captive insurance company;

(g) “protected cell captive insurance company” means any captive insurance company:

(1) In which the minimum capital and surplus required by the chapter are provided by one or more sponsors;

(2) that is formed or licensed under this act;

(3) that insures the risks of separate participants through participant contracts; and

(4) that funds its liability to each participant through one or more protected cells and segregates the assets of each protected cell from the assets of other protected cells and from the assets of the protected cell captive insurance company’s general account;

(h) “protected cell liabilities” means all liabilities and other obligations identified with and attributed to a specific protected cell of a protected cell captive insurance company; and

(i) “protected cell liabilities” means all liabilities and other obligations identified with and attributed to a specific protected cell of a protected cell captive insurance company; and

(j) “sponsor” means any person or entity that is approved by the commissioner to provide all or part of the capital and surplus required by this act and organize and operate a protected cell captive insurance company.

New Sec. 4. In addition to the information required by K.S.A. 40-4302, and amendments thereto, each applicant-protected cell captive insurance company shall file with the commissioner the following:

(a) Materials demonstrating how the applicant will account for the loss and expense experience of each protected cell at a level of detail found to be sufficient by the commissioner, and how it will report such experience to the commissioner;

(b) a statement acknowledging that all financial records of the applicant, including records pertaining to any protected cells, shall be made available for inspection or examination by the commissioner or the commissioner's designated agent;

(c) all contracts or sample contracts between the applicant and any participants; and

(d) evidence that expenses shall be allocated to each protected cell in a fair and equitable manner.

New Sec. 5. A protected cell captive insurance company formed or licensed under this chapter may establish and maintain one or more incorporated or unincorporated protected cells to insure risks of one or more participants, subject to the following conditions:

(a) (1) A protected cell captive insurance company may establish one or more protected cells if the commissioner has approved in writing a plan of operation or amendments to a plan of operation submitted by the protected cell captive insurance company with respect to each protected cell. A plan of operation includes, but is not limited to, the specific business objectives and investment guidelines of the protected cell, except that the commissioner may require additional information in the plan of operation. The commissioner may put into effect a plan of operation or amendments to a plan of operation on or before the date that the approval is signed if the effective date is not earlier than the date that the plan of operation or amendments to the plan of operation were filed with the department;

(2) upon the commissioner's written approval of the plan of operation, the protected cell captive insurance company, in accordance with the approved plan of operation, may attribute insurance obligations with respect to its insurance business to the protected cell;

(3) a protected cell shall have its own distinct name or designation that shall include the words "protected cell" or "incorporated cell." An incorporated cell formed as a series of a limited liability company shall bear a distinct name or designation as reflected in its formation documents and include the words "series cell." Such names or designations may also be reasonably abbreviated, including, without limitation, pc or p.c. for "protected cell," ic, i.c., ipc, or i.p.c. for "incorporated cell" and sc, s.c., spc or s.p.c. for "series cell";

(4) the protected cell captive insurance company shall transfer all assets attributable to a protected cell to one or more separately established and identified protected cell accounts bearing the name or designation of such protected cell. Protected cell assets shall be held in the protected cell accounts for the purpose of satisfying the obligations of such protected cell;

(5) an incorporated protected cell may be organized and operated in any form of business organization authorized by the commissioner, in-

cluding, but not limited to, an individual series of a limited liability company as provided for in the Kansas revised limited liability company act. Each incorporated protected cell of a protected cell captive insurer shall be treated as a captive insurer for purposes of this act and shall have the power to enter into contracts, including an individual series of a limited liability company. Unless otherwise permitted by the organizational documents of a protected cell captive insurer, each incorporated protected cell of the protected cell captive insurer shall have the same directors, secretary and registered office as the protected cell captive insurer; and

(6) all attributions of assets and liabilities between a protected cell and the general account shall be in accordance with the plan of operation and participant contracts approved by the commissioner. No other attribution of assets or liabilities shall be made by a protected cell captive insurance company between the protected cell captive insurance company's general account and its protected cells. Any attribution of assets and liabilities between the general account and a protected cell shall be in cash or in readily marketable securities with established market values.

(b) The creation of a protected cell does not create, with respect to such protected cell, a legal person separate from the protected cell captive insurance company unless the protected cell is an incorporated cell. Amounts attributed to a protected cell under this section, including assets transferred to a protected cell account, are deemed to be owned by the protected cell. No protected cell captive insurance company shall be, or represent itself as a trustee with respect to those protected cell assets of such protected cell account. Notwithstanding the provisions of this subsection, the protected cell captive insurance company may allow for a security interest to attach to protected cell assets or a protected cell account when in favor of a creditor of the protected cell and otherwise allowed under applicable law.

(c) This act shall not be construed to prohibit the protected cell captive insurance company from contracting with or arranging for an investment advisor, commodity trading advisor or other third party to manage the protected cell assets of a protected cell if all remuneration, expenses and other compensation of the third-party advisor or manager are payable from the protected cell assets of such protected cell and not from the protected cell assets of other protected cells or the assets of the protected cell captive insurance company's general account.

(d) (1) A protected cell captive insurance company shall establish administrative and accounting procedures necessary to properly identify the one or more protected cells of the protected cell captive insurance company and the protected cell assets and protected cell liabilities attributable to the protected cells. The directors of a protected cell captive insurance company shall keep protected cell assets and protected cell liabilities:

(A) Separate and separately identifiable from the assets and liabilities of the protected cell captive insurance company's general account; and

(B) attributable to one protected cell that is separate and separately identifiable from protected cell assets and protected cell liabilities attributable to other protected cells.

(2) If subsection (d)(1) is violated, then the remedy of tracing is applicable to protected cell assets when commingled with protected cell assets of other protected cells or the assets of the protected cell captive insurance company's general account. The remedy of tracing shall not be construed as an exclusive remedy.

(e) When establishing a protected cell, the protected cell captive insurance company shall attribute to the protected cell assets a value that is at least equal to the reserves and other insurance liabilities attributed to such protected cell.

(f) Each protected cell shall be accounted for separately on the books and records of the protected cell captive insurance company to reflect the financial condition and results of operations of such protected cell, net income or loss, dividends or other distributions to participants and such other factors as may be provided in the participant contract or required by the commissioner.

(g) No asset of a protected cell shall be chargeable with liabilities arising out of any other insurance business that the protected cell captive insurance company may conduct.

(h) No sale, exchange or other transfer of assets shall be made by such protected cell captive insurance company between or among any of its protected cells without the consent of such protected cells.

(i) No sale, exchange, transfer of assets, dividend or distribution shall be made from a protected cell to another protected cell captive insurance company or participant without the commissioner's approval. In no event shall the commissioner's approval be given if the sale, exchange, transfer, dividend or distribution would result in the insolvency or impairment of a protected cell.

(j) All attributions of assets and liabilities to the protected cells and the general account shall be in accordance with the plan of operation approved by the commissioner. No other attribution of assets or liabilities shall be made by a protected cell captive insurance company between its general account and any protected cell or between any protected cells. The protected cell captive insurance company shall attribute all insurance obligations, assets and liabilities relating to a reinsurance contract entered into with respect to a protected cell to such protected cell. The performance under such reinsurance contract and any tax benefits, losses, refunds or credits allocated pursuant to a tax allocation agreement to which the protected cell captive insurance company is a party, including

any payments made by or due to be made to the protected cell captive insurance company pursuant to the terms of such agreement, shall reflect the insurance obligations, assets and liabilities relating to the reinsurance contract that are attributed to such protected cell.

(k) In connection with the conservation, rehabilitation or liquidation of a protected cell captive insurance company, the assets and liabilities of a protected cell shall, to the extent that the commissioner determines that such assets and liabilities are separable, at all times be kept separate from and shall not be commingled with those of other protected cells and the protected cell captive insurance company.

(l) Each protected cell captive insurance company shall annually file with the commissioner such financial reports as required by the commissioner. Any such financial report shall include, without limitation, accounting statements detailing the financial experience of each protected cell.

(m) Each protected cell captive insurance company shall notify the commissioner in writing within 10 business days of any protected cell that is insolvent or otherwise unable to meet its claim or expense obligations.

(n) No participant contract shall take effect without the commissioner's prior written approval. The addition of each new protected cell, the withdrawal of any participant or the termination of any existing protected cell shall constitute a change in the plan of operation requiring the commissioner's prior written approval.

(o) The business written by a protected cell captive insurance company, with respect to each protected cell, shall be:

(1) Fronted by an insurance company licensed under the laws of any state;

(2) reinsured by a reinsurer authorized or approved by this state; or

(3) secured by a trust fund in the United States for the benefit of policyholders and claimants or funded by an irrevocable letter of credit or other arrangement that is acceptable to the commissioner. The amount of security provided shall be not less than the reserves associated with those liabilities that are neither fronted nor reinsured, including reserves for losses, allocated loss adjustment expenses, incurred but not reported losses and unearned premiums for business written through the participant's protected cell. The commissioner may require the protected cell captive insurance company to increase the funding of any security arrangement established under this subsection. If the form of security is a letter of credit, the letter of credit shall be issued or confirmed by a bank approved by the commissioner. A trust maintained pursuant to this subsection shall be established in a form and upon such terms approved by the commissioner.

(p) Notwithstanding this act or other laws of Kansas, and in addition to article 36 of chapter 40 of the Kansas Statutes Annotated, and amend-

ments thereto, in the event of an insolvency of a protected cell captive insurance company in which the commissioner determines that one or more protected cells remain solvent, the commissioner may separate such cells from the protected cell captive insurance company and may allow, on application of the protected cell captive insurance company, for the conversion of such protected cells into one or more new or existing protected cell captive insurance companies or one or more other captive insurance companies, pursuant to such plan of operation as the commissioner deems acceptable.

(q) Biographical affidavits shall not be required for participants in unincorporated cells. Biographical affidavits shall be required for owners of incorporated cells, including series members of a series LLC.

(r) A protected cell captive insurance company formed or licensed under this act may establish and operate unincorporated and incorporated protected cells.

New Sec. 6. (a) Associations, corporations, limited liability companies, partnerships, trusts and other business entities may be participants in any protected cell captive insurance company formed or licensed under this chapter.

(b) A sponsor may be a participant in a protected cell captive insurance company.

(c) A participant shall not be required to be a shareholder of the protected cell captive insurance company or any affiliate thereof.

(d) A participant shall insure only such participant's own risks through a protected cell captive insurance company, unless otherwise approved by the commissioner.

New Sec. 7. (a) Notwithstanding the provisions of section 4, and amendments thereto, the assets of two or more protected cells may be combined for purposes of investment, and such combination shall not be construed as defeating the segregation of such assets for accounting or other purposes.

(b) Notwithstanding any other provision of this act, the commissioner may approve the use of alternative reliable methods of valuation and rating.

New Sec. 8. (a) Except as otherwise provided in this section the insurers supervision, rehabilitation and liquidation act shall apply to a protected cell captive insurance company.

(b) Upon any order of supervision, rehabilitation, or liquidation of a protected cell captive insurance company, the receiver shall manage the assets and liabilities of the protected cell captive insurance company pursuant to this section.

(c) Notwithstanding the provisions of the insurers supervision, rehabilitation and liquidation act:

(1) No assets of a protected cell shall be used to pay any expenses or claims other than those attributable to such protected cell; and

(2) a protected cell captive insurance company's capital and surplus shall be available at all times to pay any expenses of or claims against the protected cell captive insurance company.

New Sec. 9. (a) The pleadings in any legal action brought by or against a protected cell captive insurance company shall specify which protected cell or cells should be named as a party to the suit. If the general account is party to this suit, it shall be separately identified in the pleadings as if it were a protected cell.

(b) A legal action brought against a protected cell captive insurance company that does not specify one or more protected cells shall be deemed to have been brought against the general account only.

(c) Any protected cell that is not named in the pleadings of the legal action shall not be deemed to be a party to the legal action. Any protected cell that is erroneously named as a party or named without proper cause shall be entitled to prompt dismissal from the legal action.

(d) Unless specified by the plan of operation, participant contract or other prior contractual agreement, the assets of one protected cell may not be encumbered or seized to satisfy the obligations of or a judgment against any other protected cell. No protected cell shall have a duty to defend the rights and obligations of any other protected cell.

(e) In any legal action involving a protected cell captive insurance company or a protected cell, any papers, documents or property of a non-party protected cell shall be afforded the same status during discovery as the documents or property of any other unrelated third party. A nonparty protected cell shall have standing to appear and petition for any appropriate relief to protect the confidentiality of its papers or documents.

New Sec. 10. (a) (1) Upon the application of a protected cell captive insurance company, one of its protected cells may be converted to any form of captive insurance company authorized pursuant to chapter 40 of the Kansas Statutes Annotated, and amendments thereto, with the consent of the commissioner. The commissioner may issue to the converting protected cell a certificate of authority with an effective date of its original date of formation as a protected cell.

(2) The following shall be the criteria for determining the filing or submission requirements of:

(A) A series of a limited liability company, the cell shall file organizational documents with the secretary of state that comply with article 43 of chapter 40 and chapters 17 and 56A of the Kansas Statutes Annotated, and amendments thereto, as applicable. The organizational documents shall include the date of formation as a series. Upon conversion, the formation date of the series shall be deemed as the for-

mation date of the new entity. The new entity shall possess all assets and liabilities, including outstanding insurance liabilities, owned by the predecessor series;

(B) any other type of incorporated protected cell entity, then the converting protected cell shall submit amended organizational documents to the secretary of state that comply with article 43 of chapter 40 and chapters 17 and 56A of the Kansas Statutes Annotated, and amendments thereto, as applicable; or

(C) neither a series of a limited liability company nor an incorporated protected cell, the cell shall file organizational documents with the secretary of state that comply with article 43 of chapter 40 and chapters 17 and 56A of the Kansas Statutes Annotated, and amendments thereto, as applicable, or any other applicable provision governing formation of that type of entity. The organizational documents shall include the date of formation as a cell. Upon conversion, the formation date of the cell shall be deemed as the formation date of the new entity. The new entity shall possess all assets and liabilities, including outstanding insurance liabilities, owned by the predecessor cell.

(b) A captive insurance company may apply to the commissioner for conversion to become a protected cell captive insurance company under any form permitted under this section. Upon compliance with this section, approval by the commissioner and the filing of amended organizational documents with the secretary of state, the captive insurance company shall be issued a revised certificate of authority. The effective date of the revised protected cell captive insurance company's certificate of authority shall remain the same as the effective date of the prior captive insurance company.

New Sec. 11. (a) A foreign or alien insurer may become a domestic captive insurance company by complying with all of the requirements of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, relating to the organization and licensing of a domestic captive insurance company of the same type, with the approval of the commissioner. A company redomesticating to this state pursuant to this section may be organized under any lawful corporate form permitted by chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

(b) A redomestication pursuant to this section shall be authorized for insurance companies domiciled in foreign or alien jurisdictions that authorize the redomestication of insurance companies if, as a result of the actions taken by the company pursuant to this section to redomesticate to this state, such insurance company will no longer be a domestic legal entity of foreign or alien jurisdiction. A company wishing to redomesticate pursuant to this section shall provide evidence that the applicable regulatory authority of its domicile consents to the redomestication.

(c) An insurance company wishing to redomesticate under this section shall file organizational documents with the secretary of state that comply with article 43 of chapter 40 and chapters 17 and 56a of the Kansas Statutes Annotated, and amendments thereto, as applicable, or any other applicable provision governing formation of such type of entity.

(d) The insurance company shall file a copy of the secretary of state's acknowledgement letter with the commissioner, who shall then issue a certificate of authority, pursuant to K.S.A. 40-4302, and amendments thereto.

(e) Upon the completion of a redomestication under this section, the captive insurance company shall be subject to the laws of this state and considered domiciled in this state. Such captive insurance company shall be deemed to have a formation date corresponding to its original formation date in the foreign or alien domicile.

(f) For the purposes of the financial examination required pursuant to K.S.A. 40-4308, and amendments thereto, any examination conducted by the foreign or alien domicile that is substantially similar to an examination that would have been done in this state had the company been domiciled in this state shall be recognized for the purposes of establishing the period of time when the next examination is due.

New Sec. 12. (a) The commissioner is hereby authorized to select and announce the version of insurance calculations, instructions promulgated by the NAIC or other documents required by the NAIC that shall be in effect for the next calendar year. Not later than December 1 of each year, the commissioner shall cause such announcement to be published in the Kansas register.

(b) Calculations and instructions include, but are not limited to, risk-based capital instructions, as used in K.S.A. 40-2c01, and amendments thereto, risk-based capital managed care instructions, as used in K.S.A. 40-2d01, and amendments thereto, and group capital calculation instructions, as used in K.S.A. 40-3302, and amendments thereto.

Sec. 13. K.S.A. 40-112 is hereby amended to read as follows: 40-112.

(a) For the purpose of maintaining the insurance department and the payment of expenses incident thereto, there is hereby established the insurance department service regulation fund in the state treasury, which shall be administered by the commissioner of insurance. All expenditures from the insurance department service regulation fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the commissioner of insurance or by a person or persons designated by the commissioner.

(b) On and after ~~the effective date of this act~~ *January 1, 2026*, all fees received by the commissioner of insurance pursuant to any statute ~~and 1% of taxes received pursuant to K.S.A. 40-252, and amendments~~

~~thereto~~, shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the insurance department service regulation fund.

(c) Except as otherwise provided by this section, the commissioner of insurance shall make an annual assessment on each group of affiliated insurers whose certificates of authority to do business in this state are in good standing at the time of the assessment. The total amount of all such assessments for a fiscal year shall be equal to the amount sufficient ~~which~~*that*, when combined with the total amount to be credited to the insurance department service regulation fund pursuant to subsection (b) is equal to the amount approved by the legislature to fund the insurance company regulation program. With respect to each group of affiliated insurers, such assessment shall be in proportion to the amount of total assets of the group of affiliated insurers as reported to the commissioner of insurance pursuant to K.S.A. 40-225, and amendments thereto, for the immediately preceding calendar year, shall not be less than \$500 and shall not be more than the amount equal to .0000015 of the amount of total assets of the group of affiliated insurers or \$25,000, whichever is less. The total assessment for any fiscal year shall not increase by any amount greater than 15% of the total budget approved by the legislature to fund the insurance company regulation program for the fiscal year immediately preceding the fiscal year for which the assessment is made. In the event the total amount of the assessment would be less than the aggregate amount resulting by assessing the \$500 minimum on each insurer, the commissioner may establish a lower minimum to be assessed equally on each insurer.

(d) If, by the laws of any state other than Kansas or by the retaliatory laws of any state other than Kansas, any insurer domiciled in Kansas shall be required to pay any fee or tax in such other state of licensure, and the fee or tax is due and payable either because the insurance department service regulation fee imposed by this section on insurers licensed in Kansas and organized or domiciled in such other state is greater than the comparable fee or tax assessed in such other state, or such other state has no comparable fee or tax but requires payment on a retaliatory basis, then to the extent such fee or tax amounts are legally due and are paid in such other state, any insurer domiciled in Kansas may claim a dollar-for-dollar credit for such fees paid against insurer's annual premium taxes due the state of Kansas under K.S.A. 40-252, and amendments thereto, or privilege fee due the state of Kansas under K.S.A. 40-3213, and amendments thereto, but such credit shall only be calculated on the amount ~~which~~*that* would not have been required to be paid in such other state of licen-

sure in the absence of the existence of the insurance department service regulation fee imposed by this section, and in no event shall the credit permitted by this section exceed 90% of the insurer's annual premium tax or privilege fee due the state of Kansas. The insurance commissioner shall prescribe the forms for reporting such credits.

(e) Assessments payable under this section shall be past due if not paid to the insurance department within 45 days of the billing date of such assessment. A penalty equal to 10% of the amount assessed shall be imposed upon any past due payment and the total amount of the assessment and penalty shall bear interest at the rate of 1.5% per month or any portion thereof.

(f) When there exists in the insurance department service regulation fund a deficiency ~~which~~ *that* would render such fund temporarily insufficient during any fiscal year to meet the insurance department's funding requirements, the commissioner of insurance shall certify the amount of the insufficiency. Upon receipt of any such certification, the director of accounts and reports shall transfer an amount of moneys equal to the amount so certified from the state general fund to the insurance department service regulation fund. On June 30 of any fiscal year during which an amount or amounts are certified and transferred under this subsection, the director of accounts and reports shall provide for the repayment of the amounts so transferred and shall transfer the amount equal to the total of all such amounts transferred during the fiscal year from the insurance department service regulation fund to the state general fund.

(g) Any unexpended balance in the insurance department service regulation fund at the close of a fiscal year shall remain credited to the insurance department service regulation fund for use in the succeeding fiscal year and shall be used to reduce future assessments or to accommodate cash flow demands on the fund.

(h) The commissioner of insurance shall exempt the assessment of any insurer ~~which~~ *that*, as of December 31 of the calendar year preceding the assessment, has a surplus of less than two times the minimum amount of surplus required for a certificate of authority on and after May 1, 1994, and ~~which~~ is subject to the premium tax or privilege fee liability imposed on insurers organized under the laws of this state. The commissioner of insurance may also exempt or defer, in whole or in part, the assessment of any other insurer if, in the opinion of the commissioner of insurance, immediate payment of the total assessment would be detrimental to the solvency of the insurer.

(i) As used in this section:

(1) "Affiliates" or "affiliated" has the meaning ascribed by K.S.A. 40-3302, and amendments thereto;

(2) “group” or “group of affiliated insurers” means the affiliated insurers of a group and also includes an individual, unaffiliated insurer; and

(3) “insurer” means any insurance company, as defined by K.S.A. 40-201, and amendments thereto, any fraternal benefit society, as defined by K.S.A. 40-738, and amendments thereto, any reciprocal or interinsurance exchange under K.S.A. 40-1601 through 40-1614, and amendments thereto, any mutual insurance company organized to provide health care provider liability insurance under K.S.A. 40-12a01 through 40-12a09, and amendments thereto, any nonprofit dental service corporation under K.S.A. 40-19a01 through 40-19a14, and amendments thereto, any nonprofit medical and hospital service corporation under K.S.A. 40-19c01 through 40-19c11, and amendments thereto, any health maintenance organization, as defined by K.S.A. 40-3202, and amendments thereto, or any captive insurance company, as defined by K.S.A. 40-4301, and amendments thereto, ~~which~~ *that* is authorized to do business in Kansas.

Sec. 14. K.S.A. 40-202 is hereby amended to read as follows: 40-202. Nothing contained in this code shall apply to:

(a) Grand or subordinate lodges of any fraternal benefit society ~~which~~ *that* admits to membership only persons engaged in one or more hazardous occupations in the same or similar line of business or to fraternal benefit societies as defined in and organized under article 7 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, unless they be expressly designated;

(b) the employees of a particular person, firm, or corporation;

(c) mercantile associations ~~which~~ *that* simply guarantee insurance to each other in the same lines of trade and do not solicit insurance from the general public;

(d) the Swedish mutual aid association of Rapp, Osage county, Kansas;

(e) the Scandia mutual protective insurance company, of Chanute, Kansas;

(f) the Seneca and St. Benedict mutual fire insurance company of Nemaha county, Kansas;

(g) the mutual insurance system practiced in the Mennonite church, in accordance with an old custom, either by the congregation themselves or by special associations, of its members in Kansas;

(h) the Kansas state high-school activities association;

(i) the mutual aid association of the church of the brethren; ~~or~~

(j) a voluntary noncontractual mutual aid arrangement whereby the needs of participants are announced and accommodated through subscriptions to a monthly publication;

(k) *a self-funded health plan established or maintained for its employees by the state or a subdivision of the state, a school district, any public*

authority or by a county or city government or any political subdivision, agency or instrumentality thereof; or

(l) a self-funded health plan established or maintained for its employees by a church or by a convention or association of churches that is exempt from tax under section 501 of the internal revenue code.

Sec. 15. K.S.A. 40-252 is hereby amended to read as follows: 40-252. Every insurance company or fraternal benefit society organized under the laws of this state or doing business in this state shall pay to the commissioner of insurance fees and taxes specified in the following schedule:

A

Insurance companies organized under the laws of this state:

- 1. Capital stock insurance companies and mutual legal reserve life insurance companies:
 - Filing application for sale of stock or certificates of indebtedness\$25
- Admission fees:
 - Examination of charter and other documents500
 - Filing annual statement100
 - Certificate of authority10
- Annual fees:
 - Filing annual statement100
 - Continuation of certificate of authority10
- 2. Mutual life, accident and health associations:
 - Admission fees:
 - Examination of charter and other documents\$500
 - Filing annual statement100
 - Certificate of authority10
 - Annual fees:
 - Filing annual statement100
 - Continuation of certificate of authority10
- 3. Mutual fire, hail, casualty and multiple line insurers and reciprocal or interinsurance exchanges:
 - Admission fees:
 - Examination of charter and other documents\$500
 - Filing annual statement100
 - Certificate of authority10
 - Annual fees:
 - Filing annual statement100
 - Continuation of certificate of authority10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority provided in this code, all such companies shall pay a fee of \$2 for each agent certified by the company and

shall also pay a tax annually upon all premiums received on risk located in this state at the rate of ~~1% for tax year 1997, and 2% for tax year 2025 and 1.98% for tax year 2026, and~~ all tax years thereafter, per annum less ~~(1) for tax years prior to 1984, any taxes paid on business in this state pursuant to the provisions of K.S.A. 40-1701 to 40-1707, inclusive, and 75-1508, and amendments thereto, and (2) for tax years 1984 and thereafter, any taxes paid on business in this state pursuant to the provisions of K.S.A. 75-1508, and amendments thereto, and the amount of the firefighters relief tax credit determined by the commissioner of insurance. The amount of the firefighters relief tax credit for a company for the current tax year shall be determined by the commissioner of insurance by dividing (A) the total amount of credits against the tax imposed by this section for taxes paid by all such companies on business in this state under K.S.A. 40-1701 to 40-1707, inclusive, and amendments thereto, for tax year 1983, by (B) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1703, and amendments thereto, for the tax year immediately preceding the current tax year, and by multiplying the result so obtained by (C) the amount of taxes paid by the company on business in this state under K.S.A. 40-1703, and amendments thereto, for the current tax year.~~

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums ~~which~~ *that*, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, all premiums received for reinsurance from any other company authorized to do business in this state, dividends returned to policyholders and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

B

Fraternal benefit societies organized under the laws of this state:

Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10

C

Mutual nonprofit hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations organized under the laws of this state:

1. Mutual nonprofit hospital service corporations:
Admission fees:
 Examination of charter and other documents\$500
 Filing annual statement100
 Certificate of authority10
Annual fees:
 Filing annual statement100
 Continuation of certificate of authority10
2. Nonprofit medical service corporations:
Admission fees:
 Examination of charter and other documents\$500
 Filing annual statement100
 Certificate of authority10
Annual fees:
 Filing annual statement100
 Continuation of certificate of authority10
3. Nonprofit dental service corporations:
Admission fees:
 Examination of charter and other documents\$500
 Filing annual statement100
 Certificate of authority10
Annual fees:
 Filing annual statement100
 Continuation of certificate of authority10
4. Nonprofit optometric service corporations:
Admission fees:
 Examination of charter and other documents\$500
 Filing annual statement100
 Certificate of authority10
Annual fees:
 Filing annual statement100
 Continuation of certificate of authority10
5. Nonprofit pharmacy service corporations:
Admission fees:
 Examination of charter and other documents\$500
 Filing annual statement100
 Certificate of authority10
Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance a tax in an amount equal to ~~1% for tax year 1997, and 2% for tax year 2025 and 1.98% for tax year 2026, and~~ all tax years thereafter, per annum of the total of all premiums, subscription charges, or any other term ~~which~~ *that* may be used to describe the charges made by such corporation or association to subscribers for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such corporations or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

D

Insurance companies organized under the laws of any other state, territory or country:

1. Capital stock insurance companies and mutual legal reserve life insurance companies:	
Filing application for sale of stock or certificates of indebtedness	\$25
Admission fees:	
Examination of charter and other documents	500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees all such companies shall pay \$5 for each agent certified by the company, except as otherwise provided by law.

As a condition precedent to the continuation of the certificate of authority, provided in this code, every company organized under the laws of any other state of the United States or of any foreign country shall pay a tax upon all premiums received during the preceding year at the rate of ~~2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter, per annum.~~

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums ~~which~~ *that*, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received

in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

2. Mutual life, accident and health associations:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees, every such company organized under the laws of any other state of the United States shall pay \$5 for each agent certified by the company, and shall pay a tax annually upon all premiums received at the rate of *2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter*, per annum.

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums ~~which~~ *that*, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

3. Mutual fire, casualty and multiple line insurers and reciprocal or interinsurance exchanges:

Admission fees:

Examination of charter and other documents and issuance of certificate of authority	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement.....100
Continuation of certificate of authority10

In addition to the above fees, every such company or association organized under the laws of any other state of the United States shall pay a fee of \$5 for each agent certified by the company and shall also pay a tax annually upon all premiums received at the rate of *2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter*, per annum.

For tax years 1998 and thereafter, the annual tax shall be reduced by the “applicable percentage” of: (1) Any taxes paid on business in this state pursuant to the provisions of K.S.A. 75-1508, and amendments thereto; and (2) the amount of the firefighters relief tax credit determined by the commissioner of insurance. The amount of the firefighters relief tax credit for a company taxable under this subsection for the current tax year shall be determined by the commissioner of insurance by dividing (A) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1701 to 40-1707, and amendments thereto, for tax year 1983 as then in effect, by (B) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1703, and amendments thereto, for the tax year immediately preceding the current tax year, and by multiplying the result so obtained by (C) the amount of taxes paid by the company on business in this state under K.S.A. 40-1703, and amendments thereto, for the current tax year. The “applicable percentage” shall be ~~as follows: 100%.~~

Tax Year	Applicable Percentage
1998	10%
1999	20%
2000	40%
2002	50%
2003	60%
2004	70%
2005	80%
2006	90%
2007	and thereafter 100%

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, all premiums received for reinsurance from any other company authorized to do business in this state, and dividends returned to policyholders.

E

Fraternal benefit societies organized under the laws of any other state, territory or country:

Admission fees:

Examination of charter and other documents.....\$500

Filing annual statement.....100
Certificate of authority10
Annual fees:
Filing annual statement.....100
Continuation of certificate of authority10

F

Mutual nonprofit hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations organized under the laws of any other state, territory or country:

1. Mutual nonprofit hospital service corporations:
Admission fees:
Examination of charter and other documents\$500
Filing annual statement.....100
Certificate of authority10
Annual fees:
Filing annual statement.....100
Continuation of certificate of authority10
2. Nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations:
Admission fees:
Examination of charter and other documents\$500
Filing annual statement.....100
Certificate of authority10
Annual fees:
Filing annual statement.....100
Continuation of certificate of authority10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance a tax in an amount equal to *2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter*, per annum of the total of all premiums, subscription charges, or any other term ~~which~~ *that* may be used to describe the charges made by such corporation or association to subscribers in this state for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such corporations or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

G

Payment of Taxes.

For the purpose of insuring the collection of the tax upon premiums, assessments and charges as set out in subsection A, C, D or F, every insurance company, corporation or association shall at the time it files its annual statement, as required by the provisions of K.S.A. 40-225, and amendments thereto, make a return, generated by or at the direction of its president and secretary or other chief officers, under penalty of K.S.A. 21-5824, and amendments thereto, to the commissioner of insurance, stating the amount of all premiums, assessments and charges received by the companies or corporations in this state, whether in cash or notes, during the year ending on the December 31 next preceding.

Commencing in 1985 and annually thereafter the estimated taxes shall be paid as follows: On or before June 15 and December 15 of such year an amount equal to 50% of the full amount of the prior year's taxes as reported by the company shall be remitted to the commissioner of insurance. As used in this paragraph, "prior year's taxes" includes: (1) Taxes assessed pursuant to this section for the prior calendar year;; (2) fees and taxes assessed pursuant to K.S.A. 40-253, and amendments thereto, for the prior calendar year;; and (3) taxes paid for maintenance of the department of the state fire marshal pursuant to K.S.A. 75-1508, and amendments thereto, for the prior calendar year.

Upon the receipt of such returns the commissioner of insurance shall verify the same and assess the taxes upon such companies, corporations or associations on the basis and at the rate provided herein and the balance of such taxes shall thereupon become due and payable giving credit for amounts paid pursuant to the preceding paragraph, or the commissioner shall make a refund if the taxes paid in the prior June and December are in excess of the taxes assessed.

All reports and returns required by this act and rules and regulations adopted pursuant thereto shall be preserved for three years and thereafter until the commissioner orders them to be destroyed.

H

The fee prescribed for the examination of charters and other documents shall apply to each company's initial application for admission and shall not be refundable for any reason.

Sec. 16. K.S.A. 2024 Supp. 40-2,239 is hereby amended to read as follows: 40-2,239. (a) Notwithstanding any other provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, travel insurance shall be classified and filed for purposes of rates and forms under an inland marine line of insurance. *Travel insurance that provides coverage for sickness, accident, disability or death occurring during travel either exclusively, or in conjunction with related coverages of emergency evacuation or repatriation of remains, may be classified and filed under either an accident and health or an inland marine line of insurance.*

(b) Travel insurance may be in the form of an individual, group or blanket policy.

(c) Eligibility and underwriting standards for travel insurance may be developed and provided based on travel protection plans designed for individual or identified marketing or distribution channels, ~~provided if~~ those standards also meet underwriting standards of the state for inland marine insurance.

Sec. 17. K.S.A. 2024 Supp. 40-2c01 is hereby amended to read as follows: 40-2c01. As used in this act:

(a) “Adjusted RBC report” means an RBC report that has been adjusted by the commissioner in accordance with K.S.A. 40-2c04, and amendments thereto.

(b) “Corrective order” means an order issued by the commissioner specifying corrective actions that the commissioner has determined are required to address an RBC level event.

(c) “Domestic insurer” means any insurance company or risk retention group that is licensed and organized in this state.

(d) “Foreign insurer” means any insurance company or risk retention group not domiciled in this state that is licensed or registered to do business in this state pursuant to article 41 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 40-209, and amendments thereto.

(e) “NAIC” means the national association of insurance commissioners.

(f) “Life and health insurer” means any insurance company licensed under article 4 or 5 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or a licensed property and casualty insurer writing only accident and health insurance.

(g) “Property and casualty insurer” means any insurance company licensed under articles 9, 10, 11, 12, 12a, 15 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, but does not include monoline mortgage guaranty insurers, financial guaranty insurers and title insurers.

(h) “Negative trend” means, with respect to a life and health insurer, a negative trend over a period of time, as determined in accordance with the “trend test calculation” included in the RBC instructions defined in subsection (j).

(i) “RBC” means risk-based capital.

(j) “RBC instructions” means the risk-based capital instructions promulgated by the NAIC that are in effect ~~on December 31, 2023, or any later version promulgated by the NAIC as may be adopted by the~~ *as announced and noticed by the commissioner under K.S.A. 40-2e29 pursuant to section 12, and amendments thereto.*

(k) “RBC level” means an insurer’s company action level RBC, regulatory action level RBC, authorized control level RBC or mandatory control level RBC where:

(1) “Company action level RBC” means, with respect to any insurer, the product of 2.0 and its authorized control level RBC;

(2) “regulatory action level RBC” means the product of 1.5 and its authorized control level RBC;

(3) “authorized control level RBC” means the number determined under the risk-based capital formula in accordance with the RBC instructions; and

(4) “mandatory control level RBC” means the product of 0.70 and the authorized control level RBC.

(l) “RBC plan” means a comprehensive financial plan containing the elements specified in K.S.A. 40-2c06, and amendments thereto. If the commissioner rejects the RBC plan, and it is revised by the insurer, with or without the commissioner’s recommendation, the plan shall be called the “revised RBC plan.”

(m) “RBC report” means the report required by K.S.A. 40-2c02, and amendments thereto.

(n) “Total adjusted capital” means the sum of:

(1) An insurer’s capital and surplus or surplus only if a mutual insurer; and

(2) such other items, if any, as the RBC instructions may provide.

(o) “Commissioner” means the commissioner of insurance.

Sec. 18. K.S.A. 40-2d01 is hereby amended to read as follows: 40-2d01. As used in K.S.A. 40-2d01 through 40-2d30, and amendments thereto:

(a) “Adjusted RBC report” means an RBC report ~~which~~ *that* has been adjusted by the commissioner in accordance with K.S.A. 40-2d04, and amendments thereto.

(b) “Corrective order” means an order issued by the commissioner specifying corrective actions ~~which~~ *that* the commissioner has determined are required.

(c) “Domestic health organization” means any health organization ~~which~~ *that* is licensed and organized in this state.

(d) “Foreign health organization” means any health organization not domiciled in this state ~~which~~ *that* is licensed to do business in this state pursuant to articles 19a, 19c or 32 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

(e) “NAIC” means the national association of insurance commissioners.

(f) “Health organization” means a health maintenance organization, limited health service organization, dental or vision plan, hospital, medical and dental indemnity or service corporation or other managed care

organization licensed under articles 19a, 19c or 32 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto. ~~This definition shall, or an organization that is licensed as a life and health insurer under article 4 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, and has been determined by the commissioner to report predominantly health lines of business in accordance with a health statement test. "Health organization" does not include an organization that is licensed as either a life and health insurer or a property and casualty insurer under articles 4, 5, 9, 10, 11, 12, 12a, 15 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, and that is otherwise subject to either the life or property and casualty RBC requirements in K.S.A. 40-2c01 et seq., and amendments thereto.~~

(g) "RBC" means risk-based capital.

(h) "RBC instructions" means the risk-based capital instructions for managed care organizations promulgated by the NAIC ~~which that are in effect on December 31, 1999, or any later version as adopted by as announced and noticed by the commissioner in rules and regulations pursuant to section 12, and amendments thereto.~~

(i) "RBC level" means a health organization's company action level RBC, regulatory action level RBC, authorized control level RBC, or mandatory control level RBC where:

(1) "Company action level RBC" means, with respect to any health organization, the product of 2.0 and its authorized control level RBC;

(2) "regulatory action level RBC" means the product of 1.5 and its authorized control level RBC;

(3) "authorized control level RBC" means the number determined under the risk-based capital formula in accordance with the RBC instructions; and

(4) "mandatory control level RBC" means the product of .70 and the authorized control level RBC.

(j) "RBC plan" means a comprehensive financial plan containing the elements specified in K.S.A. 40-2d05, and amendments thereto. If the commissioner rejects the RBC plan, and it is revised by the health organization, with or without the commissioner's recommendation, the plan shall be called the "revised RBC plan."

(k) "RBC report" means the report required by K.S.A. 40-2d02, 40-2d03 and 40-2d04, and amendments thereto.

(l) "Total adjusted capital" means the sum of:

(1) A health organization's capital and surplus as determined in accordance with the annual financial statements required to be filed under ~~articles 19a, 19c or 32 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto; and~~

(2) such other items, if any, as the RBC instructions may provide.

(m) “Commissioner” means the commissioner of insurance.

Sec. 19. K.S.A. 40-3302 is hereby amended to read as follows: 40-3302. As used in the insurance holding company act, unless the context otherwise requires:

(a) “Affiliate” of, or person “affiliated” with, a specific person, means a person that directly, or indirectly through one or more intermediaries, controls, is controlled by, or is under common control with, the person specified.

(b) “Commissioner of insurance” or “commissioner” means the commissioner of insurance, the commissioner’s deputies, or the insurance department, as appropriate.

(c) “Control” including the terms “controlling,” “controlled by” and “under common control with,” means the possession, direct or indirect, of the power to direct or cause the direction of the management or policies of a person, whether through the ownership of voting securities, by contract other than a commercial contract for goods or nonmanagement services, or otherwise, unless the power is the result of an official position with or corporate office held by the person. Control shall be presumed to exist if any person, directly or indirectly, owns, controls, holds with the power to vote, or holds proxies representing 10% or more of the voting securities of any other person. This presumption may be rebutted by a showing made in the manner provided by K.S.A. 40-3305(k), and amendments thereto, that control does not exist in fact. The commissioner of insurance may determine, after a hearing in accordance with the provisions of the Kansas administrative procedure act, that control exists in fact, notwithstanding the absence of a presumption to that effect.

(d) “Enterprise risk” means any activity, circumstance, event or series of events involving one or more affiliates of an insurer that, if not remedied promptly, is likely to have a material adverse effect upon the financial condition or liquidity of the insurer or its insurance holding company system as a whole, including, but not limited to, anything that would cause the insurer’s risk-based capital to fall into company action level RBC, as such term is defined in either K.S.A. 40-2c01 et seq., and amendments thereto, or K.S.A. 40-2d01 et seq., and amendments thereto, as appropriate, or would cause the insurer to be in hazardous financial condition as set forth in K.S.A. 40-222b, 40-222c and 40-222d, and amendments thereto.

(e) *“Financial analysis handbook” means the version of the NAIC financial analysis handbook adopted by the NAIC and in effect that has been selected and noticed by the commissioner pursuant to section 12, and amendments thereto.*

(f) *“Group capital calculation instructions” means the group capital calculation instructions selected and announced by the commissioner pursuant to section 12, and amendments thereto.*

(g) “Group-wide supervisor” means the regulatory official authorized to engage in conducting and coordinating group-wide supervision activities who is determined or acknowledged by the commissioner under K.S.A. 40-3318, and amendments thereto, to have sufficient significant contacts with the internationally active insurance group.

~~(f)~~(h) “Insurance holding company system” means two or more affiliated persons, one or more of which is an insurer.

~~(g)~~(i) “Insurer” means any corporation, company, association, society, fraternal benefit society, health maintenance organization, nonprofit medical and hospital service corporation, nonprofit dental service corporation, reciprocal exchange, person or partnership writing contracts of insurance, indemnity or suretyship in this state upon any type of risk or loss except lodges, societies, persons or associations transacting business pursuant to the provisions of K.S.A. 40-202, and amendments thereto.

~~(h)~~(j) “Internationally active insurance group” means an insurance holding company system that:

(1) Includes an insurer registered under K.S.A. 40-3305, and amendments thereto; and

(2) meets the following criteria:

(A) Has premiums written in at least three countries;

(B) the percentage of gross premiums written outside the United States is at least 10% of the insurance holding company system’s total gross written premiums; and

(C) based on a three-year rolling average, the total assets of the insurance holding company system are at least \$50,000,000,000 or the total gross written premiums of the insurance holding company system are at least \$10,000,000,000.

~~(i)~~(k) “NAIC” means the national association of insurance commissioners.

(l) “NAIC liquidity stress test framework” means the separate NAIC publication that includes the history of the NAIC’s development of regulatory liquidity stress testing, the scope criteria applicable for a specific data year and the liquidity stress test instructions and reporting templates for a specific data year and such scope criteria, instructions and reporting templates as adopted by the NAIC and as amended by the NAIC from time to time in accordance with the procedures adopted by the NAIC and as selected and announced by the commissioner pursuant to section 12, and amendments thereto.

(m) “Person” means an individual, corporation, a partnership, an association, a joint stock company, a trust, an unincorporated organization, any similar entity or any combination of the foregoing acting in concert.

(n) “Scope criteria,” as detailed in the NAIC liquidity stress test framework, are the designated exposure bases along with minimum magnitudes

thereof for the specified data year, used to establish a preliminary list of insurers considered scoped into the NAIC liquidity stress test framework for such specified data year.

~~(j)(o)~~ “Securityholder” of a specified person means one who owns any security of such person, ~~including~~ common stock, preferred stock, debt obligations, and any other security convertible into or evidencing the right to acquire any of the foregoing.

~~(k)(p)~~ “Subsidiary” of a specified person means an affiliate controlled by such person, directly, or indirectly, through one or more intermediaries.

~~(l)(q)~~ “Voting security” means any security convertible into or evidencing a right to acquire a voting security.

Sec. 20. K.S.A. 40-3305 is hereby amended to read as follows: 40-3305. (a) Every insurer that is authorized to do business in this state and ~~that~~ is a member of an insurance holding company system shall register with the commissioner of insurance, except a foreign insurer subject to registration requirements and standards adopted by statute or regulation in the jurisdiction of its domicile that are substantially similar to those contained in this section. Any insurer that is subject to registration under this section shall register within 15 days after it becomes subject to registration, and annually thereafter by May 1 of each year ~~unless for the previous calendar year~~ the commissioner of insurance for good cause shown extends the time for registration, and then within such extended time. The commissioner of insurance may require any authorized insurer that is a member of an insurance holding company system and ~~that~~ is not subject to registration under this section to furnish a copy of the registration statement, the summary specified in subsection (c) or other information filed by such insurance company with the insurance regulatory authority of domiciliary jurisdiction.

(b) Pursuant to subsection (a), every insurer subject to registration shall file a registration statement on a form provided by the commissioner of insurance, that shall contain current information ~~about~~ regarding:

(1) The capital structure, general financial condition, ownership and management of the insurer and any person controlling the insurer;

(2) the identity and relationship of every member of the insurance holding company system;

(3) the following agreements in force and transactions currently outstanding or that occurred during the last calendar year between such insurer and its affiliates:

(A) Loans, other investments, or purchases, sales or exchanges of securities of the affiliates by the insurer or of the insurer by its affiliates;

(B) purchases, sales or exchanges of assets;

(C) transactions not in the ordinary course of business;

(D) guarantees or undertakings for the benefit of an affiliate that result in an actual contingent exposure of the insurer's assets to liability, other than insurance contracts entered into in the ordinary course of the insurer's business;

(E) all management agreements, service contracts and cost sharing arrangements;

(F) reinsurance agreements;

(G) dividends and other distributions to shareholders; and

(H) consolidated tax allocation agreements;

(4) other matters concerning transactions between registered insurers and any affiliates as may be included from time to time in any registration forms adopted or approved by the commissioner of insurance;

(5) any pledge of the insurer's stock, including stock of any subsidiary or controlling affiliate, for a loan made to any member of the insurance holding company system;

(6) financial statements of or within an insurance holding company system, including all affiliates, if requested by the commissioner of insurance. Financial statements may include, but ~~are~~ not *be* limited to, annual audited financial statements filed with the U.S. securities and exchange commission (~~SEC~~), pursuant to the securities act of 1933, as amended, or the securities exchange act of 1934, as amended. An insurer required to file financial statements pursuant to this paragraph may satisfy the request by providing the commissioner of insurance with the most recently filed parent corporation financial statements that have been filed with the SEC;

(7) statements that the insurer's board of directors and principal officers oversee corporate governance and internal controls and that the insurer's principal officers have approved, implemented and continue to maintain and monitor corporate governance and internal control procedures; and

(8) any other information required by the commissioner of insurance by rules and regulations.

(c) All registration statements shall be accompanied by a summary outlining all items in the current registration statement representing changes from the prior registration statement.

(d) No information need be disclosed on the registration statement filed pursuant to subsection (b) if such information is not material for the purpose of this section. Unless the commissioner of insurance by rules and regulations or order provides otherwise, sales, purchases, exchanges, loans or extensions of credit, investments or guarantees, involving 0.5% or less of an insurer's admitted assets as of the December 31 ~~immediately~~ *next* preceding shall be deemed immaterial for purposes of this section.

(e) Each registered insurer shall keep current the information required to be disclosed in such insurer's registration statement by report-

ing all material changes or additions on amendment forms provided by the commissioner of insurance within 15 days after the end of the month in which it learns of each such change or addition, except *that* each registered insurer shall report all dividends and other distributions to shareholders within five business days following its declaration. Any such dividend or distribution shall not be paid for at least 10 business days from the commissioner's receipt of the notice of its declaration.

(f) Any person within an insurance holding company system subject to registration shall provide complete and accurate information to an insurer, ~~where~~ *if* such information is reasonably necessary to enable the insurer to comply with the provisions of this act.

(g) The commissioner ~~of insurance~~ shall terminate the registration of any insurer that demonstrates that such insurer *is* no longer ~~is~~ a member of an insurance holding company system.

(h) The commissioner ~~of insurance~~ may require or allow two or more affiliated insurers subject to registration hereunder to file a consolidated registration statement.

(i) The commissioner ~~of insurance~~ may allow an insurer that is authorized to do business in this state and ~~that is~~ part of an insurance holding company system to register on behalf of any affiliated insurer that is required to register under subsection (a) and ~~to~~ file all information and material required to be filed under this section.

(j) The provisions of this section shall not apply to any information or transaction if and to the extent the commissioner ~~of insurance~~ by rule and regulation or order exempts the same from the provisions of this section.

(k) Any person may file with the commissioner ~~of insurance~~ a disclaimer of affiliation with any authorized insurer or such a disclaimer may be filed by such insurer or any member of an insurance holding company system. The disclaimer shall fully disclose all material relationships and bases for affiliation between such person and such insurer as well as the basis for disclaiming such affiliation. After a disclaimer has been filed, the insurer shall be relieved of any duty to register or report under this section ~~which~~ *that* may arise out of the insurer's relationship with such person unless and until the commissioner ~~of insurance~~ disallows such a disclaimer. The commissioner ~~of insurance~~ shall disallow such a disclaimer only after furnishing all parties in interest with notice and opportunity to be heard in accordance with the provisions of the Kansas administrative procedure act.

(l) (1) Except as provided in paragraph (2), the ultimate controlling person of every insurer subject to registration also shall file an annual enterprise risk report. The report, to the best of the ultimate controlling person's knowledge and belief, shall identify the material risks within the insurance holding company system that could pose enterprise risk to the

insurer. The report shall be appropriate to the nature, scale and complexity of the insurer. The report shall be filed with the lead state commissioner of insurance of the insurance holding company system as determined by the procedures within the financial analysis handbook adopted by the ~~national association of insurance commissioners~~ NAIC. The first enterprise risk report shall be filed ~~no not~~ later than May 1, 2015, and annually thereafter by May 1 of each year unless the commissioner of insurance extends the time for filing for good cause shown.

(2) ~~The ultimate controlling person of a domestic insurer that is authorized, admitted or eligible to engage in the business of insurance only in this state with total direct and assumed annual premiums of less than \$300 million is not required to submit an enterprise risk report under paragraph (1) unless the ultimate controlling person of the domestic insurer also controls other insurers that do not meet the requirements of this subsection. For the purposes of this subsection, an insurer is not considered to be authorized, admitted or eligible to engage in the business of insurance only in this state if the insurer directly or indirectly writes or assumes insurance in any other manner in another state (A) Except as provided hereunder, the ultimate controlling person of every insurer subject to registration shall concurrently file with the registration an annual group capital calculation as directed by the lead state commissioner. The report shall be completed in accordance with the NAIC group capital calculation instructions, which may permit the lead state commissioner to allow a controlling person that is not the ultimate controlling person to file the group capital calculation. The report shall be filed with the lead state commissioner of the insurance holding company system as determined by the commissioner of insurance in accordance with the procedures within the financial analysis handbook. An insurance holding company system shall be exempt from filing the group capital calculation if:~~

(i) *It has only one insurer within its holding company structure, only writes business is only licensed in its domestic state and assumes no business from any other insurer;*

(ii) *it is required to perform a group capital calculation specified by the board of governors of the federal reserve system. The lead state commissioner shall request the calculation from the federal reserve board under the terms of information sharing agreements in effect. If the federal reserve board cannot share the calculation with the lead state commissioner, the insurance holding company shall not be exempt from the group capital calculation filing;*

(iii) *its non-United States group-wide supervisor is located within a reciprocal jurisdiction, as defined in K.S.A. 40-221a, and amendments thereto, that recognizes the United States regulatory approach to group supervision and group capital; and*

(iv) *it is an insurance holding company system:*

(a) *That provides information to the lead state that meets the requirements for accreditation under the NAIC financial standards and accreditation program, either directly or indirectly through the group-wide supervisor, who has determined that such information is satisfactory to allow the lead state to comply with the NAIC group supervision approach, as detailed in the NAIC financial analysis handbook; and*

(b) *whose non-United States group-wide supervisor who is not in a reciprocal jurisdiction recognizes and accepts, as specified by the commissioner in rules and regulations, the group capital calculation as the worldwide group capital assessment for United States insurance groups that operate in that jurisdiction.*

(B) *Notwithstanding the provisions of K.S.A. 40-3305, and amendments thereto, a lead state commissioner shall require the group capital calculation for the United States operations of any non-United States based insurance holding company system if, after any necessary consultation with other supervisors or officials, it is deemed appropriate by the lead state commissioner for prudential oversight and solvency monitoring purposes or for ensuring the competitiveness of the insurance marketplace.*

(C) *Notwithstanding the exemptions from filing the group capital calculation stated in K.S.A. 40-3305, and amendments thereto, the lead state commissioner has the discretion to exempt the ultimate controlling person from filing the annual group capital calculation or to accept a limited group capital filing or report in accordance with criteria specified by the commissioner in regulation.*

(D) *If the lead state commissioner determines that an insurance holding company system no longer meets one or more of the requirements for an exemption from filing the group capital calculation under this section, the insurance holding company system shall file the group capital calculation at the next annual filing date unless given an extension by the lead state commissioner based on reasonable grounds shown.*

(E) *The ultimate controlling person of every insurer subject to registration and also scoped into the NAIC liquidity stress test framework shall file the results of a specific year's liquidity stress test. The filing shall be made to the lead state insurance commissioner of the insurance holding company system as determined by the procedures within the financial analysis handbook and that:*

(i) *The NAIC liquidity stress test framework includes scope criteria applicable to a specific data year. These scope criteria are reviewed at least annually by the financial stability task force or its successor. Any change to the NAIC liquidity stress test framework or to the data year for which the scope criteria are to be measured shall be effective on January 1 of the year following the calendar year in which such changes are adopted. Insurers meeting*

at least one threshold of the scope criteria are considered scoped into the NAIC liquidity stress test framework for the specified data year; unless the lead state insurance commissioner, in consultation with the NAIC financial stability task force or its successor, determines that such insurer should not be scoped into the framework for that data year. Similarly, insurers that do not trigger at least one threshold of the scope criteria are considered scoped out of the NAIC liquidity stress test framework for the specified data year; unless the lead state insurance commissioner, in consultation with the NAIC financial stability task force or its successor, determines that the insurer should be scoped into the framework for that data year.

(ii) The lead state insurance commissioner, in consultation with the financial stability task force or its successor, shall assess the concerns of regulators that wish to avoid having insurers scoped in and out of the NAIC liquidity stress test framework on a frequent basis as part of the determination for an insurer.

(F) The performance and filing of the results of a specific year's liquidity stress test shall comply with the NAIC liquidity stress test framework instructions and reporting templates for that year and any lead state insurance commissioner determinations, in consultation with the financial stability task force or its successor, provided within the framework.

(m) The failure of an insurer or an ultimate controlling person of the insurer to file a registration statement, any summary of the registration statement or enterprise risk filing within the specified time for filing shall be a violation by the insurer or by the ultimate controlling person of the insurer, as applicable.

Sec. 21. K.S.A. 40-3306 is hereby amended to read as follows: 40-3306. (a) ~~Material~~ Transactions by registered insurers with their affiliates shall be subject to the following standards:

- (1) The terms shall be fair and reasonable;
- (2) agreements for cost-sharing services and management shall include such provisions as required by rules and regulations adopted by the commissioner of insurance;
- (3) the charges or fees for services performed shall be reasonable;
- (4) expenses incurred and payment received with respect to such transactions shall be allocated to the insurer in conformity with the requirements of K.S.A. 40-225, and amendments thereto;
- (5) the books, accounts and records of each party to all such transactions shall be so maintained as to clearly and accurately disclose the nature and details of the transactions including such accounting information necessary to support the reasonableness of the charges or fees to the respective parties; and
- (6) the insurer's surplus as regards policyholders following any transactions, dividends or distributions to shareholder affiliates shall be reason-

able in relation to the insurer's outstanding liabilities and adequate to its financial needs.

(b) (1) If an insurer subject to this act is deemed by the commissioner of insurance to be in a hazardous financial condition as defined by K.S.A. 40-222d, and amendments thereto, or a condition that would be grounds for supervision, conservation or a delinquency proceeding, then the commissioner may require the insurer to secure and maintain either a deposit, held by the commissioner, or a bond, as determined by the insurer at the insurer's discretion, for the protection of the insurer for the duration of the contract or agreement or the existence of the condition for which the commissioner required the deposit or the bond.

(2) In determining whether a deposit or a bond is required, the commissioner shall consider whether concerns exist with respect to the affiliated person's ability to fulfill the contract or agreement if the insurer were to be put into liquidation. Once the insurer is deemed to be in a hazardous financial condition or a condition that would be grounds for supervision, conservation or a delinquency proceeding and a deposit or bond is necessary, the commissioner shall have the discretion to determine the amount of the deposit or bond, not to exceed the value of the contract or agreement in any one year, and whether such deposit or bond should be required for a single contract, multiple contracts or a contract only with a specific person;

(c) All records and data of the insurer held by an affiliate are and shall remain the property of the insurer, are subject to control of the insurer, are identifiable and are segregated or readily capable of segregation, at no additional cost to the insurer from all other persons' records and data. All records and data that are otherwise the property of the insurer, in whatever form maintained, including, but not limited to, claims and claim files, policyholder lists, application files, litigation files, premium records, rate books, underwriting manuals, personnel records, financial records or similar records within the possession, custody or control of the affiliate shall remain the property of the insurer. At the request of the insurer, the affiliate shall provide that the receiver may obtain a complete set of all records of any type that pertain to the insurer's business, obtain access to the operating systems upon which the data is maintained, obtain the software that runs those systems either through assumption of licensing agreements or otherwise and restrict the use of the data by the affiliate if it is not operating the insurer's business. The affiliate shall provide a waiver of any landlord lien or other encumbrance to provide the insurer with access to all records and data in the event of the affiliate's default under a lease or other agreement; and

(d) Premiums or other funds belonging to the insurer that are collected or held by an affiliate shall be deemed the exclusive property of and

subject to the control of such insurer. Any right of offset in the event that an insurer is placed into receivership shall be subject to K.S.A. 40-3605 et seq., and amendments thereto.

~~(b)~~(e) The following transactions involving a domestic insurer and any person in such insurer's insurance holding company system, including amendments or modifications of affiliate agreements previously filed pursuant to this section, may not be entered into unless the insurer has notified the commissioner of insurance in writing of such insurer's intention to enter into such transaction at least 30 days prior thereto, or such shorter period as the commissioner of insurance may permit, and the commissioner of insurance has not disapproved such transaction within such period.

(1) Sales, purchases, exchanges, loans or extensions of credit, guarantees or investments provided such transactions are equal to or exceed:

(A) With respect to nonlife insurers, the lesser of 3% of the insurer's admitted assets or 25% of surplus as regards policyholders; or

(B) with respect to life insurers, 3% of the insurer's admitted assets, each as of December 31 immediately preceding.

(2) Loans or extensions of credit to any person who is not an affiliate, ~~where~~ if the insurer makes such loans or extensions of credit with the agreement or understanding that the proceeds of such transactions, in whole or in substantial part, are to be used to make loans or extensions of credit to, purchase assets of, or make investments in, any affiliate of the insurer making such loans or extensions of credit ~~provided if~~ such transactions are equal to or exceed:

(A) With respect to nonlife insurers, the lesser of 3% of the insurer's admitted assets or 25% of surplus as regards policyholders;

(B) with respect to life insurers, 3% of the insurer's admitted assets, each as of December 31 immediately preceding.

(3) Reinsurance agreements or modifications thereto, including:

(A) All reinsurance pooling agreements; and

(B) agreements in which the reinsurance premium or a change in the insurer's liabilities, or the projected reinsurance premium or a projected change in the insurer's liabilities in any of the next three consecutive years equals or exceeds 5% of the insurer's surplus as regards policyholders, as of December 31 immediately preceding, including those agreements ~~which~~ that may require as consideration the transfer of assets from an insurer to a nonaffiliate, if an agreement or understanding exists between the insurer and nonaffiliate that any portion of such assets will be transferred to one or more affiliates of the insurer;

(4) all management agreements, service contracts, tax allocation agreements and all cost-sharing arrangements; and

(5) any material transactions, specified by rules and regulations, ~~which~~

that the commissioner of insurance determines may adversely affect the interests of an insurer's policyholders.

Nothing ~~herein~~ contained ~~in this subsection~~ shall be deemed to authorize or permit any transactions ~~which~~, *that* in the case of an insurer not a member of the same insurance holding company system, would be otherwise contrary to law.

~~(e)~~(f) A domestic insurer ~~may~~ *shall* not enter into transactions ~~which~~ *that* are part of a plan or series of like transactions with persons within the insurance holding company system if the purpose of those separate transactions is to avoid the threshold amount required under this section and thus avoid the review that would occur otherwise. If the commissioner of insurance determines that such separate transactions were entered into over any 12-month period for such purpose, the commissioner of insurance may exercise authority under K.S.A. 40-3311, and amendments thereto.

~~(d)~~(g) The commissioner of insurance, in reviewing transactions pursuant to subsection ~~(b)~~(e), shall consider whether the transactions comply with the standards set forth in subsection (a), and whether such transactions may adversely affect the interests of policyholders.

~~(e)~~(h) The commissioner of insurance shall be notified within 30 days of any investment of the domestic insurer in any one corporation if the total investment in such corporation by the insurance holding company system exceeds 10% of such corporation's voting securities.

~~(f)~~(i) A transaction subject to approval by the commissioner of insurance pursuant to K.S.A. 40-3304, and amendments thereto, shall not be subject to the requirements of this section.

~~(g)~~(j) (1) No insurer subject to registration under K.S.A. 40-3305, and amendments thereto, shall pay any extraordinary dividend or make any other extraordinary distribution to such insurer's shareholders until:

(A) 30 days after the commissioner of insurance has received notice of the declaration thereof and has not within such period disapproved such payment; or

(B) the commissioner of insurance has approved such payment within such 30-day period.

(2) (A) For purposes of this section, an extraordinary dividend or distribution includes any dividend or distribution of cash or other property, the fair market value of which, together with that of other dividends or distributions made within the preceding 12 months, exceeds the greater of:

(i) 10% of such insurer's surplus as regards policyholders as of December 31-immediately preceding; or

(ii) the net gain from operations of such insurer, if such insurer is a life insurer, or the net income, if such insurer is not a life insurer, not includ-

ing realized capital gains for the 12-month period ending December 31 ~~immediately~~ next preceding, but shall not include pro rata distributions of any class of the insurer's own securities.

(B) In determining whether a dividend or distribution is extraordinary, an insurer, other than a life insurer, may carry forward net income from the previous two calendar years that has not already been paid out as dividends. This ~~carry forward~~ *carryforward* shall be computed by taking the net income from the second and third preceding calendar years, not including realized capital gains, less dividends paid in the second and immediately preceding calendar years.

(C) An extraordinary dividend or distribution shall also include any dividend or distribution made or paid out of any funds other than earned surplus arising from the insurer's business, as defined in K.S.A. 40-233, and amendments thereto. The provisions of K.S.A. 40-233, and amendments thereto, shall not be construed so as to prohibit an insurer, subject to registration under K.S.A. 40-3305, and amendments thereto, from making or paying an extraordinary dividend or distribution in accordance with this section.

(3) Notwithstanding any other provisions of law, an insurer may declare an extraordinary dividend or distribution ~~which~~ *that* is conditional upon the approval of the commissioner of insurance. No declaration shall confer any rights upon shareholders until:

(A) The commissioner of insurance has approved the payment of such dividend or distribution; or

(B) the commissioner of insurance has not disapproved such payment within the 30-day period referred to above.

~~(h)~~(k) (1) Notwithstanding the control of a domestic insurer by any person, the officers and directors of the insurer shall not thereby be relieved of any obligation or liability to which they would otherwise be subject by law, and the insurer shall be managed so as to assure its separate operating identity consistent with this act.

(2) Nothing herein shall preclude a domestic insurer from having or sharing a common management or cooperative or joint use of personnel, property or services with one or more other persons under arrangements meeting the standards of K.S.A. 40-3306, and amendments thereto.

(i) For purposes of this act, in determining whether an insurer's surplus as regards policyholders is reasonable in relation to the insurer's outstanding liabilities and adequate to such insurer's financial needs, the following factors, among others, shall be considered:

(1) The size of the insurer as measured by such insurer's assets, capital and surplus, reserves, premium writings, insurance in force and other appropriate criteria;

(2) the extent to which the insurer's business is diversified among the several lines of insurance;

- (3) the number and size of risks insured in each line of business;
- (4) the extent of the geographical dispersion of the insurer's insured risks;
- (5) the nature and extent of the insurer's reinsurance program;
- (6) the quality, diversification and liquidity of the insurer's investment portfolio;
- (7) the recent past and projected future trend in the size and performance of the insurer's surplus as regards policyholders;
- (8) the surplus as regards policyholders maintained by other comparable insurers;
- (9) the adequacy of the insurer's reserves;
- (10) the quality and liquidity of investments in affiliates. The commissioner of insurance may treat any such investment as a disallowed asset for purposes of determining the adequacy of surplus as regards policyholders whenever in the judgment of the commissioner of insurance such investment so warrants; and
- (11) the quality of the insurer's earnings and the extent to which the reported earnings include extraordinary items.

Sec. 22. K.S.A. 40-3307 is hereby amended to read as follows: 40-3307. (a) Subject to the limitation contained in this section and in addition to the powers ~~which~~ *that* the commissioner of insurance has under K.S.A. 40-222 and K.S.A. 40-222a, and amendments thereto, relating to the examination of insurers, the commissioner of insurance shall have the power to examine any insurer registered under K.S.A. 40-3305, and amendments thereto, and such insurer's affiliates to ascertain the financial condition, ~~including enterprise risk,~~ of such insurer *including the enterprise risk to the insurer by the ultimate controlling party or by any entity or combination of entities within the insurance holding company system or by the insurance holding company system on a consolidated basis.*

(b) (1) The commissioner of insurance may order any insurer registered under K.S.A. 40-3305, and amendments thereto, to produce such records, books or other information in the possession of the insurer or its affiliates as are reasonably necessary to determine compliance with this act.

(2) To determine compliance with this act, the commissioner of insurance may order any insurer registered under K.S.A. 40-3305, and amendments thereto, to produce information not in the possession of the insurer, if the insurer can obtain access to such information pursuant to contractual relationships, statutory obligations or another method. In the event *that* the insurer cannot obtain the information requested by the commissioner of insurance, the insurer shall provide the commissioner of insurance a detailed explanation of the reason that the insurer cannot obtain the information and the identity of the holder of information. Whenever it appears to the commissioner of insurance that the detailed explanation is without merit,

the commissioner of insurance may require, after notice and hearing, the insurer to pay a penalty of not more than \$1,000 for each day's delay; or may suspend or revoke the license of the insurer.

(c) The commissioner of insurance may retain at the registered insurer's expense such attorneys, actuaries, accountants and other experts not otherwise a part of the staff of the commissioner of insurance as the commissioner of insurance shall determine to be reasonably necessary to assist in the conduct of the examination under subsection (a). Any persons so retained shall be under the direction and control of the commissioner of insurance and shall act in a purely advisory capacity.

(d) Each registered insurer producing examination records, books and papers pursuant to subsection (a) shall be liable for and shall pay the expense of such examination in accordance with K.S.A. 40-223 and ~~K.S.A. 40-253~~, and amendments thereto.

(e) The commissioner of insurance shall have the power to issue subpoenas, administer oaths and examine under oath any person for purposes of determining compliance with this section. Upon the failure or refusal of any person to obey a subpoena, the commissioner of insurance may petition a court of competent jurisdiction, and upon proper showing, the court may enter an order compelling the witness to appear and testify or produce documentary evidence. Failure to obey the court order shall be punishable as contempt of court. Every person subpoenaed shall be obliged to attend as a witness at the place specified in the subpoena, when subpoenaed, anywhere within the state. Such subpoenaed person shall be entitled to the same fees and mileage, if claimed, as a witness in K.S.A. 28-125, and amendments thereto. Fees, mileage and actual expense, if any, necessarily incurred in securing the attendance and testimony of witnesses shall be itemized, charged against and paid by the company being examined.

Sec. 23. K.S.A. 40-3308 is hereby amended to read as follows: 40-3308. (a) Documents, materials or other information obtained by or disclosed to the commissioner of insurance or any other person in the course of an examination or investigation made pursuant to K.S.A. 40-3307, and amendments thereto, and all information reported pursuant to K.S.A. 40-3304, 40-3305 and 40-3306, and amendments thereto, shall:

- (1) Be confidential and privileged;
- (2) not be subject to disclosure under the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto;
- (3) not be subject to subpoena; and
- (4) not be subject to discovery or admissible in evidence in any private civil action.

(b) (1) The commissioner of insurance shall not otherwise make the documents, materials or other information public without the prior writ-

ten consent of the insurer to which it pertains unless the commissioner of insurance, after giving the insurer and its affiliates who would be affected thereby notice and opportunity to be heard in accordance with the provisions of the Kansas administrative procedure act, determines that the interests of policyholders, shareholders or the public would be served by the publication thereof, in which event, the commissioner of insurance may publish all or any part thereof in such a manner as the commissioner of insurance may deem appropriate. In making such determination, the commissioner of insurance also shall take into consideration any potential adverse consequences of the disclosure thereof.

(2) *For purposes of the information reported and provided to the commissioner pursuant to K.S.A. 40-3304 through 40-3307, and amendments thereto, the commissioner shall maintain the confidentiality of the:*

(A) *Group capital calculation and group capital ratio produced within the calculation and any group capital information received from an insurance holding company supervised by the federal reserve board or any United States group-wide supervisor; and*

(B) *liquidity stress test results and supporting disclosures and any liquidity stress test information received from an insurance holding company supervised by the federal reserve board and non-United States group-wide supervisors.*

(c) Neither the commissioner of insurance nor any person who received documents, materials or other information while acting under the authority of the commissioner of insurance or with whom such documents, materials or other information are shared pursuant to this section shall be permitted or required to testify in any private civil action concerning any confidential documents, materials or information subject to subsection (a).

(d) In order to assist in the performance of the commissioner of insurance's duties, the commissioner of insurance:

(1) May share documents, materials or other information, including the confidential and privileged documents, materials or information subject to subsection (a), with other state, federal and international regulatory agencies, ~~with~~ the national association of insurance commissioners and its affiliates and subsidiaries, and ~~with~~ state, federal and international law enforcement authorities, including members of any supervisory college described in K.S.A. 40-3316, and amendments thereto, provided that the recipient agrees in writing to maintain the confidentiality and privileged status of the document, material or other information, and has verified in writing the legal authority to maintain confidentiality;

(2) notwithstanding the provisions of paragraph (1) ~~above~~, the commissioner of insurance may only share confidential and privileged documents, material or information reported pursuant to subsection (1) of

K.S.A. 40-3305, and amendments thereto, with the commissioner of insurance or corresponding official of any state having statutes or regulations substantially similar to subsections (a) ~~and~~, (b) *and* (c), and who has agreed in writing ~~not to~~ *not* disclose such information;

(3) may receive documents, materials or information, including otherwise confidential and privileged documents, materials or information from the national association of insurance commissioners, and its affiliates and subsidiaries, and from regulatory and law enforcement officials of other foreign or domestic jurisdictions, and shall maintain as confidential or privileged any document, material or information received with notice or the understanding that it is confidential or privileged under the laws of the jurisdiction that is the source of the document, material or information. Documents received pursuant to this section shall not be subject to disclosure pursuant to the open records act, K.S.A. 45-215 et seq., and amendments thereto; and

(4) shall enter into written agreements with the national association of insurance commissioners governing sharing and use of information provided pursuant to this act consistent with this subsection that shall:

(i) Specify procedures and protocols regarding the confidentiality and security of information shared with the national association of insurance commissioners and its affiliates and subsidiaries pursuant to this act, including procedures and protocols for sharing by the national association of insurance commissioners with other state, federal or international regulators;

(ii) specify that ownership of information shared with the national association of insurance commissioners and its affiliates and subsidiaries pursuant to this act remains with the commissioner of insurance; ~~and that the national association of insurance commissioners' NAIC's use of the information is subject to the direction of the commissioner of insurance;~~

(iii) *exclude documents, material or information reported pursuant to K.S.A. 40-3305, and amendments thereto, and prohibit the NAIC and its affiliates and subsidiaries from storing the information shared pursuant to the insurance holding company act in a permanent database after the underlying analysis is completed;*

(iv) require prompt notice to be given to an insurer and its affiliates whose confidential information in the possession of the ~~national association of insurance commissioners~~ NAIC, pursuant to this act, is subject to a request or subpoena to the ~~national association of insurance commissioners~~ NAIC for disclosure or production; ~~and~~

~~(iv)(v) require the national association of insurance commissioners NAIC and its affiliates and subsidiaries to consent to intervention by an insurer in any judicial or administrative action in which the national asso-~~

~~ciation of insurance commissioners NAIC and its affiliates and subsidiaries may be required to disclose confidential information about the insurer and its affiliates that are shared with the national association of insurance commissioners NAIC and its affiliates and subsidiaries pursuant to this the insurance holding company act; and~~

(vi) *for documents, material or information reporting pursuant to K.S.A. 40-3305, and amendments thereto, in the case of an agreement involving a third-party consultant, provide for notification of the identity of the consultant to the applicable insurers.*

(e) The sharing of information by the commissioner of insurance, pursuant to this act, shall not constitute a delegation of regulatory authority or ~~rule-making~~ *rulemaking* authority, and the commissioner of insurance is solely responsible for the administration, execution and enforcement of the provisions of this act.

(f) No waiver of any applicable privilege or claim of confidentiality in the documents, materials or information shall occur as a result of disclosure to the commissioner of insurance under this act or as a result of sharing as authorized in subsection (d).

(g) Documents, materials or other information in the possession or control of the national association of insurance commissioners shall be confidential by law and privileged, shall not be subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto, shall not be subject to subpoena, and shall not be subject to discovery or admissible in evidence in any private civil action.

(h) (1) *The group capital calculation and resulting group capital ratio required under K.S.A. 40-3305, and amendments thereto, and the liquidity stress test along with its results and supporting disclosures required under K.S.A. 40-3305, and amendments thereto, shall be deemed regulatory tools for assessing group risks and capital adequacy and group liquidity risks, respectively, and shall not be construed as a means to rank insurers or insurance holding company systems.*

(2) *Except as otherwise may be required under the provisions of the insurance holding company act, the making, publishing, disseminating, circulating, placing before the public or causing directly or indirectly to be made, published, disseminated, circulated or placed before the public in a newspaper, magazine or other publication, in the form of a notice, circular, pamphlet, letter or poster, broadcast by any radio or television station or by any electronic means of communication available to the public, or in any other way as an advertisement, announcement or statement containing a representation or statement with regard to the group capital calculation, group capital ratio, the liquidity stress test results, or supporting disclosures for the liquidity stress test of any insurer or any insurer group, or of any component derived in the calculation by any insurer,*

broker, or other person engaged in any manner in the insurance business could be misleading and is therefore prohibited.

(3) *If any materially false statement with respect to the group capital calculation, resulting group capital ratio, an inappropriate comparison of any amount to an insurer's or insurance group's group capital calculation or resulting group capital ratio, liquidity stress test result, supporting disclosures for the liquidity stress test or an inappropriate comparison of any amount to an insurer's or insurance group's liquidity stress test result or supporting disclosures is published in any written publication and the insurer is able to demonstrate to the commissioner with substantial proof the falsity or inappropriateness of such statement, then the insurer may publish announcements in a written publication if the sole purpose of the announcement is to rebut the materially false statement.*

(i) The provisions of this section shall not be subject to the provisions of K.S.A. 45-229, and amendments thereto.

Sec. 24. K.S.A. 2024 Supp. 40-4302 is hereby amended to read as follows: 40-4302. (a) Any captive insurance company, when permitted by its organizational documents, may apply to the commissioner for a certificate of authority to do any and all insurance comprised in K.S.A. 40-901 et seq., 40-1102(1)(a), (1)(c) through (1)(n), and amendments thereto, and to issue life, accident and health insurance policies ~~provided, except that:~~

(1) ~~No~~ a pure captive insurance company shall not insure any risks other than those of its parent and affiliated companies ~~and, upon prior approval of the commissioner, any controlled unaffiliated business up to 5% of total direct written premium or combination thereof;~~

(2) no association captive insurance company shall insure any risks other than those of its association and those of the member organizations of its association. No association captive insurance company shall expose itself to loss on any one risk or hazard in an amount exceeding 10% of its paid-up capital and surplus;

(3) no captive insurance company shall provide personal lines of insurance, ~~workers' compensation~~, employers' liability insurance coverage, long-term care coverage, critical care coverage, surety, title insurance, credit insurance or any component thereof, except that a technology-enabled fiduciary financial institution insurance company shall be permitted to provide contracts of suretyship and credit insurance in accordance with K.S.A. 2024 Supp. 40-4354, and amendments thereto;

(4) ~~no~~ a captive insurance company ~~shall accept or cede~~ may provide workers compensation insurance, insurance in the nature of workers compensation insurance and the reinsurance ~~except as provided in K.S.A. 40-4311, and amendments thereto~~ of such policies unless prohibited by federal law, the provisions of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any other state having jurisdiction over the transaction;

(5) *a captive insurance company may provide excess or stop-loss accident and health insurance unless prohibited by federal law or the laws of the state having jurisdiction over the transaction;*

(6) *any captive insurance company may provide workers compensation insurance, insurance in the nature of workers' compensation insurance and reinsurance of such policies unless prohibited by federal law, the laws of the state of Kansas or any other state having jurisdiction over the transaction;*

(7) no captive insurance company shall provide accident and health, life insurance or annuities on a direct basis;

~~(6)~~(8) no captive insurance company authorized as a life insurance company shall transact business other than life insurance; and

~~(7)~~(9) no captive insurance company authorized to transact business under article 9 or 11 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, shall engage in the business of life insurance.

(b) No captive insurance company organized under the laws of this state shall do any insurance business in this state unless *such captive insurance company*:

(1) ~~It~~First obtains from the commissioner a certificate of authority authorizing it to do insurance business in this state;

(2) *has* its board of directors, members, partners, managers, committee of managers or other governing body ~~holds~~ *hold* at least one meeting each year in this state;

(3) ~~it~~maintains its principal place of business in this state; and

(4) ~~it~~authorizes the commissioner to accept service of process on its behalf in accordance with K.S.A. 40-218, and amendments thereto.

(c) Before receiving a certificate of authority, an applicant captive insurance company shall file with the commissioner:

(1) A copy of the applicant captive insurance company's organizational documents; and

(2) a plan of operation or a feasibility study describing the anticipated activities and results of the applicant captive insurance company that shall include:

(A) The company's loss prevention program of its parent and insureds, as applicable;

(B) historical and expected loss experience of the risks to be insured or reinsured by the applicant captive insurance company;

(C) pro forma financial statements and projections of the proposed business operations of the applicant captive insurance company;

(D) an analysis of the adequacy of the applicant captive insurance company's proposed premiums, assets and capital and surplus levels relative to the risks to be insured or reinsured by the captive insurance company;

(E) a statement of the applicant captive insurance company's net retained limited liability on any contract of insurance or reinsurance—~~that~~ *such insurance company* intends to issue and the nature of any reinsurance it intends to cede;

(F) a statement certifying that the applicant captive insurance company's investment policy is in compliance with this act and specifying the type of investments to be made;

(G) a statement identifying the geographic areas in which the applicant captive insurance company intends to operate;

(H) a statement identifying the persons or organizations that will perform the applicant captive insurance company's major operational functions, including management, underwriting, accounting, asset investment, claims adjusting and loss control and the adequacy of the expertise, experience and character of such persons or organizations; and

(I) whenever required by the commissioner, an appropriate opinion by a qualified independent actuary regarding the adequacy of the applicant captive insurance company's proposed capital, surplus and premium levels;

(3) a description of the coverages, deductibles, coverage limits, rates and forms, together with any additional information that the commissioner may require;

(4) such other items deemed *to be* relevant by the commissioner in ascertaining whether the proposed captive insurance company will be able to meet its obligations; and

(5) any modification or change in the items required under this subsection that shall require the prior approval of the commissioner.

(d) Notwithstanding any other provision of this act, the commissioner may issue a provisional certificate of authority to any applicant captive insurance company if the commissioner deems that the public interest will be served by the issuance of such a provisional certificate.

(1) As a condition precedent to the issuance of a provisional certificate of authority under this subsection, the applicant shall have filed a complete application containing all information required in subsection (c) and paid all necessary fees. The commissioner shall have made a preliminary finding that the expertise, experience and character of the person who shall control and manage the applicant captive are acceptable.

(2) The commissioner may by order limit the authority of any provisional certificate holder in any way deemed to be necessary in order to protect insureds and the public. The commissioner may revoke a provisional certificate holder if the interests of the insureds or the public are endangered. If the applicant fails to complete the regular application for a certificate of authority, the provisional certificate of authority shall terminate by operation of law.

(3) *The commissioner may enact all rules and regulations necessary to implement a program for the issuance of provisional certificates of authority.*

~~(d)~~(e) Each captive insurance company ~~not in existence on January 1, 2018,~~ shall pay to the commissioner a nonrefundable fee of ~~\$10,000 up to \$2,500~~ for examining, investigating and processing its application for a certificate of authority. The commissioner is authorized to retain legal, financial, actuarial, analysis and examination services from outside the department, the reasonable costs of which shall be charged against the applicant. In addition, it shall pay a renewal fee of ~~\$2,500~~ for each year thereafter of ~~\$10,000~~.

~~(e)~~(f) Each captive insurance company ~~already in existence on January 1, 2018,~~ shall pay an annual renewal fee of \$110 until January 1, 2028, after which date, the provisions of subsection ~~(d)~~ (e) shall apply.

~~(f)~~(g) If the commissioner is satisfied that the documents and statements that such captive insurance company has filed comply with the provisions of this act, the commissioner may grant a certificate of authority authorizing a:

(1) Captive insurance company other than a technology-enabled fiduciary financial institution to do insurance business in this state until March 1 thereafter, which certificate of authority may be renewed; and

(2) technology-enabled fiduciary financial institution insurance company to do insurance business in this state until the later of March 1 thereafter or the maturity date of the last payment-in-kind asset held by such technology-enabled fiduciary financial institution insurance company pursuant to this act.

~~(g)~~(h) Information submitted under this section shall be and remain confidential, and shall not be made public by the commissioner or any employee or agent of the commissioner without the written consent of the company, except that:

(1) Such information may be discoverable by a party in a civil action or contested case to which the captive insurance company that submitted such information is a party, upon a showing by the party seeking to discover such information that:

(A) The information sought is relevant to and necessary for the furtherance of such action or case;

(B) the information sought is unavailable from other ~~non-confidential~~ *nonconfidential* sources;

(C) a subpoena issued by a judicial or administrative officer or competent jurisdiction has been submitted to the commissioner; and

(D) the privacy of a qualified policyholder shall be protected in any court proceeding concerning such qualified policyholder if the technology-enabled fiduciary financial institution insurance company so

petitions the court. Upon the filing of such petition, any information, including, but not limited to, an instrument, inventory, statement or verified report produced by the technology-enabled fiduciary financial institution insurance company regarding a policy issued to a qualified policyholder or payment-in-kind assets held by the technology-enabled fiduciary financial institution insurance company to satisfy claims of such qualified policyholder, all payment-in-kind policies, all petitions relevant to such information and all court orders thereon, shall be sealed upon filing and shall not be made a part of the public record of the proceeding, except that such petition shall be available to the court, the commissioner, the technology-enabled fiduciary financial institution insurance company, their attorneys and to such other interested persons as the court may order upon a showing of good cause;

(2) the commissioner may disclose such information to a public officer having jurisdiction over the regulation of insurance in another state, provided that:

(A) Such public official shall agree in writing to maintain the confidentiality of such information; and

(B) the laws of the state in which such public official serves requires such information to be and to remain confidential;

(3) access may also be granted to the national association of insurance commissioners and its affiliates, and the international association of supervisors and its affiliates. Such parties must agree in writing prior to receiving the information to provide to it the same confidential treatment as required by this section, unless the company gives prior written consent; and

(4) the privacy of those who have established an affiliated fidfin trust or alternative asset custody account shall be protected in any court proceeding concerning such trust or custody account if the acting trustee, custodian, trustor or any beneficiary so petition the court. Upon the filing of such a petition, the instrument, inventory, statement filed by any trustee or custodian, annual verified report of the trustee or custodian and all petitions relevant to trust administration and all court orders thereon shall be sealed upon filing and shall not be made a part of the public record of the proceeding, except that such petition shall be available to the court, the trustor, the trustee, the custodian, any beneficiary, their attorneys and to such other interested persons as the court may order upon a showing of good cause.

Sec. 25. K.S.A. 40-4304 is hereby amended to read as follows: 40-4304. (a) No captive insurance company shall be issued a certificate of authority unless ~~it~~ *such company* shall possess and thereafter maintain unimpaired paid-in capital and surplus of *not less than*:

(1) ~~In the case of a pure captive insurance company, not less than \$250,000, in the case of a pure captive insurance company; and~~

(2) ~~in the case of an association captive insurance company incorporated as a stock insurer, not less than \$500,000, in the case of an association captive insurance company incorporated as a stock insurer; and~~

(3) ~~\$100,000, in the case of a protected cell captive insurance company.~~

(b) Such capital may be in the form of cash or, upon approval of the commissioner, an irrevocable letter of credit issued by a bank chartered by the state of Kansas or the United States comptroller of currency, domiciled in Kansas, and approved by the commissioner.

(c) In connection with the issuance of a certificate of authority, the commissioner may prescribe additional minimum capital and surplus based upon the type, volume and nature of the insurance business transacted.

(d) Loans of minimum capital and surplus funds shall be prohibited. Notwithstanding the foregoing, the minimum capital and surplus funds may be received by the issuance of a surplus note as approved by the commissioner.

(e) No pure captive insurance company shall make a loan or an investment in its parent company or affiliates without prior written approval of the commissioner, and any such loan or investment shall be evidenced by documentation approved by the commissioner.

Sec. 26. K.S.A. 2024 Supp. 40-4308 is hereby amended to read as follows: 40-4308. (a) Whenever the commissioner deems necessary, but at least once every ~~three~~ *five* years, the commissioner may make, or direct to be made, a financial examination of any captive insurance company in the process of organization or applying for admission or doing business in Kansas. The commissioner may engage in continuous analysis for the preparation of the examination. In addition, at the commissioner's discretion, the commissioner may make, or direct to be made, a market regulation examination of any insurance company doing business in Kansas.

(b) In scheduling and determining the nature, scope and frequency of examinations of financial condition, the commissioner shall consider such matters as the results of financial statement analyses and ratios, changes in management or ownership, actuarial opinions, reports of independent certified public accountants and other criteria as set forth in the examiner's handbook adopted by the national association of insurance commissioners in effect when the commissioner exercises discretion under this subsection.

(c) The commissioner shall have free access to the books and papers of any such company that relate to its business and to the books and papers kept by any of its agents and may examine under oath, which the commissioner shall be empowered to administer, the directors, officers, agents or employees of any such company in relation to its affairs, transactions and condition.

(d) For the purpose of such analysis, the commissioner may require reports and other documents be filed with the commissioner.

(e) The commissioner may also examine or investigate any person, or the business of any person, insofar as such examination or investigation is, in the sole discretion of the commissioner, necessary or material to the examination of the company, but such examination or investigation shall not infringe upon or extend to any communications or information accorded privileged or confidential status under any other laws of this state.

(f) Upon determining that an examination should be conducted, the commissioner or the commissioner's designee shall appoint one or more examiners to perform the examination and instruct such examiners as to the scope of the examination. The commissioner may also employ such other guidelines or procedures as the commissioner may deem appropriate.

(g) When making an examination under this act, the commissioner may retain attorneys, appraisers, independent actuaries, independent certified public accountants or other professionals and specialists as examiners, the reasonable cost of which shall be paid by the company that is the subject of the examination.

(h) (1) Not later than 30 days following completion of the examination or at such earlier time as the commissioner shall prescribe, the examiner in charge shall file with the department a verified written report of examination under oath. Not later than 30 days following receipt of the verified report, the department shall transmit the report to the company examined, together with a notice that shall afford such company examined a reasonable opportunity of not more than 30 days to make a written submission or rebuttal with respect to any matters contained in the examination report.

(2) Within 30 days of the end of the period allowed for the receipt of written submissions or rebuttals, the commissioner shall fully consider and review the report, together with any written submissions or rebuttals and any relevant portions of the examiners' workpapers, and enter an order:

(A) Adopting the examination report as filed or with modification or corrections. If the examination report reveals that the company is operating in violation of any law, rule and regulation or prior order of the commissioner, the commissioner may order the company to take any action the commissioner considers necessary and appropriate to cure such violations;

(B) rejecting the examination report with directions to the examiners to reopen the examination for purposes of obtaining additional data, documentation or information; or

(C) call for and conduct a fact-finding hearing in accordance with K.S.A. 40-281, and amendments thereto, for purposes of obtaining additional documentation, data, information and testimony.

(3) All orders entered as a result of revelations contained in the final examination report shall be accompanied by findings and conclusions resulting from the commissioner's consideration and review of the examination report, relevant examiner work papers and any written submissions or rebuttals. Within 30 days of the issuance of the adopted report, the company shall file affidavits executed by each of its directors stating under oath that they have received a copy of the adopted report and related orders.

(4) Upon the adoption of the examination report of an association captive insurance company, the commissioner shall hold the content of the examination report as private and confidential as to the pure captive insurance company. Nothing contained in this act shall be construed to limit the commissioner's authority to use and, if appropriate, to make public any final or preliminary examination report in the furtherance of any legal or regulatory action that the commissioner may, in the commissioner's discretion, deem appropriate.

(i) Nothing contained in this act shall be construed to limit the commissioner's authority to terminate or suspend any examination in order to pursue other legal or regulatory action pursuant to the insurance laws of this state.

(j) All examination reports, preliminary examination reports or results, working papers, recorded information, documents and copies thereof produced by, obtained by or disclosed to the commissioner or any other person in the course of an examination made under this section are confidential and are not subject to subpoena and may not be made public by the commissioner or an employee or agent of the commissioner without the written consent of the company, except to the extent provided in this subsection. Nothing in this subsection shall prevent the commissioner from using such information in furtherance of the commissioner's regulatory authority under this act. The commissioner may grant access to such information to public officers having jurisdiction over the regulation of insurance in any other state or country or to law enforcement officers of Kansas or any other state or agency of the federal government at any time. Access may also be granted to the national association of insurance commissioners and its affiliates and the international association of insurance supervisors and its affiliates. Persons receiving such information must agree in writing prior to receiving the information to provide to it the same confidential treatment as required by this section, unless the prior written consent of the company to which it pertains has been obtained.

(k) The commissioner may receive documents, materials or information, including otherwise confidential and privileged documents, materials or information, from the national association of insurance commissioners, and its affiliates and subsidiaries, and from regulatory and law enforcement officials of other foreign or domestic jurisdictions and shall

maintain as confidential or privileged any document, material or information received with notice or the understanding that it is confidential or privileged under the laws of the jurisdiction that is the source of the document, material or information. Documents received pursuant to this section shall not be subject to disclosure pursuant to the open records act, K.S.A. 45-215 et seq., and amendments thereto.

Sec. 27. K.S.A. 40-4312 is hereby amended to read as follows: 40-4312. No captive insurance company shall be required to join a rating organization *or a policy form organization*.

Sec. 28. K.S.A. 40-4314 is hereby amended to read as follows: 40-4314. (a) Each captive insurance company shall, at the time it files the report required by K.S.A. 40-4307, and amendments thereto, pay a tax on all premiums received on risks located in this state.

(b) Each captive insurance company shall pay the commissioner a tax at the rate of $\frac{2}{10}$ of 1% on each dollar of direct premiums collected or contracted for, during the year ending December 31 next preceding, on policies or contracts of insurance written by the captive insurance company, after deducting from the direct premiums subject to the tax amounts paid to policyholders as return premiums with respect to such preceding year only, which amounts shall include only dividends or distributions of unabsorbed premiums or premium deposits returned or credited to policyholders, up to a maximum tax for such year of \$500,000, except that no tax shall be due or payable as a consideration received for annuity contracts.

(c) Each captive insurance company shall pay to the commissioner no later than March 1 of each year a tax at the rate of $\frac{1}{10}$ of 1% on each dollar assumed reinsurance premiums collected or contracted for, during the year end December 31 next preceding, on policies or contracts of insurance written by the captive insurance company, up to a maximum tax for such year of \$300,000. However, no such tax applies to premiums for risks or portion of risks that are subject to taxation on a direct basis pursuant to subsection (b), and no such tax shall be payable in connection with the receipt of assets in exchange for the assumption of loss reserves and other liabilities of another insurer under common ownership and control if such transaction is part of a plan to discontinue the operations of such other insurer and if the intent of the company by the state or any county, city or municipality within Kansas, except ad valorem taxes on real and personal property used in the production of income.

(d)(1) *A company redomesticating under section 11, and amendments thereto, shall only be liable for taxes due pursuant to subsections (b) and (c) on premiums paid to the company after redomestication.*

(2) *A company redomesticating under this section after July 1 of any year shall only be subject to $\frac{1}{2}$ of the minimum premium tax specified in subsections (b) and (c).*

(3) *A foreign or alien company redomesticating pursuant to section 11, and amendments thereto, shall report all premium taxes due pursuant to subsections (b) and (c) but may, in either its first or its second year of operations, but not both, after redomesticating into this state, elect to forego the payment of premium taxes. A company making such an election that surrenders its certificate of authority or redomesticates to another jurisdiction within five years of redomestication into this state shall immediately pay a tax in an amount equal to the foregone premium tax plus 10% per annum from the date of the foregone premium.*

(e) The tax provided in this section shall be calculated on an annual basis, notwithstanding that policies or contracts of insurance or contracts of reinsurance are issued on a multi-year basis. In the case of multi-year policies or contracts, the premium shall be prorated for purposes of determining the tax under this section.

(f) *The tax provided for in this section shall constitute all taxes collectible under the laws of the state of Kansas from any captive insurance company, and no other occupation tax or any other tax shall be levied or collected from any captive insurance company by the state or any political subdivision thereof.*

Sec. 29. K.S.A. 40-4602 is hereby amended to read as follows: 40-4602. As used in this act:

(a) “Emergency medical condition” means the sudden and, at the time, unexpected onset of a health condition that requires immediate medical attention, where failure to provide medical attention would result in serious impairment to bodily functions or serious dysfunction of a bodily organ or part, or would place the person’s health in serious jeopardy.

(b) “Emergency services” means ambulance services and ~~health care~~ *healthcare* items and services furnished or required to evaluate and treat an emergency medical condition, as directed or ordered by a physician.

(c) “Health benefit plan” means any hospital or medical expense policy, health, hospital or medical service corporation contract, a plan provided by a municipal group-funded pool, a policy or agreement entered into by a health insurer or a health maintenance organization contract offered by an employer or any certificate issued under any such policies, contracts or plans. “Health benefit plan” does not include policies or certificates covering only accident, credit, dental, disability income, long-term care, hospital indemnity, medicare supplement, specified disease, vision care, coverage issued as a supplement to liability insurance, insurance arising out of a workers compensation or similar law, automobile medical-payment insurance, *a self-funded health plan established or maintained for its employees by the state or a subdivision of the state, a school district, any public authority or by a county or city government or any political subdivision, agency or instrumentality thereof, a self-funded health plan*

established or maintained for its employees by a church or by a convention or association of churches that is exempt from tax under section 501 of the internal revenue code or insurance under which benefits are payable with or without regard to fault and which that is statutorily required to be contained in any liability insurance policy or equivalent self-insurance.

(d) “Health insurer” means any insurance company, nonprofit medical and hospital service corporation, municipal group-funded pool, fraternal benefit society, health maintenance organization, or any other entity ~~which~~ *that* offers a health benefit plan subject to the Kansas Statutes Annotated.

(e) “Insured” means a person who is covered by a health benefit plan.

(f) “Participating provider” means a provider who, under a contract with the health insurer or with its contractor or subcontractor, has agreed to provide one or more ~~health-care~~ *healthcare* services to insureds with an expectation of receiving payment, other than coinsurance, copayments or deductibles, directly or indirectly from the health insurer.

(g) “Provider” means a physician, hospital or other person ~~which that~~ *is* licensed, accredited or certified to perform specified ~~health-care~~ *healthcare* services.

(h) “Provider network” means those participating providers who have entered into a contract or agreement with a health insurer to provide items or ~~health-care~~ *healthcare* services to individuals covered by a health benefit plan offered by such health insurer.

(i) “Physician” means a person licensed by the state board of healing arts to practice medicine and surgery.

Sec. 30. K.S.A. 2024 Supp. 40-4909 is hereby amended to read as follows: 40-4909. (a) The commissioner may deny, suspend, revoke or refuse renewal of any license issued under this act if the commissioner finds that the applicant or license holder has:

(1) Provided incorrect, misleading, incomplete or untrue information in the license application.

(2) Violated:

(A) Any provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any rules and regulations promulgated thereunder;

(B) any subpoena or order of the commissioner;

(C) any insurance law or regulation of another state; or

(D) any subpoena or order issued by the regulatory official for insurance in another state.

(3) Obtained or attempted to obtain a license under this act through misrepresentation or fraud.

(4) Improperly withheld, misappropriated or converted any moneys or properties received in the course of doing insurance business.

(5) Intentionally misrepresented the provisions, terms and conditions of an actual or proposed insurance contract or application for insurance.

- (6) Been convicted of a misdemeanor or felony.
 - (7) Admitted to or been found to have committed any insurance unfair trade practice or fraud in violation of K.S.A. 40-2404, and amendments thereto.
 - (8) Used any fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.
 - (9) Had an insurance agent license, *public adjuster license*, *securities registration*, or ~~its~~ *their* equivalent, denied, suspended or revoked in any state, district or territory.
 - (10) Forged another person's name to an application for insurance or to any document related to an insurance transaction.
 - (11) Improperly used notes or any other reference material to complete an examination for an insurance license issued under this act.
 - (12) Knowingly accepted insurance business from an individual who is not licensed.
 - (13) Failed to comply with any administrative or court order imposing a child support obligation upon the applicant or license holder.
 - (14) Failed to pay any state income tax or comply with any administrative or court order directing payment of state income tax.
 - (15) Except as otherwise permitted by law, rebated the whole or any part of any insurance premium or offered in connection with the presentation of any contract of insurance any other inducement not contained in the contract of insurance.
 - (16) Made any misleading representation or incomplete comparison of policies to any person for the purposes of inducing or tending to induce such person to lapse, forfeit or surrender such person's insurance then in force.
 - (17) Failed to respond to an inquiry from the commissioner within 15 business days.
- (b) In addition, the commissioner may deny, suspend, revoke or refuse renewal of any license issued under this act if the commissioner finds that the interests of the insurer or the insurable interests of the public are not properly served under such license.
- (c) (1) When considering whether to deny, suspend, revoke or refuse to renew the application of an individual who has been convicted of a misdemeanor or felony, the commissioner shall consider the:
- (A) Applicant's age at the time of the conduct;
 - (B) recency of the conduct;
 - (C) reliability of the information concerning the conduct;
 - (D) seriousness of the conduct;
 - (E) factors underlying the conduct;
 - (F) cumulative effect of the conduct or information;

- (G) evidence of rehabilitation;
 - (H) applicant's social contributions since the conduct;
 - (I) applicant's candor in the application process; and
 - (J) materiality of any omissions or misrepresentations.
- (2) In determining whether to reinstate or grant to an applicant a license that has been revoked, the commissioner shall consider the:
- (A) Present moral fitness of the applicant;
 - (B) demonstrated consciousness by the applicant of the wrongful conduct and disrepute that the conduct has brought to the insurance profession;
 - (C) extent of the applicant's rehabilitation;
 - (D) seriousness of the original conduct;
 - (E) applicant's conduct subsequent to discipline;
 - (F) amount of time that has elapsed since the original discipline;
 - (G) applicant's character, maturity and experience at the time of revocation; and
 - (H) applicant's present competence and skills in the insurance industry.
- (d) Any action taken under this section that affects any license or imposes any administrative penalty shall be taken only after notice and an opportunity for a hearing conducted in accordance with the provisions of the Kansas administrative procedure act.
- (e) The license of any business entity may be suspended, revoked or refused renewal if the insurance commissioner finds that any violation committed by an individual licensee employed by or acting on behalf of such business entity was known by or should have been known by one or more of the partners, officers or managers acting on behalf of the business entity and:
- (1) Such violation was not reported to the insurance commissioner by such business entity; or
 - (2) such business entity failed to take any corrective action.
- (f) None of the following actions shall deprive the commissioner of any jurisdiction or right to institute or proceed with any disciplinary proceeding against such license, to render a decision suspending, revoking or refusing to renew such license, or to establish and make a record of the facts of any violation of law for any lawful purpose:
- (1) The imposition of an administrative penalty under this section;
 - (2) the lapse or suspension of any license issued under this act by operation of law;
 - (3) the licensee's failure to renew any license issued under this act; or
 - (4) the licensee's voluntary surrender of any license issued under this act. No such disciplinary proceeding shall be instituted against any licensee after the expiration of two years from the termination of the license.
- (g) Whenever the commissioner imposes any administrative penalty or denies, suspends, revokes or refuses renewal of any license pursuant

to subsection (a), any costs incurred as a result of conducting an administrative hearing authorized under the provisions of this section shall be assessed against the person who is the subject of the hearing or any business entity represented by such person who is the party to the matters giving rise to the hearing. As used in this subsection, “costs” ~~shall include~~ *includes* witness fees, mileage allowances, any costs associated with the reproduction of documents that become a part of the hearing record and the expense of making a record of the hearing.

(h) No person whose license as an agent or broker had been suspended or revoked shall be employed by any insurance company doing business in this state either directly, indirectly, as an independent contractor or otherwise to negotiate or effect contracts of insurance, suretyship or indemnity or perform any act toward the solicitation ~~of~~ or transaction of any business of insurance during the period of such suspension or revocation.

(i) In lieu of taking any action under subsection (a), the commissioner may:

(1) Censure the person; or

(2) issue an order imposing an administrative penalty up to a maximum of \$500 for each violation but not to exceed \$2,500 for the same violation occurring within any six consecutive calendar months from the date of the original violation unless such person knew or should have known that the violative act could give rise to disciplinary action under subsection (a). If such person knew or reasonably should have known the violative act could give rise to any disciplinary proceeding authorized by subsection (a), the commissioner may impose a penalty up to a maximum of \$1,000 for each violation but not to exceed \$5,000 for the same violation occurring within any six consecutive calendar months from the date of the imposition of the original administrative penalty.

(j) (1) An applicant to whom a license has been denied after a hearing shall not apply *again* for a license ~~again~~ until after the expiration of a period of one year from the date of the commissioner’s order.

(2) A licensee whose license was revoked shall not apply *again* for a license ~~again~~ until after the expiration of a period of two years from the date of the commissioner’s order.

Sec. 31. K.S.A. 40-5510 is hereby amended to read as follows: 40-5510. (a) The commissioner may suspend, revoke or refuse to issue or renew a public adjuster’s license for any of the following causes:

(1) Providing incorrect, misleading, incomplete or materially untrue information in the license application;

(2) violating:

(A) Any provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any rule and regulation promulgated thereunder;

(B) any subpoena or order of the commissioner;

- (C) any insurance law or regulation of another state; or
- (D) any subpoena or order issued by the regulatory official for insurance in another state;
- (3) obtaining or attempting to obtain a license through misrepresentation or fraud;
- (4) misappropriating, converting or improperly withholding any monies or properties received in the course of doing insurance business;
- (5) intentionally misrepresenting the terms of an actual or proposed insurance contract or application for insurance;
- (6) having been convicted of a misdemeanor or felony;
- (7) having admitted or committed any insurance unfair trade practice or insurance fraud;
- (8) using fraudulent, coercive or dishonest practices or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere;
- (9) having an insurance license, *public adjuster license*, *securities registration* or ~~its~~ *their* equivalent, denied, suspended or revoked in any other state, province, district or territory;
- (10) forging another's name to an application for insurance or to any document related to an insurance transaction;
- (11) cheating, including improperly using notes or any other reference material, to complete an examination for an insurance license;
- (12) knowingly accepting insurance business from an individual who is not licensed but who is required to be licensed by the commissioner;
- (13) failing to comply with an administrative or court order imposing a child support obligation upon the applicant or license holder; ~~or~~
- (14) failing to pay state income tax or comply with any administrative or court order directing payment of state income tax; *or*
- (15) *failing to respond to an inquiry from the commissioner within 15 business days.*

(b) In addition, the commissioner may deny, suspend, revoke or refuse renewal of a public adjuster's license if the commissioner finds that the interests of the public are not properly served under such license. Any action taken under this section which affects any license or imposes any administrative penalty shall be taken only after notice and an opportunity for a hearing conducted in accordance with the Kansas administrative procedure act.

- (c) In lieu of any action under subsection (a), the commissioner may:
 - (1) Censure the individual; or
 - (2) issue an order imposing an administrative penalty up to a maximum of \$500 for each violation, but not to exceed \$2,500 for the same violation occurring within any six consecutive calendar months from the date of the original violation, unless such person knew or should have

known that the violative act could give rise to disciplinary action under subsection (a). If such person knew or reasonably should have known the violative act could give rise to any disciplinary proceeding authorized by subsection (a), the commissioner may impose a penalty up to a maximum of \$1,000 for each violation, but not to exceed \$5,000 for the same violation occurring within any six consecutive calendar months from the date of the original violation.

(d) (1) *When considering whether to deny, suspend, revoke or refuse to renew the application of an individual who has been convicted of a misdemeanor or felony, the commissioner shall consider the:*

- (A) *Applicant's age at the time of the conduct;*
- (B) *recency of the conduct;*
- (C) *reliability of the information concerning the conduct;*
- (D) *seriousness of the conduct;*
- (E) *factors underlying the conduct;*
- (F) *cumulative effect of the conduct or the information;*
- (G) *evidence of rehabilitation;*
- (H) *applicant's social contributions since the conduct;*
- (I) *applicant's candor in the application process; and*
- (J) *materiality of any omissions or misrepresentations.*

(2) *In determining whether to reinstate or grant to an applicant a license that has been revoked, the commissioner shall consider the:*

- (A) *Present moral fitness of the applicant;*
- (B) *demonstrated consciousness by the applicant of the wrongful conduct and disrepute that the conduct has brought to the insurance profession;*
- (C) *extent of the applicant's rehabilitation;*
- (D) *seriousness of the original conduct;*
- (E) *applicant's conduct subsequent to discipline;*
- (F) *amount of time that has elapsed since the original discipline;*
- (G) *applicant's character, maturity and experience at the time of revocation; and*
- (H) *applicant's present competence and skills in the insurance industry.*

(e) *Any action taken under this section that affects any license or imposes any administrative penalty shall be taken only after notice and an opportunity for a hearing conducted in accordance with the provisions of the Kansas administrative procedure act.*

~~(d)~~(f) The commissioner shall remit all such fines collected under subsection (c) to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(g) *Whenever the commissioner imposes any administrative penalty or denies, suspends, revokes or refuses renewal of any license pursuant to*

subsection (a), any costs incurred as a result of conducting an administrative hearing authorized under the provisions of this section shall be assessed against the person who is the subject of the hearing or any business entity represented by such person who is the party to the matters giving rise to the hearing. As used in this subsection, “costs” includes witness fees, mileage allowances, any costs associated with the reproduction of documents that become a part of the hearing record and the expense of making a record of the hearing.

(h) No person whose license as a public adjuster had been suspended or revoked shall be employed by any insurance company doing business in this state either directly, indirectly, as an independent contractor or otherwise to negotiate or effect contracts of insurance, suretyship or indemnity or perform any act toward the solicitation or transaction of any business of insurance during the period of such suspension or revocation.

(e)(i) The commissioner shall retain the authority to enforce the provisions of and impose any penalty or remedy authorized by this act against any individual who is under investigation for or charged with a violation of this act, even if the individual’s license or registration has been surrendered or has lapsed by operation of law.

(j) (1) An applicant to whom a license has been denied after a hearing shall not apply again for a license until after the expiration of a period of one year from the date of the commissioner’s order.

(2) A licensee whose license was revoked shall not apply again for a license until after the expiration of a period of two years from the date of the commissioner’s order.

Sec. 32. K.S.A. 40-112, 40-202, 40-252, 40-2d01, 40-3302, 40-3305, 40-3306, 40-3307, 40-3308, 40-4304, 40-4312, 40-4314, 40-4602 and 40-5510 and K.S.A. 2024 Supp. 40-2,239, 40-2c01, 40-4302, 40-4308 and 40-4909 are hereby repealed.

Sec. 33. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 8, 2025.

CHAPTER 100

Senate Substitute for HOUSE BILL No. 2054

AN ACT concerning elections; relating to campaign contribution limits; increasing the limits on certain campaign contributions; amending K.S.A. 25-4153 and repealing the existing section.

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

Section 1. K.S.A. 25-4153 is hereby amended to read as follows: 25-4153. (a) The aggregate amount contributed to a candidate and such candidate's candidate committee and to all party committees and political committees and dedicated to such candidate's campaign, by any political committee or any person except a party committee, the candidate or the candidate's spouse, shall not exceed the following:

(1) For the pair of offices of governor and lieutenant governor or for other state officers elected from the state as a whole, ~~-\$2,000~~ \$4,000 for each primary election~~-, or in lieu thereof, a caucus or convention of a political party~~, and an equal amount for each general election.

(2) For the office of member of the house of representatives, district judge, district magistrate judge, district attorney or a candidate for local office *whose jurisdiction has a population that is fewer than 50,000*, ~~-\$500~~ \$1,000 for each primary election~~-, or in lieu thereof, a caucus or convention of a political party~~, and an equal amount for each general election.

(3) For the office of state senator~~-or~~, member of the state board of education or a candidate for local office *whose jurisdiction has a population that is 50,000 or more*, ~~-\$1,000~~ \$2,000 for each primary election~~-, or in lieu thereof, a caucus or convention of a political party~~, and an equal amount for each general election.

(b) For the purposes of this section, the face value of a loan at the end of the period of time allocable to the primary or general election is the amount subject to the limitations of this section. A loan in excess of the limits herein provided may be made during the allocable period if such loan is reduced to the permissible level, when combined with all other contributions from the person making such loan, at the end of such allocable period.

(c) For the purposes of this section, all contributions made by unemancipated children under 18 years of age shall be considered to be contributions made by the parent or parents of such children. The total amount of such contribution shall be attributed to a single custodial parent and 50% of such contribution to each of two parents.

(d) ~~The aggregate amount contributed to a state party committee by a person other than a national party committee or a political committee shall not exceed \$15,000 in each calendar year; and the aggregate amount~~

contributed to any other party committee by a person other than a national party committee or a political committee shall not exceed \$5,000 in each calendar year.

~~The aggregate amount contributed by a national party committee to a state party committee shall not exceed \$25,000 in any calendar year, and the aggregate amount contributed to any other party committee by a national party committee shall not exceed \$10,000 in any calendar year.~~

~~The aggregate amount contributed to a party committee by a political committee shall not exceed \$5,000 in any calendar year.~~

(e)—(1) *The aggregate amount contributed to a party committee, as defined in K.S.A. 25-4143(j)(1), (4) or (5), and amendments thereto, by a person other than a party committee shall not exceed \$35,000 in each calendar year.*

(2) *The aggregate amount contributed by a national party committee to a party committee, as defined in K.S.A. 25-4143(j)(1), (4) or (5), and amendments thereto, shall not exceed \$35,000 in any calendar year.*

(3) *The aggregate amount contributed to any party committee, as defined in K.S.A. 25-4143(j)(2) or (6), and amendments thereto, by a person other than a party committee shall not exceed \$10,000 in each calendar year.*

(4) *The aggregate amount contributed by a national party committee to any party committee, as defined in K.S.A. 25-4143(j)(2) or (6), and amendments thereto, shall not exceed \$10,000 in any calendar year.*

(e) *The amount contributed by each individual party committee of the same political party, other than a national party committee, to any candidate for office for any primary election at which two or more candidates are seeking the nomination of such party shall not exceed the following:*

(1) *For the pair of offices of governor and lieutenant governor and for each of the other state officers elected from the state as a whole, \$4,000 for each primary election, or in lieu thereof, a caucus or convention of a political party.*

(2) *For the office of member of the house of representatives, district judge, district magistrate judge, district attorney or a candidate for local office whose jurisdiction has a population that is fewer than 50,000, \$1,000 for each primary election, or in lieu thereof, a caucus or convention of a political party.*

(3) *For the office of state senator, member of the state board of education or a candidate for local office whose jurisdiction has a population that is 50,000 or more, \$2,000 for each primary election, or in lieu thereof, a caucus or convention of a political party.*

(f) *No expenditures made by a party committee in support of a candidate, with or without such candidate's cooperation or consent, shall constitute a contribution.*

(g) *No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States that in the aggregate exceeds \$200 for any one primary or general election. No candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States that in the aggregate exceeds \$200 from any one person for any one primary or general election.*

(h) (1) *If a candidate or a candidate's candidate committee receives contributions prior to the date of the primary election and such contributions are designated for use in connection with the general election, such candidate or such committee shall use an acceptable accounting method to distinguish between contributions received for the primary election and contributions received for the general election. Acceptable accounting methods include, but are not limited to:*

(A) *The designation of separate accounts for each election; or*

(B) *the establishment of separate books and records for each election.*

(2) *Under any acceptable accounting method, the authorized records of a candidate or candidate committee shall demonstrate that, prior to the primary election, the recorded amount of cash on hand was at all times equal to or in excess of an amount equal to the sum of the contributions received and designated for use in connection with the general election less the sum of disbursements made for the general election.*

(i) *For purposes of this section, "jurisdiction" means:*

(1) *The city, county or school district if the candidate is seeking election to a local office that is elected at large in such city, county or school district; and*

(2) *the electoral district if the candidate is seeking election as a member of a governing body that has member districts.*

(j) *Any political funds ~~which~~ that have been collected and were not subject to the reporting requirements of this act shall be deemed a person subject to these contribution limitations.*

~~(f)~~(k) *Any political funds ~~which~~ that have been collected and were subject to the reporting requirements of the campaign finance act shall not be used in or for the campaign of a candidate for a federal elective office.*

~~(g)~~ *The amount contributed by each individual party committee of the same political party other than a national party committee to any candidate for office, for any primary election at which two or more candidates are seeking the nomination of such party shall not exceed the following:*

(1) ~~For the pair of offices of governor and lieutenant governor and for each of the other state officers elected from the state as a whole, \$2,000 for each primary election (or in lieu thereof a caucus or convention of a political party).~~

~~(2) For the office of member of the house of representatives, district judge, district magistrate judge, district attorney or a candidate for local office, \$500 for each primary election (or in lieu thereof a caucus or convention of a political party).~~

~~(3) For the office of state senator or member of the state board of education, \$1,000 for each primary election (or in lieu thereof a caucus or convention of a political party).~~

~~(h) When a candidate for a specific cycle does not run for office, the contribution limitations of this section shall apply as though the individual had sought office.~~

~~(i) No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States which in the aggregate exceeds \$100 for any one primary or general election, and No candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States which in the aggregate exceeds \$100 from any one person for any one primary or general election.~~

Sec. 2. K.S.A. 25-4153 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 8, 2025.

Published in the *Kansas Register* April 10, 2025.

CHAPTER 101

HOUSE BILL No. 2263

AN ACT concerning roads and highways; designating a future interchange on K-10 highway as the Kris Norton memorial interchange, a portion of K-5 highway as the Rep Marvin S Robinson memorial highway, a portion of United States highway 160 as the CPL Monte Wayne Forrest memorial highway, a portion of United States highway 77 as the POW MIA memorial highway and bridge No. 82-14-6.88 (026) in Clay county as the POW MIA memorial bridge; redesignating a current portion of the Harry Darby memorial highway for interstate highway 635; amending K.S.A. 68-1037 and repealing the existing section.

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

New Section 1. The interchange that will be constructed as part of the K-10 highway expansion project located at the existing at grade intersection of K-10 highway and Wakarusa drive in Douglas county is hereby designated as the Kris Norton memorial interchange. Upon compliance with K.S.A. 68-1,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the interchange is the Kris Norton memorial interchange.

New Sec. 2. The portion of K-5 highway from the junction of K-5 highway and north 18th street in Wyandotte county, then west on K-5 highway to the junction of north 38th street is hereby designated as the Rep Marvin S Robinson memorial highway. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the Rep Marvin S Robinson memorial highway.

New Sec. 3. The portion of United States highway 160 from the eastern city limits of Argonia, then east on United States highway 160 to its junction with Eden road is hereby designated as the CPL Monte Wayne Forrest memorial highway. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the CPL Monte Wayne Forrest memorial highway.

New Sec. 4. The portion of United States highway 77 from its junction with interstate 70, then north on United States highway 77 in Geary county to its western junction with United States highway 24 in Riley county, then north on United States highway 77 from its eastern junction with United States highway 24 to the junction with K-16 highway is hereby designated as the POW MIA memorial highway. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of transportation shall place suitable signs along the highway right-of-way at proper intervals to indicate that the highway is the POW MIA memorial highway.

New Sec. 5. Bridge No. 82-14-6.88 (026) located on K-82 highway in Clay county is hereby designated as the POW MIA memorial bridge. Upon compliance with K.S.A. 68-10,114, and amendments thereto, the secretary of transportation shall place suitable signs to indicate that such bridge is the POW MIA memorial bridge.

Sec. 6. K.S.A. 68-1037 is hereby amended to read as follows: 68-1037. Interstate highway 635 where it enters the state on the Kansas-Missouri line on the north, thence south *to the eastern junction with K-5 highway, thence south from the western junction with K-5 highway* to the junction with Interstate highway 35, is hereby designated as the Harry Darby memorial highway. The secretary of transportation shall place markers along the highway right-of-way at proper intervals to indicate that the highway is the Harry Darby memorial highway. The secretary of transportation may accept and administer gifts and donations to aid in obtaining and installing suitable highway signs bearing the proper approved inscription.

Sec. 7. K.S.A. 68-1037 is hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the statute book.

Allowed to become law without signature.

CHAPTER 102

HOUSE BILL No. 2155

AN ACT concerning sheriffs; relating to liability; specifying that sheriffs have liability for official acts related to charge and custody of jails; amending K.S.A. 19-811 and repealing the existing section.

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

Section 1. K.S.A. 19-811 is hereby amended to read as follows: 19-811. The sheriff shall have the charge and custody of the jail of ~~his~~ *the sheriff's* county, and all the prisoners in ~~the same~~ *such jail*, and shall keep such jail ~~himself personally~~, or by ~~his~~ *a* deputy or jailer, for whose ~~acts he and his sureties~~ *official acts the sheriff and sureties of the sheriff* shall be liable.

Sec. 2. K.S.A. 19-811 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 9, 2025.

Published in the *Kansas Register* May 1, 2025.

CHAPTER 103

SENATE BILL No. 250*

AN ACT concerning health and healthcare; relating to treatments for life-threatening illnesses; enacting the right to try for individualized treatments act to permit certain manufacturers to make individualized investigative treatments available to eligible requesting patients.

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

Section 1. (a) As used in this act, unless the context otherwise requires:

(1) “Biospecimen” means biological materials obtained from living or deceased human subjects.

(2) “Eligible patient” means an individual who has:

(A) A life-threatening or severely debilitating illness, attested to by the patient’s treating physician;

(B) considered all other treatment options currently approved by the United States food and drug administration;

(C) received a recommendation from the patient’s physician for an individualized investigational treatment, based on analysis of the patient’s genomic sequence, human chromosomes, deoxyribonucleic acid, ribonucleic acid, genes, gene products, such as enzymes and other types of proteins, or metabolites;

(D) given written, informed consent for the use of the investigational drug, biological product or device; and

(E) documentation from the patient’s physician that such patient meets the requirements of this act.

(3) “Individualized investigational treatment” means drugs, biological products or devices that are unique to and produced exclusively for use on an individual patient, based on the patient’s own genetic profile. “Individualized investigational treatment” includes, but is not limited to, individualized gene therapy antisense oligonucleotides (ASO) and individualized neoantigen vaccines.

(4) “Life-threatening or severely debilitating illness” means the same as currently defined in 21 C.F.R. § 312.81.

(5) “Physician” means an individual licensed by the state board of healing arts to practice medicine and surgery.

(6) “Written, informed consent” means a written document that is signed by the patient, a parent if the patient is a minor, the legal guardian or authorized representative as defined in K.S.A. 65-6836, and amendments thereto, and attested to by the patient’s physician and a witness who is unaffiliated with such patient’s physician or the physician’s place of business and that includes all of the following:

(A) An explanation of the currently approved products and treatments for the disease or condition from which the patient suffers;

(B) clear identification of the specific proposed individualized investigational drug, biological product or device that the patient is seeking to use;

(C) a description of the potentially best and worst outcomes of using the individualized investigational drug, biological product or device and a realistic description of the most likely outcome. The description shall include the possibility that new, unanticipated, different or worse symptoms might result and that death could be hastened by the proposed treatment. Such description shall be based on the physician's knowledge of the proposed treatment in conjunction with an awareness of the patient's condition;

(D) a statement that the patient's health plan or third party administrator and provider are not obligated to pay for any care or treatments as a result of the use of the individualized investigational drug, biological product or device, unless such provider is specifically required to do so by law or contract;

(E) a statement that the patient's eligibility for hospice care may be withdrawn if the patient begins curative treatment with the individualized investigational drug, biological product or device and that such care may be reinstated if such treatment ends and the patient meets hospice eligibility requirements; and

(F) a statement that the patient understands that such patient is liable for all expenses related to the use of the individualized investigational drug, biological product or device and that this liability extends to the patient's estate, unless a contract between the patient and the manufacturer of the drug, biological product or device states otherwise.

(7) "Eligible facility" means an institution that is operating under a federalwide assurance for the protection of human subjects under 42 U.S.C. § 289(a) and 45 C.F.R. part 46 and the "eligible facility" is subject to the federalwide assurance laws, regulations, policies and guidelines including renewals or updates.

(b) (1) If a patient's biospecimen is used or requested for use by an eligible facility for a purpose other than the individualized investigative treatment of such patient, the patient or the patient's estate shall be notified of the intended use and asked to consent to such intended use of such biospecimen.

(2) Prior to a profit being realized on any product developed from a patient's biospecimen, an eligible facility shall disclose to the patient or the patient's estate each potential commercial application. The patient or the patient's estate must consent to each commercial application of the patient's biospecimen, which shall include a profit-sharing agreement or other contractual obligations benefiting the patient or such patient's estate for the commercial application of such patient's biospecimen.

(c) (1) A manufacturer operating within an eligible facility, pursuant to all applicable federalwide assurance laws and regulations, may make available an individualized investigative treatment and an eligible patient may request an individualized investigational drug, biological product or device from an eligible facility or manufacturer operating within an eligible facility under this act. This act does not require that a manufacturer make available an individualized investigational drug, biological product or device to an eligible patient.

(2) An eligible facility or manufacturer operating within an eligible facility may:

(A) Provide an individualized investigational drug, biological product or device to an eligible patient without receiving compensation; or

(B) require an eligible patient to pay the costs of, or the costs associated with, the manufacture of the investigational drug, biological product or device.

(d) This act shall not expand the coverage required of an insurer under the insurance code of the state of Kansas.

(e) A health plan, third party administrator or governmental agency may provide coverage for the cost of an individualized investigational drug, biological product or device or the cost of services related to the use of an individualized investigational drug, biological product or device under this act, except that, this act shall not require:

(1) Any governmental agency to pay costs associated with the use, care or treatment of a patient with an individualized investigational drug, biological product or device; or

(2) a hospital or facility licensed under article 4 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, to provide new or additional services unless approved by the hospital or facility.

(f) If a patient dies while being treated by an individualized investigational drug, biological product or device, the patient's heirs shall not be liable for any outstanding debt related to the treatment or lack of insurance due to the treatment, except that, a patient's estate may be held liable for any outstanding debt related to the treatment or lack of insurance due to such treatment.

(g) (1) A licensing board shall not revoke, fail to renew, suspend or take any disciplinary action against a healthcare provider's license issued under chapter 65 of the Kansas Statutes Annotated, and amendments thereto, based solely on the healthcare provider's recommendations to an eligible patient regarding access to or treatment with an individualized investigational drug, biological product or device.

(2) Counseling, advice or a recommendation consistent with medical standards of care from a licensed healthcare provider shall not be a violation of this act.

(h) An entity responsible for medicare certification shall not take action against a healthcare provider's medicare certification based solely on the healthcare provider's recommendation that a patient have access to an individualized investigational drug, biological product or device.

(i) An official, employee, or agent of this state shall not block or attempt to block an eligible patient's access to an individualized investigational drug, biological product or device.

(j) This act shall not create a private cause of action against a manufacturer of an individualized investigational drug, biological product or device or against any other person or entity involved in the care of an eligible patient using the individualized investigational drug, biological product or device for any harm done to the eligible patient resulting from the individualized investigational drug, biological product or device if the manufacturer or other person or entity is complying in good faith with the terms of this act and has exercised reasonable care.

(k) This act shall not affect any mandatory healthcare coverage for participation in clinical trials under the insurance code of the state of Kansas.

(l) This section shall be known and may be cited as the right to try for individualized treatments act.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.

Allowed to become law without signature.

(See Messages from the Governor)

CHAPTER 104

Senate Substitute for HOUSE BILL No. 2056

AN ACT concerning elections; requiring a person listed on a certificate of nomination for a minor political party to accept such nomination by a notarized declaration; prohibiting such person from becoming a candidate for another political party; relating to the election crime of false representation of an election official; requiring specific intent of the offender as an element of such criminal offense; extending the time for testing election equipment; amending K.S.A. 25-302, 25-304, 25-306 and 25-2438 and K.S.A. 2024 Supp. 25-4411 and 25-4610 and repealing the existing sections.

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

Section 1. K.S.A. 25-302 is hereby amended to read as follows: 25-302. (a) Any recognized political party, except those authorized to participate in a primary election pursuant to K.S.A. 25-202, and amendments thereto, may by means of a delegate or mass convention or caucus of qualified voters belonging to such party for the state or municipality, or any lawfully organized portion of either, for which such convention or caucus is held, nominate one person for each office that is to be filled ~~therein~~ at the next ensuing election, ~~and~~. Subject to the provisions of this act, *such political party shall* file a certificate of such nominations so made. A convention or caucus for nominating persons for national, state, district, or county offices shall be called by the state chairperson of the party, or if there be no state chairperson by the party's candidate for governor at the preceding general election.

~~Every such~~(b) *Each certificate of nomination shall be signed by the presiding officer and a the secretary of the convention or caucus making such nominations. In each case The persons signing the certificates shall add to their signatures their places include each such person's place of residence with each such person's signature, and shall make and subscribe an oath that, to the best of their such person's knowledge and belief, such certificates and the statements therein made are true; and. A certificate that such oath has been taken and administered shall be made and signed on such certificate of nomination by the officer before whom the same such oath was taken.*

(c) *A person listed on a certificate of nomination shall submit a signed declaration stating that such person accepts the nomination of the party submitting such certificate of nomination for the designated office. Such declaration shall be acknowledged by an individual authorized to perform notarial acts in this state pursuant to K.S.A. 53-5a10, and amendments thereto. No person shall be a party's nominee pursuant to this section until such declaration is submitted in accordance with this act.*

Sec. 2. K.S.A. 25-304 is hereby amended to read as follows: 25-304. (a) All certificates of nomination shall be in writing, ~~shall and~~ contain the

name of each person nominated, ~~with~~ such person's residence and the office for which *such person* is nominated.

(b) Party certificates of nomination *issued by a party convention or caucus pursuant to K.S.A. 25-302, and amendments thereto, by the secretary of state pursuant to K.S.A. 25-3205, and amendments thereto, or by a county election officer pursuant to K.S.A. 25-3110, and amendments thereto*, shall designate the political party ~~which~~ *that* the convention, primary election or caucus making the nominations represented.

(c) When electors for president and ~~vice president~~ *vice president* of the United States are nominated, the names of the candidates for president and ~~vice president~~ *vice president* may also be shown on the certificates. Independent nomination petitions for presidential electors shall contain the names of each elector and the names of the candidates for president and ~~vice president~~ *vice president* of the United States, together with the residence of each elector and candidate.

(d) The provisions of this section shall not apply to city or school elections, nor to the election of officers for which it is provided by law to be elected at the time of city and school elections.

Sec. 3. K.S.A. 25-306 is hereby amended to read as follows: 25-306. ~~Unless a person declines a nomination pursuant to K.S.A. 25-306e, and amendments thereto, withdraws from candidacy pursuant to K.S.A. 25-306a, and amendments thereto, or withdraws from a nomination pursuant to K.S.A. 25-306b, and amendments thereto:~~

(a) ~~No person shall be eligible to~~ *may* accept more than one nomination for the same office.

(b) ~~No person shall be eligible for nomination to an office pursuant to K.S.A. 25-303 or 25-304, and amendments thereto, if such person has filed either a declaration of intention to become a candidate for the same office or has filed a nomination petition for the same office (1) If a person has:~~ (A) *Received and accepted a party nomination pursuant to K.S.A. 25-302, and amendments thereto;* (B) *filed a declaration of intention to become a candidate for an office pursuant to K.S.A. 25-206, and amendments thereto;* or (C) *filed a valid nomination petition to be an independent candidate pursuant to K.S.A. 25-303, and amendments thereto,* such person shall not become a candidate for a different political party or as an independent candidate for office at a general election through either of the two procedures not previously used by such person unless such person has satisfied the provisions of paragraph (2).

(2) *A person who has met one of the conditions described in paragraph (1) shall only become a candidate for a different political party or as an independent candidate for office at a general election through one of the other procedures described in paragraph (1) if, prior to the filing deadline established by K.S.A. 25-205, and amendments thereto, such per-*

son has: (A) Declined a party nomination pursuant to K.S.A. 25-306e, and amendments thereto; (B) withdrawn from candidacy after nomination pursuant to K.S.A. 25-306a, and amendments thereto; or (C) withdrawn from a nomination pursuant to K.S.A. 25-306b, and amendments thereto.

(c) ~~No person shall be eligible to file either a declaration of intention to become a candidate for an office or a nomination petition for an office if such person has accepted a nomination for the same office pursuant to K.S.A. 25-303 or 25-304, and amendments thereto.~~ *The provisions of this section shall be enforced by the secretary of state for all federal and state elected offices and by the appropriate county election officer for all county and township elected offices.*

Sec. 4. K.S.A. 25-2438 is hereby amended to read as follows: 25-2438.

(a) False representation of an election official is knowingly engaging in any of the following conduct by phone, mail, email, website or other on-line activity or by any other means of communication while not holding a position as an election official:

- (1) Representing oneself as an election official; or
- (2) ~~engaging in conduct that gives the appearance of being an election official; or~~
- (3) *engaging in conduct that would cause another person, including, but not limited to, using an official seal or other insignia of the secretary of state or any county election office in any communication with voters, with the intent to cause a person to believe that the person engaging in such conduct is an election official.*

(b) False representation of an election official is a severity level 7, nonperson felony.

(c) As used in this section, “election official” means the secretary of state, or any employee thereof, any county election commissioner or county clerk, or any employee thereof, or any other person employed by any county election office.

Sec. 5. K.S.A. 2024 Supp. 25-4411 is hereby amended to read as follows: 25-4411. (a) The vote tabulation equipment may be located at any place within the county approved by the county election officer.

(b) ~~Within five~~ 30 days prior to the date of the election, the county election officer shall have the automatic tabulating equipment tested to ascertain that the equipment will correctly count the votes cast for all offices and on all questions submitted. Public notice of the time and place of the test shall be given at least 48 hours prior thereto by publication once in a newspaper of general circulation in the county or city where such equipment is to be used and on the county website, if the county has a website. The test shall be open to representatives of the political parties, candidates, the press and the public. The test shall be conducted by processing a preaudited group of ballots marked to record a predetermined

number of valid votes for each candidate and on each measure; and shall include for each office one or more ballots ~~which~~ *that* have votes in excess of the number allowed by law in order to test the ability of the automatic tabulating equipment to reject such votes. If any error is detected, the cause therefor shall be ascertained and corrected and an errorless count shall be made before the automatic tabulating equipment is approved. The test shall be repeated within five business days after the completion of the canvass. The equipment, programs and ballots shall be secured and retained by the county election officer.

Sec. 6. K.S.A. 2024 Supp. 25-4610 is hereby amended to read as follows: 25-4610. (a) The optical scanning equipment may be located at any place within the county approved by the county election officer.

(b) ~~Within five~~ 30 days prior to the date of the election, the county election officer shall have the optical scanning equipment tested to ascertain that the equipment will correctly count the votes cast for all offices and on all questions submitted. Public notice of the time and place of the test shall be given at least 48 hours prior thereto by publication once in a newspaper of general circulation in the county where such equipment is to be used and on the county website, if the county has a website. The test shall be open to representatives of the political parties, candidates, the press and the public. The test shall be conducted by processing a preaudited group of ballots marked as to record a predetermined number of valid votes for each candidate and on each question submitted; and shall include for each office one or more ballots ~~which~~ *that* have votes in excess of the number allowed by law in order to test the ability of the optical scanning equipment to reject such votes. If any error is detected, the cause therefor shall be ascertained and corrected and an errorless count shall be made before the optical scanning equipment is approved. The test shall be repeated within five business days after the completion of the canvass. The programs and ballots shall be sealed, retained and disposed of in the same manner as paper ballots.

Sec. 7. K.S.A. 25-302, 25-304, 25-306 and 25-2438 and K.S.A. 2024 Supp. 25-4411 and 25-4610 are hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the statute book.

Allowed to become law without signature.

(See Messages from the Governor)

CHAPTER 105

HOUSE BILL No. 2033

AN ACT concerning education; relating to at-risk educational programs; including programs and services provided by nonprofit organizations accredited by the international multi-sensory structured language education council as approved at-risk educational programs; amending K.S.A. 2024 Supp. 72-5153 and repealing the existing section.

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

Section 1. K.S.A. 2024 Supp. 72-5153 is hereby amended to read as follows: 72-5153. (a) There is hereby established in every school district an at-risk education fund that shall consist of all moneys deposited therein or transferred thereto according to law. The expenses of a school district directly attributable to providing at-risk student assistance or programs shall be paid from the at-risk education fund.

(b) Any balance remaining in the at-risk education fund at the end of the budget year shall be carried forward into the at-risk education fund for succeeding budget years. Such fund shall not be subject to the provisions of K.S.A. 79-2925 through 79-2937, and amendments thereto. In preparing the budget of such school district, the amounts credited to and the amount on hand in the at-risk education fund, and the amount expended therefrom shall be included in the annual budget for the information of the residents of the school district. Interest earned on the investment of moneys in any such fund shall be credited to that fund.

(c) Expenditures from the at-risk education fund of a school district shall only be made for the following purposes:

(1) At-risk and provisional at-risk educational programs that are provided above and beyond regular educational services to students who are identified as at-risk;

(2) personnel providing educational services in conjunction with such programs;

(3) support for instructional classroom personnel designed to provide training for evidence-based best practices for at-risk educational programs; or

(4) services contracted for by the school district to provide such at-risk and provisional at-risk educational programs.

(d) (1) The state board shall identify, approve and provide a list of at-risk educational programs that provide best practices and evidence-based instruction to students who are identified as eligible to receive at-risk programs and services that school districts shall use to provide at-risk educational programs to students who are identified as eligible to receive at-risk programs and services above and beyond that of a regular education. Such list of approved at-risk educational programs shall include, but not be limited to, programs and services provided by:

(A) State-based national nonprofit organizations that:

~~(A)~~(i) Focus on students who are identified as students eligible to receive at-risk program services or who face other identifiable barriers to success;

~~(B)~~(ii) provide evidence-based instruction and support services to such students inside and outside the school setting; and

~~(C)~~(iii) evaluate outcomes data for students, including, but not limited to, school attendance, academic progress, graduation rates, pursuit of postsecondary education or career advancement; and

(B) *any other nonprofit organization that is accredited by the international multisensory structured language education council.*

(2) The state board shall review and update such online at-risk best practices list as necessary. The department shall publish such list of approved at-risk educational programs on the department's website with a link to such list prominently displayed on the department's website homepage.

(3) (A) No expenditure shall be made from a school district's at-risk education fund for any program or service that is not included on the list of approved at-risk educational programs unless the expenditure is made for a provisional at-risk educational program.

(B) The state board of education may authorize a school district to make expenditures from the school district's at-risk education fund to commence and implement a provisional at-risk educational program. The state board shall approve any provisional at-risk educational program prior to the implementation of the provisional at-risk educational program by a school district. Any provisional at-risk educational program approved by the state board and implemented by a school district shall be subject to school district review while such program is implemented in the school district to evaluate whether the program is producing or likely to produce measurable success. If any provisional at-risk educational program is determined by the state board to provide evidence-based instruction, the state board shall include such program or service on the list of approved at-risk educational programs.

(C) If the state board removes any program or service from the state board's list of approved at-risk educational programs and services, a school district that is implementing any such program or service may apply to the state board to continue to make expenditures from the school district's at-risk education fund for such program or service. When considering any such application, the state board shall require such school district to demonstrate that any of the following improvements are directly attributable to the program or service:

(i) Academic improvement in either mathematics or English language arts; or

(ii) an improvement in attendance, college and career readiness measures or the educational climate through a measurable decrease in detentions, expulsions, tardiness or other behavioral issues that hinder student learning.

(4) School districts shall provide at-risk educational programs and services to provide students identified as eligible to receive at-risk programs and services with additional educational opportunities, interventions and evidence-based instructional services above and beyond regular educational services.

(e) As used in this section:

(1) “Above and beyond” means an at-risk educational program or evidence-based instruction or practice that is provided in excess of regular educational services and based on the needs of students identified as eligible to receive at-risk educational programs and services and may provide a collateral benefit to students who are not so identified without any additional cost.

(2) “At-risk educational program” means an at-risk program or service that is identified and approved by the state board as providing evidence-based instruction to students who are identified as eligible to receive at-risk educational programs and services above and beyond regular educational services.

(3) “Evidence-based instruction” means an education delivery practice based on peer reviewed research that consistently produces better student outcomes over a one-year period than would otherwise be achieved by the same students who are identified as eligible to receive at-risk educational programs and services.

(4) “Provisional at-risk educational program” means an education delivery practice that is identified or developed by a school district as a program or service that is:

(A) Provided to students who are identified as eligible to receive at-risk educational programs and services above and beyond regular educational services;

(B) producing or likely to produce better student outcomes;

(C) subject to school district review to evaluate whether such program provides evidence-based instruction; and

(D) is placed on the state board of education’s list of approved at-risk educational programs if the provisional at-risk educational program is shown to provide evidence-based instruction to students who are identified as eligible to receive at-risk educational programs and services.

Sec. 2. K.S.A. 2024 Supp. 72-5153 is hereby repealed.

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

Governor’s veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2033**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 106

HOUSE BILL No. 2284*

AN ACT concerning the department of administration; relating to the procurement of managed care organizations for the Kansas program of medical assistance; requiring adoption of policies.

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

Section 1. (a) The department of administration shall adopt written policies governing the negotiated procurement of state medicaid services to be provided by managed care organizations pursuant to a contract with the Kansas program of medical assistance governed by K.S.A. 75-37,102, and amendments thereto.

(b) Such policy shall include:

(1) A prohibition on destruction of records, including evaluation documents, that complies with the Kansas open records act;

(2) adoption of a tiebreak procedure if part of the evaluation process used to make award recommendations involves scoring by individuals or committees;

(3) a requirement to be transparent with the legislature during each step of the procurement process to the fullest extent permitted by state law; and

(4) an appeals process. Appeals shall be overseen and adjudicated by an appeals committee. Such committee shall be comprised of the president of the senate, the chairperson and ranking minority member of the senate standing committee on financial institutions and insurance, the chairperson and ranking minority member of the senate standing committee on public health and welfare, the speaker of the house of representatives, the chairperson and ranking minority member of the house standing committee on insurance and the chairperson and ranking minority member of the house standing committee on health and human services. Such appeals committee shall oversee and adjudicate appeals pursuant to this section in accordance with policies adopted by the department of administration.

(c) Policies required by this section shall be adopted and implemented prior to July 1, 2026.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2284**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 107

HOUSE BILL No. 2291

AN ACT creating the regulatory relief division within the office of the attorney general; establishing the general regulatory sandbox program to waive or suspend administrative rules and regulations for program participants; amending K.S.A. 75-4319 and repealing the existing section.

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

New Section 1. As used in sections 1 through 7, and amendments thereto:

(a) “Agency” means any officer, department, bureau, division, board, authority, agency, commission or institution of this state, except the judicial and legislative branches, that is authorized by law to adopt rules and regulations concerning the administration, enforcement or interpretation of any law of this state;

(b) “records” means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form; and

(c) “written report” means the report written by an applicable agency required by section 3(f), and amendments thereto.

New Sec. 2. (a) (1) There is hereby established within the office of the attorney general a regulatory relief division to administer and support the operations of the general regulatory sandbox program.

(2) The attorney general shall establish and maintain a principal office for the regulatory relief division within the state, appoint employees and agents and prescribe the duties and compensation for each employee and agent subject to appropriations. The regulatory relief division shall be headed by a director appointed by the attorney general. Such director shall report to the attorney general and may appoint staff subject to the approval of the attorney general. Appointments of employees by the attorney general or by the director and approved by the attorney general shall be limited to one full-time and one part-time employee, unless additional staff is requested by and authorized pursuant to appropriations as approved by the house committee on appropriations and the senate committee on ways and means.

(b) (1) The regulatory relief division shall:

(A) Administer the provisions of this section;

(B) administer the general regulatory sandbox program; and

(C) act as a liaison between private businesses and applicable agencies to identify rules and regulations that could be waived or suspended under the general regulatory sandbox program.

(2) The regulatory relief division may:

(A) Review state laws and rules and regulations that may unnecessarily inhibit the creation or success of new and existing companies and provide recommendations to the governor and the legislature on amending or repealing such state laws and rules and regulations;

(B) create a framework for analyzing the risk level to the health, safety and financial well-being of consumers related to repealing state laws and repealing or waiving the requirements of rules and regulations identified in subparagraph (A);

(C) propose potential reciprocity agreements between states that use or are proposing to use similar general regulatory sandbox programs as described in this section;

(D) adopt rules and regulations regarding the administration of the general regulatory sandbox program, including rules and regulations that:

- (i) Administer the general regulatory sandbox program; and
- (ii) set forth the general regulatory sandbox program application process and reporting requirements; and

(E) consult and cooperate with other agencies in the state relating to the general regulatory sandbox program.

(c) (1) There is hereby established the general regulatory sandbox program advisory committee. The advisory committee shall have 11 members as follows:

(A) Five members who represent business interests from a variety of industries, appointed by the director;

(B) two members appointed by the director who represent state agencies that license or regulate businesses;

(C) one member of the senate, appointed by the president of the senate;

(D) one member of the house of representatives, appointed by the speaker of the house of representatives;

(E) one member of the senate, appointed by the minority leader of the senate; and

(F) one member of the house of representatives, appointed by the minority leader of the house of representatives.

(2) Appointments to the advisory committee made by the director shall be for four-year renewable terms. Appointments to the advisory committee made by the president of the senate and the speaker of the house of representatives shall be for two-year renewable terms. Any vacancy in the membership of the advisory committee shall be filled for the unexpired term in the same manner as provided in this paragraph for the original appointment. Notwithstanding the requirements of this paragraph, the director may adjust the length of terms of appointments to the advisory committee, so that approximately half of the advisory committee is appointed every two years.

(3) The director shall select a chairperson from among the members of the advisory committee on an annual basis. A quorum of the advisory committee shall be a majority of the appointed members. All actions of the advisory committee shall be by motion adopted by a majority of those members present when there is a quorum.

(4) The advisory committee may meet at any time and at any place within the state upon the call of the chairperson or a majority of the members of the advisory committee.

(5) The advisory committee shall advise and make recommendations to the regulatory relief division as described in this section.

(6) The regulatory relief division shall provide assistance to the advisory committee to prepare and publish meeting agendas, public notices, meeting minutes and any research, data or information requested by the advisory committee.

(7) The advisory committee, in accordance with K.S.A. 75-4319, and amendments thereto, may recess for a closed or executive meeting when it is considering matters relating to applications submitted by applicants.

(8) If approved by the legislative coordinating committee, legislative members of the committee attending meetings authorized by the committee shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(d) Beginning in 2027, on or before the first day of each regular legislative session, the director of the regulatory relief division shall prepare and submit a report to the senate standing committee on commerce, the house standing committee on commerce, labor and economic development and the joint committee on administrative rules and regulations or their successor committees. Such report shall include:

(1) Information regarding each participant in the general regulatory sandbox program, including which industries each participant represents;

(2) the anticipated or actual cost savings that each participant experienced due to such participant's participation in the general regulatory sandbox program;

(3) recommendations regarding any laws or rules and regulations that should be repealed or amended;

(4) information regarding outcomes for consumers; and

(5) recommendations for changes to the general regulatory sandbox program or other duties of the regulatory relief division.

New Sec. 3. (a) There is hereby created in the regulatory relief division the general regulatory sandbox program. In the administration of the general regulatory sandbox program, the regulatory relief division:

(1) Shall consult with each applicable state agency;

(2) shall establish a program to enable a person to obtain legal protections and limited access to the market in the state to demonstrate an

innovative offering without obtaining a certification or registration that might otherwise be required by state law, except that:

(A) Nothing in this act shall be construed to permit any waiver or suspension of any licensing requirement or rule or regulation regarding licensing or to permit a license to be deemed for purposes of federal or state law; and

(B) the program shall not be used for any innovative offering regulated under any provision of the Kansas liquor control act, club and drinking establishment act or Kansas cereal malt beverage act, and no waiver or suspension of any licensing requirement or any other rule and regulation under any such act shall be permitted;

(3) may enter into agreements with or adopt the best practices of corresponding federal regulatory agencies or other states that are administering similar programs; and

(4) may consult with businesses in the state about existing or potential proposals for the general regulatory sandbox program.

(b) (1) The regulatory relief division shall provide relevant information regarding the regulatory sandbox program and how to apply for the program. The regulatory relief division may provide assistance to an applicant in preparing an application for submission.

(2) An applicant to the general regulatory sandbox program may contact the regulatory relief division to request a consultation regarding the general regulatory sandbox program before submitting an application.

(3) An applicant to the general regulatory sandbox program shall provide to the regulatory relief division an application in a form prescribed by the regulatory relief division that:

(A) Confirms that the applicant is subject to the jurisdiction of Kansas;

(B) confirms that the applicant has established a physical or virtual location in the state from where the demonstration of an innovative offering will be developed and performed and where all required records, documents and data will be maintained;

(C) contains relevant personal and contact information for the applicant, including legal names, addresses, telephone numbers, email addresses, website addresses and other information required by the regulatory relief division;

(D) discloses criminal convictions of the applicant or other participating personnel, if any;

(E) contains a description of the innovative offering to be demonstrated, including statements regarding:

(i) How the offering is subject to legal prohibition or other authorization requirements outside of the general regulatory sandbox program;

(ii) each rule and regulation that the applicant seeks to have waived or suspended while participating in the general regulatory sandbox program;

- (iii) how the offering would benefit consumers;
- (iv) how the offering is different from other offerings available in the state;
- (v) what risks might exist for consumers who use or purchase the offering;
- (vi) how participating in the general regulatory sandbox program would enable a successful demonstration of the offering;
- (vii) a description of the proposed demonstration plan, including estimated time periods for beginning and ending the demonstration;
- (viii) recognition that the applicant will be subject to all laws and rules and regulations pertaining to the applicant's offering after conclusion of the demonstration; and

(ix) how the applicant will end the demonstration and protect consumers if the demonstration fails;

(F) lists each agency, if any, that the applicant reasonably believes to regulate the applicant's business; and

(G) provides any other required information as determined by the regulatory relief office.

(4) For each application submitted, the regulatory relief office may collect a fee of not to exceed \$250.

(5) An applicant shall file a separate application for each innovative offering that the applicant seeks to demonstrate.

(c) (1) The application and any related information provided by the applicant shall be confidential and privileged, except that the application and related information may be disclosed to an expert contracted by the division for specific services to review the records.

(2) Except as provided in paragraph 1, the application and any related information provided by the applicant shall be confidential and privileged and not be subject to the provisions of the Kansas open records act as provided by K.S.A. 45-215 et seq., and amendments thereto. The provisions of this subsection shall expire on July 1, 2030, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2030.

(d) After an application is filed, the regulatory relief office shall:

(1) Consult with each applicable agency that regulates the applicant's business to determine if more information is needed from the applicant; and

(2) seek any other information from the applicant that the regulatory relief office determines is necessary for an application to be complete.

(e) Not later than five business days after the day when a complete application is received, the regulatory relief office shall:

(1) Review the application and refer the application to each applicable agency that regulates the applicant's business; and

(2) provide to the applicant an acknowledgment of receipt of the application and the identity and contact information of each agency to which the application has been referred for review.

(f) (1) Except as provided by this section, not later than 30 days after the day when an applicable agency receives a complete application for review, the applicable agency shall provide a written report to the director of the applicable agency's findings. Such report shall:

(A) Describe any identifiable, likely and significant harm to the health, safety or financial well-being of consumers against which the relevant law or rule and regulation protects; and

(B) make a recommendation to the regulatory relief office that the application either be admitted or denied entrance into the general regulatory sandbox program.

(2) The applicable agency may request an additional five business days to deliver the written report by providing notice to the director. Such request shall automatically be granted, and the applicable agency may only request one extension per application.

(3) If the applicable agency recommends that an application should be denied entrance into the general regulatory sandbox program, the written report shall include a description of the reasons for the recommendation, including why a temporary waiver or suspension of the relevant rules and regulations is likely to significantly harm the health, safety or financial well-being of consumers or the public and the likelihood of such harm occurring.

(4) If the agency determines that the consumer's or public's health, safety or financial well-being can be protected through less restrictive means than the existing relevant rules and regulations, the applicable agency shall provide a recommendation of how such less restrictive means can be achieved.

(5) If an applicable agency fails to deliver a written report as described in this section, the director shall assume that the applicable agency does not object to the temporary waiver or suspension of the relevant rules and regulations for the application seeking to participate in the general regulatory sandbox program.

(6) Notwithstanding any other provision of this section, an applicable agency may:

(A) By written notice to the regulatory relief office not more than 30 days after the date when the applicable agency receives a completed application for review, or within 35 days if an extension has been requested by the applicable agency, reject an application if the applicable agency determines, in the applicable agency's sole discretion, that the applicant's offering fails to comply with standards or specifications required by federal law or regulation or previously approved for use by a federal agency; or

(B) reject an application preliminarily approved by the regulatory relief office, if the applicable agency recommended rejection of the application in the agency's written report and provides in the written notice under subparagraph (A) a description of the applicable agency's reasons why approval of the application would create a substantial risk of harm to the health or safety of the public or create unreasonable expenses for taxpayers in the state.

(7) If an applicable agency rejects an application under paragraph (6), the regulatory relief office shall not approve such application unless the advisory committee recommends that the application should be approved by a $\frac{2}{3}$ vote.

(g) (1) Upon receiving a written report, the director shall provide the application and the written report to the advisory committee.

(2) The director may call the advisory committee to meet, as needed, but not less than once per quarter if applications are available for review.

(3) After receiving and reviewing the application and each written report, the advisory committee shall provide to the director the advisory committee's recommendation as to whether or not the applicant should be admitted as a sandbox participant under this section.

(4) As part of the advisory committee's review of each written report, the advisory committee shall use the criteria required for an applicable agency as described in subsection (f).

(h) (1) In reviewing an application and each applicable agency's written report, the regulatory relief office shall consult with each applicable agency and the advisory committee before admitting an applicant into the general regulatory sandbox program. Such consultation may seek information regarding whether the applicable agency has previously:

(A) Issued a license or other authorization to the applicant; and

(B) investigated, sanctioned or pursued legal action against the applicant.

(2) In reviewing an application, if a competitor to an applicant is or has been a regulatory relief sandbox program participant, the regulatory relief office and each applicable agency shall weigh such competitor's participation as a factor in favor of allowing the applicant to also become a sandbox participant.

(i) In reviewing an application under this section, the regulatory relief office shall consider if:

(1) The applicant's plan will adequately protect consumers from potential harm identified by an applicable agency in the written report;

(2) the risk of harm to consumers is outweighed by the potential benefits to consumers from the applicant's participation in the general regulatory sandbox program; and

(3) certain rules and regulations that regulate an offering should not be waived or suspended even if the applicant is approved as a sandbox participant, including applicable anti-fraud or disclosure provisions.

(j) An applicant becomes a sandbox participant if the regulatory relief office approves the application and enters into a written agreement with the applicant describing the specific rules and regulations that are waived or suspended as part of participation in the general regulatory sandbox program.

(1) The regulatory relief office shall not enter into a written agreement with an applicant that waives or suspends a tax, fee or charge that is administered under the provisions of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

(2) The director may deny any application submitted under this section for any reason, including if the director determines that suspending or waiving enforcement of rule and regulation would cause a significant risk of harm to consumers or residents of the state.

(3) (A) If the director denies an application, the regulatory relief office shall provide to the applicant a written description of the reasons for not allowing the applicant to be a sandbox participant.

(B) The denial of an application submitted under this section shall not be subject to the administrative procedure act or the Kansas judicial review act.

(C) The director shall deny an application for participation in the general regulatory sandbox program described by this section if the applicant or any person who seeks to participate with the applicant, in demonstrating that an offering has been convicted, entered a plea of nolo contendere for any crime involving significant theft, fraud or dishonesty if the crime bears a significant relationship to the applicant's or other participant's ability to safely and competently participate in the general regulatory sandbox program.

(4) When an applicant is approved for participation in the general regulatory sandbox program, the director shall provide notice of the approval to competitors of the applicant and to the public. Such notice shall be provided prominently on the website of the attorney general and the website or webpage of the regulatory relief division, if the regulatory relief division has a website or webpage.

New Sec. 4. (a) If the regulatory relief office approves an application under sections 1 through 3, and amendments thereto, the sandbox participant shall have 24 months after the date when the application was approved to demonstrate the offering described in the application.

(b) An offering that is demonstrated within the general regulatory sandbox program is subject to the following limitations:

(1) Each consumer shall be a resident of Kansas; and

(2) no rule and regulation shall be waived or suspended if such waiver or suspension would prevent a consumer from seeking restitution in the event that the consumer is harmed.

(c) (1) A sandbox participant who holds a certification or registration in another jurisdiction shall not be restricted from acting in accordance with that authorization.

(2) A sandbox participant is deemed to possess an appropriate certification or registration under the laws of the state for the purposes of any provision of federal law requiring licensure or other authorization by the state.

(3) Except as provided in paragraph (5), during the demonstration period, a sandbox participant shall not be subject to the enforcement of rules and regulations identified in the written agreement between the regulatory relief office and the sandbox participant described in section 3(j), and amendments thereto;

(4) (A) A prosecutor shall not file or pursue charges pertaining to a rule and regulation identified in the written agreement between the regulatory relief office and the sandbox participant described in section 3(j), and amendments thereto, for any act or omission that occurs during the demonstration period; and

(B) an agency shall not file or pursue any punitive action against a sandbox participant, including a fine or suspension or revocation of a certification or registration, for the violation of a rule and regulation that:

(i) Is identified as being waived or suspended in the written agreement between the regulatory relief office and the sandbox participant described in section 3(j), and amendments thereto; and

(ii) occurs during the demonstration period.

(5) Except as provided by paragraph (4)(A), a sandbox participant shall not have immunity related to any criminal offense committed during the sandbox participant's participation in the general regulatory sandbox program.

(6) By written notice, the regulatory relief office may end a sandbox participant's participation in the general regulatory sandbox program at any time and for any reason, including if the director determines that a sandbox participant is not operating in good faith to bring an innovative offering to market.

(7) The regulatory relief office and the regulatory relief office's employees shall be not held liable for any business losses or the recouping of application expenses or other expenses related to the general regulatory sandbox program, including for:

(A) Denying an applicant's application to participate in the general regulatory sandbox program; or

(B) ending a sandbox participant's participation in the general regulatory sandbox program at any time for any reason.

New Sec. 5. (a) Before demonstrating an offering to a consumer, a sandbox participant shall disclose to the consumer:

- (1) The name and contact information of the sandbox participant;
- (2) that the offering is authorized pursuant to the general regulatory sandbox program and, if applicable, that the sandbox participant does not have a certification or registration to provide an offering under state laws that regulate offerings outside of the general regulatory sandbox program;
- (3) that the offering is undergoing testing and may not function as intended and may expose the consumer to certain risks as identified by the applicable agency's written report;
- (4) that the provider of the offering is not immune from civil liability for any losses or damages caused by the offering;
- (5) that the provider of the offering is not immune from criminal prosecution for violations of state law or rules and regulations that are not suspended or waived as allowed by the general regulatory sandbox program;
- (6) that the offering is a temporary demonstration that may be discontinued at the end of the demonstration period;
- (7) the expected end date of the demonstration period; and
- (8) that a consumer may contact the regulatory relief office and file a complaint regarding the offering being demonstrated and provide the regulatory relief office's telephone number and website address where a complaint may be filed.

(b) The disclosures required by subsection (a) shall be provided to a consumer in a clear and conspicuous form, and for an offering on a website or application, a consumer shall acknowledge receipt of the disclosure before any transaction may be completed.

(c) The regulatory relief office may require that a sandbox participant make additional disclosures to a consumer.

New Sec. 6. (a) At least 30 days before the end of the 24-month general regulatory sandbox program demonstration period, a sandbox participant shall:

(1) Notify the regulatory relief office that the sandbox participant will leave the general regulatory sandbox program and discontinue the sandbox participant's demonstration after the day on which the 24-month demonstration period ends; or

(2) seek an extension pursuant to subsection (d).

(b) If the regulatory relief office does not receive notification pursuant to subsection (a), the general regulatory sandbox program demonstration period shall end at the end of the 24-month testing period.

(c) If a demonstration includes an offering that requires ongoing duties, the sandbox participant may continue to do so but shall be subject to enforcement of the rules and regulations that were waived or suspended as part of the general regulatory sandbox program.

(d) Not later than 30 days before the end of the 24-month general regulatory sandbox program demonstration period, a sandbox participant may request an extension of the general regulatory sandbox program demonstration period.

(1) The regulatory relief office shall grant or deny a request for an extension in accordance with subsection (a) by the end of the 24-month general regulatory sandbox program testing period.

(2) The regulatory relief office may grant an extension in accordance with this section for not more than 12 months after the end of the general regulatory sandbox program demonstration period.

New Sec. 7. (a) A sandbox participant shall retain records, documents and data produced in the ordinary course of business regarding an offering demonstrated in the general regulatory sandbox program.

(1) If a sandbox participant ceases to provide an offering before the end of a demonstration period, the sandbox participant shall notify the regulatory relief office and each applicable agency and report on actions taken by the sandbox participant to ensure consumers have not been harmed as a result.

(2) The regulatory relief office shall establish quarterly reporting requirements for a sandbox participant, including information about any consumer complaints.

(3) The regulatory relief office may request records, documents and data from a sandbox participant, and upon the regulatory relief office's request, the sandbox participant shall make such records, documents and data available for inspection by the regulatory relief office.

(b) (1) Within three business days, the sandbox participant shall notify the regulatory relief office, each applicable agency and the joint committee on administrative rules and regulations of the existence of any incidents that result in harm to the health, safety or financial well-being of a consumer. Within seven business days, the sandbox participant shall provide the details surrounding any such incident to the regulatory relief office, each applicable agency and the joint committee on administrative rules and regulations.

(2) If a sandbox participant fails to notify the regulatory relief office and each applicable agency of any incidents as described in this subsection or the regulatory relief office or an applicable agency has evidence that significant harm to a consumer has occurred, the regulatory relief office may immediately remove the sandbox participant from the general regulatory sandbox program.

(c) Not later than 30 days after the date when a sandbox participant leaves the general regulatory sandbox program, the sandbox participant shall submit an exit report to the regulatory relief office, each applicable agency and the joint committee on administrative rules and regulations

describing an overview of the sandbox participant's demonstration, including any:

- (1) Incidents of harm to consumers;
- (2) legal action filed against the participant as a result of the participant's demonstration; and
- (3) complaints filed with an applicable agency as a result of the participant's demonstration.

(d) Not later than 30 days after the date when an applicable agency receives the quarterly reporting described in subsection (g) or an exit report from a sandbox participant as described in subsection (c), the applicable agency shall provide a written report to the regulatory relief office and the joint committee on administrative rules and regulations on the demonstration that describes any statutory or regulatory reform that the applicable agency recommends as a result of the demonstration.

(e) The regulatory relief office may remove a sandbox participant from the general regulatory sandbox program at any time if the regulatory relief office determines that a sandbox participant has engaged in, is engaging in, or is about to engage in any practice or transaction that is in violation of sections 1 through 7, and amendments thereto, or constitutes a violation of a law or rule and regulation for which suspension or waiver has not been granted.

(f) The regulatory relief office shall create and maintain a website that invites residents and businesses in the state to make suggestions regarding laws and rules and regulations that could be modified or eliminated to reduce the regulatory burden of residents and businesses in the state.

(g) (1) On at least a quarterly basis, the regulatory relief office shall compile the results of suggestions from the website and provide a report to the governor, the senate standing committee on commerce, the house standing committee on commerce, labor and economic development and the joint committee on administrative rules and regulations or their successor committees.

(2) In creating such report, the regulatory relief office:

(A) Shall ensure that private information of residents and businesses that make suggestions on the website is not made public; and

(B) may evaluate the suggestions and provide analysis and suggestions regarding which state laws and rules and regulations could be modified or eliminated to reduce the regulatory burden on residents and businesses in the state while still protecting consumers.

Sec. 8. K.S.A. 75-4319 is hereby amended to read as follows: 75-4319.

(a) Upon formal motion made, seconded and carried, all public bodies and agencies subject to the open meetings act may recess, but not adjourn, open meetings for closed or executive meetings. Any motion to recess for a closed or executive meeting shall include: (1) A statement

describing the subjects to be discussed during the closed or executive meeting; (2) the justification listed in subsection (b) for closing the meeting; and (3) the time and place at which the open meeting shall resume. The complete motion shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the public body or agency. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion.

(b) Justifications for recess to a closed or executive meeting may only include the following, the need:

- (1) To discuss personnel matters of nonelected personnel;
- (2) for consultation with an attorney for the public body or agency, which would be deemed privileged in the attorney-client relationship;
- (3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the public body or agency;
- (4) to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships;
- (5) to discuss matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person;
- (6) for the preliminary discussion of the acquisition of real property;
- (7) to discuss matters relating to parimutuel racing permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 74-8804, and amendments thereto;
- (8) to discuss matters relating to the care of children permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 38-2212(d)(1) or 38-2213(e), and amendments thereto;
- (9) to discuss matters relating to the investigation of child deaths permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 22a-243(j), and amendments thereto;
- (10) to discuss matters relating to patients and providers permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 39-7,119(g), and amendments thereto;
- (11) to discuss matters required to be discussed in a closed or executive meeting pursuant to a tribal-state gaming compact;
- (12) to discuss matters relating to security measures, if the discussion of such matters at an open meeting would jeopardize such security measures, that protect: (A) Systems, facilities or equipment used in the production, transmission or distribution of energy, water or communications services; (B) transportation and sewer or wastewater treatment systems, facilities or equipment; (C) a public body or agency, public building or facility or the information system of a public body or agency; or (D) private

property or persons, if the matter is submitted to the public body or agency for purposes of this paragraph. For purposes of this paragraph, security means measures that protect against criminal acts intended to intimidate or coerce the civilian population, influence government policy by intimidation or coercion or to affect the operation of government by disruption of public services, mass destruction, assassination or kidnapping. Security measures include, but are not limited to, intelligence information, tactical plans, resource deployment and vulnerability assessments;

(13) to discuss matters relating to maternity centers and child care facilities permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 65-525(d), and amendments thereto;

(14) to discuss matters relating to the office of inspector general permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 75-7427, and amendments thereto; ~~and~~

(15) for the governor's domestic violence fatality review board to conduct case reviews;

(16) *for the general regulatory sandbox program advisory committee to discuss applications to the general regulatory sandbox program.*

(c) No binding action shall be taken during closed or executive recesses, and such recesses shall not be used as a subterfuge to defeat the purposes of this act.

(d) Any confidential records or information relating to security measures provided or received under the provisions of subsection (b)(12), shall not be subject to subpoena, discovery or other demand in any administrative, criminal or civil action.

Sec. 9. K.S.A. 75-4319 is hereby repealed.

Sec. 10. This act shall take effect and be in force from and after its publication in the statute book.

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2291**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 108

HOUSE BILL No. 2217

AN ACT concerning the attorney general; relating to the office of the inspector general and the powers, duties and responsibilities thereof; expanding the power of the inspector general to investigate and audit all state cash, food and health assistance programs; amending K.S.A. 75-7427 and repealing the existing section.

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

Section 1. K.S.A. 75-7427 is hereby amended to read as follows: 75-7427. (a) As used in this section:

(1) “Attorney general” means the attorney general of the state of Kansas, employees of the attorney general or authorized representatives of the attorney general.

(2) “Benefit” means the receipt of money, goods, items, facilities, accommodations or anything of pecuniary value.

(3) “Cash assistance” means assistance that is administered and provided by the secretary for children and families to individuals for a family’s ongoing basic needs.

(4) “Claim” means an electronic, electronic impulse, facsimile, magnetic, oral, telephonic or written communication that is utilized to identify any goods, service, item, facility or accommodation as reimbursable to ~~the any state-medicaid cash, food or health assistance program, or its the state’s fiscal agents, the state mediKan program or the state children’s health insurance program or which~~ that states income or expense.

~~(4)~~(5) “Client” means past or present beneficiaries or recipients of ~~the any state-medicaid cash, food or health assistance program, the state mediKan program or the state children’s health insurance program.~~

~~(5)~~(6) “Contractor” means any contractor, supplier, vendor or other person who, through a contract or other arrangement, has received, is to receive or is receiving public funds or in-kind contributions from the contracting agency as part of ~~the any state-medicaid cash, food or health assistance program, the state mediKan program or the state children’s health insurance program,~~ and ~~shall include~~ includes any subcontractor.

~~(6)~~(7) “Contractor files” means those records of contractors ~~which that relate to the any state-medicaid cash, food or health assistance program, the state mediKan program or the state children’s health insurance program.~~

~~(7)~~(8) “Fiscal agent” means any corporation, firm, individual, organization, partnership, professional association or other legal entity ~~which that,~~ through a contractual relationship with the state of Kansas, receives, processes and pays claims under ~~the state medicaid program, the state mediKan program or the state children’s health insurance program~~ cash, food or medical assistance programs.

~~(8)~~(9) “Food assistance” means assistance that is administered by the United States department of agriculture and provided by the secretary for children and families to individuals for eligible food products.

(10) “Health assistance” means the medicaid program and the state children’s health insurance program.

(11) ~~“Health care~~Healthcare provider” means a ~~health care~~ health-care provider as defined under K.S.A. 65-4921, and amendments thereto, who has applied to participate in, who currently participates in, or who has previously participated in the state ~~medicaid program, the state mediKan program or the state children’s health insurance~~ health assistance program.

~~(9)~~(12) “Managed care program” means a program ~~which that~~ provides coordination, direction and provision of health services to an identified group of individuals by providers, agencies or organizations.

~~(10)~~(13) “Medicaid program” means the Kansas program of medical assistance for which federal or state moneys, or any combination thereof, are expended; or any successor federal or state, or both, health insurance program or waiver granted thereunder.

~~(11)~~(14) “Person” means any agency, association, corporation, firm, limited liability company, limited liability partnership, natural person, organization, partnership or other legal entity, the agents, employees, independent contractors, and subcontractors, thereof, and the legal successors thereto.

~~(12)~~(15) “Provider” means a person who has applied to participate in, who currently participates in, who has previously participated in, who attempts or has attempted to participate in the state ~~medicaid program, the state mediKan program or the state children’s health insurance~~ program, ~~cash, food or health assistance programs~~ by providing or claiming to have provided goods, services, items, facilities or accommodations.

~~(13)~~(16) “Recipient” means an individual, either real or fictitious, ~~in~~ on whose behalf any person claimed or received any payment or payments from the state ~~medicaid program~~ ~~cash, food or health assistance programs~~, or ~~its the state’s fiscal agent agents, the state mediKan program or the state children’s health insurance~~ program, whether or not any such individual was eligible for benefits under the state ~~medicaid program, the state mediKan program or the state children’s health insurance~~ program ~~cash, food or health assistance programs~~.

~~(14)~~(17) “Records” means all written documents and electronic or magnetic data, including, but not limited to, medical records, x-rays, professional, financial or business records relating to the treatment or care of any recipient; goods, services, items, facilities or accommodations provided to any such recipient; rates paid for such goods, services, items, facilities or accommodations; and goods, services, items, facilities or

accommodations provided to nonmedicaid recipients to verify rates or amounts of goods, services, items, facilities or accommodations provided to ~~medicaid~~ *state cash, food or health assistance* recipients, as well as any records that the state ~~medicaid~~ *cash, food or health assistance* program, or ~~its~~ *the state's* fiscal agents, the state mediKan program or the state children's health insurance program require providers to maintain. "Records" shall not include any report or record in any format which is made pursuant to K.S.A. 65-4922, 65-4923 or 65-4924, and amendments thereto, and which is privileged pursuant to K.S.A. 65-4915 or 65-4925, and amendments thereto.

~~(15)~~(18) "State children's health insurance program" means the state children's health insurance program as provided in K.S.A. 38-2001 et seq., and amendments thereto.

(b) (1) There is hereby established within the office of the attorney general the office of inspector general. All budgeting, purchasing, related management functions and personnel of the office of inspector general shall be administered under the direction and supervision of the attorney general. The purpose of the office of inspector general is to establish a full-time program of audit, investigation and performance review to provide increased accountability, integrity and oversight of the ~~state-medicaid program~~ *cash, food or health assistance programs, the state mediKan program and the state children's health insurance program* and to assist in improving agency and program operations and in deterring and identifying fraud, waste, abuse and *other* illegal acts. The office of inspector general shall be independent and free from political influence and in performing the duties of the office under this section shall conduct investigations, audits, evaluations, inspections and other reviews in accordance with professional standards that relate to the fields of investigation and auditing in government.

(2) (A) The inspector general shall be appointed by the attorney general with the advice and consent of the senate and subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto. Except as provided in K.S.A. 46-2601, and amendments thereto, no person appointed to the position of inspector general shall exercise any power, duty or function of the inspector general until confirmed by the senate. The inspector general shall be selected without regard to political affiliation and on the basis of integrity and capacity for effectively carrying out the duties of the office of inspector general. The inspector general shall possess demonstrated knowledge, skills, abilities and experience in conducting audits or investigations and shall be familiar with the programs subject to oversight by the office of inspector general.

(B) No former or current executive or manager of any program or agency subject to oversight by the office of inspector general may be ap-

pointed inspector general within two years of that individual's period of service with such program or agency. *A former or current inspector general shall not be employed as an executive or manager for any program or agency subject to the oversight by the office of the inspector general for a period of two years after such inspector general's period of service as the inspector general has concluded.* The inspector general shall hold at time of appointment, or shall obtain within one year after appointment, certification as a certified inspector general from a national organization that provides training to inspectors general.

(C) A person appointed to the position of inspector general shall serve for a term ~~which~~ *that* shall expire on January 15 of each year in which the whole senate is sworn in for a new term.

(D) The inspector general shall be in the unclassified service and shall receive an annual salary in an amount equal to the annual salary paid by the state to a district court judge, except that such compensation may be increased but not diminished during the term of office of the inspector general. The inspector general ~~may~~ *shall* be removed from office prior to the expiration of the inspector general's term of office by the attorney general for cause. The inspector general shall exercise independent judgment in carrying out the duties of the office of inspector general under subsection (b). Appropriations for the office of inspector general shall be made to the attorney general by separate line item appropriations for the office of inspector general. The inspector general shall report to the attorney general.

(E) Subject to subsection (b)(1), the inspector general shall have general managerial control over the office of the inspector general and shall establish the organization structure of the office as the inspector general deems appropriate to carry out the responsibilities and functions of the office.

(3) Within the limits of appropriations therefor, *and as provided further*, the attorney general may hire such employees in the unclassified service as are necessary to administer the office of the inspector general. Such employees shall serve at the pleasure of the attorney general. Subject to appropriations and to subsection (b)(1), the inspector general may obtain the services of certified public accountants, qualified management consultants, professional auditors, or other professionals necessary to independently perform the functions of the office.

(c) (1) In accordance with the provisions of this section, the duties of the office of inspector general shall be to oversee, audit, investigate and make performance reviews of ~~the any state-medicare cash, food or health assistance program, the state medicare program and the state children's health insurance program or their successor programs.~~

(2) In order to carry out the duties of the office, the inspector general shall conduct independent and ongoing evaluation of such programs or

their successor programs, ~~which~~. This oversight includes, but is not limited to, the following:

(A) Investigation of fraud, waste, abuse and illegal acts directly relating to such programs.

(B) Audits of state programs, contractors, vendors and ~~health care~~ *healthcare* providers related to ensuring that appropriate payments are made for services rendered and to the recovery of overpayments.

(C) Investigations of fraud, waste, abuse or illegal acts committed by clients of the programs or by consumers of services of such programs.

(D) Monitoring adherence to the terms of any contract between a state agency and an organization, if any, with which the state agency has entered into a contract to make claims payments.

(3) Upon finding credible evidence of *significant levels of* fraud, waste, abuse or *other* illegal acts, the inspector general shall report ~~its~~ *the* findings to the attorney general.

(d) (1) The inspector general shall have access to all pertinent information, confidential or otherwise, and to all personnel and facilities of a state agency, state vendors, contractors and ~~health care~~ *healthcare* providers and any federal, state or local governmental agency that are necessary to perform the duties of the office as directly related to such programs. Access to contractor or ~~health care~~ *healthcare* provider files shall be limited to those files necessary to verify the accuracy of the contractor's or ~~health care~~ *healthcare* provider's invoices or their compliance with the contract provisions or program requirements. No ~~health care~~ *healthcare* provider shall be compelled under the provisions of this section to provide individual medical records of patients who are not clients of ~~the a state medicare health assistance program, the state medicaid program or the state children's health insurance program.~~ State and local governmental agencies are authorized and directed to provide to the inspector general requested information, assistance or cooperation.

(e) Except as otherwise provided in this section, the inspector general and all employees and former employees of the office of inspector general shall be subject to the same duty of confidentiality imposed by law on any such person or agency with regard to any such information; and ~~shall be subject to any civil or criminal penalties imposed by law for violations of such duty of confidentiality.~~ The duty of confidentiality imposed on the inspector general and all employees and former employees of the office of inspector general shall be subject to the provisions of subsection (f), and the inspector general may furnish all such information to the attorney general, Kansas bureau of investigation or office of the United States attorney in Kansas pursuant to subsection (f). Upon receipt thereof, the attorney general, Kansas bureau of investigation or office of the United States attorney in Kansas and all assistants and all other employees and

former employees of such offices shall be subject to the same duty of confidentiality with the exceptions that any such information may be disclosed in criminal or other proceedings ~~which~~ *that* may be instituted and prosecuted by the attorney general or the United States attorney in Kansas, and any such information furnished to the attorney general, the Kansas bureau of investigation or the United States attorney in Kansas under subsection (f) may be entered into evidence in any such proceedings.

(f) All investigations conducted by the inspector general shall be conducted in a manner that ensures the preservation of evidence for use in criminal prosecutions, civil actions or agency administrative actions. If the inspector general determines that a possible criminal act or false claim relating to fraud in the provision or administration of such programs has been committed, the inspector general shall immediately notify the attorney general. If the inspector general determines that a possible criminal act has been committed within the jurisdiction of the office, the inspector general may request the special expertise of the Kansas bureau of investigation. The inspector general may present for prosecution the findings of any criminal investigation to the office of the attorney general, *applicable district or county attorney* or the office of the United States attorney in Kansas.

(g) (1) To carry out the duties as described in this section, the inspector general and the inspector general's designees shall have:

(A) *Original jurisdiction to investigate crimes related to public assistance, including those found in K.S.A. 21-5926 through 21-5932, 39-709, 39-720 and 75-726, and amendments thereto;*

(B) *the power to issue, serve or cause to be served subpoenas or other process of service in aid of investigations;*

(C) *the power to compel by subpoena the attendance and testimony of witnesses and the production of books, electronic records and papers as directly related to ~~such~~ state cash, food or health assistance programs;*

(D) *the power to administer oaths and take sworn statements under penalty of perjury;*

(E) *the power to serve and execute in any county search warrants that relate to investigations being executed by the office of the inspector general.*

(2) Access to contractor files shall be limited to those files necessary to verify the accuracy of the contractor's invoices or its compliance with the contract provisions. ~~No health-care~~ *healthcare* provider shall be compelled to provide individual medical records of patients who are not clients of such a program or programs.

(h) The inspector general shall report all convictions, terminations and suspensions taken against vendors, contractors and ~~health-care~~ *healthcare* providers to any agency contracting with or responsible for licensing or regulating those persons or entities. If the inspector general determines reasonable suspicion exists that an act relating to the violation

of an agency licensure or regulatory standard has been committed by a vendor, contractor or ~~health care~~ *healthcare* provider who is licensed or regulated by an agency, the inspector general shall immediately notify such agency of the possible violation, *unless such notification would jeopardize an ongoing criminal investigation.*

(i) The inspector general shall make annual reports, findings and recommendations regarding the office's investigations into reports of fraud, waste, abuse and illegal acts relating to any such programs to the appropriate state agency, the legislative post auditor, the committee on ways and means of the senate, the committee on appropriations of the house of representatives, the attorney general and the governor. ~~These~~ *Such* reports shall include, but not be limited to, the following information:

(1) ~~Aggregate provider billing and payment information;~~ (2) The number *and type* of audits of such programs administered by the department of health and environment *conducted* and the dollar savings, if any, resulting from those audits;

~~(3)~~ (2) ~~health care~~ *healthcare* provider sanctions, in the aggregate, including terminations and suspensions; and

~~(4)~~ (3) a detailed summary of the investigations undertaken in the previous fiscal year, ~~which summaries that~~ shall comply with all laws and rules and regulations regarding maintaining confidentiality in such programs.

(j) Based upon the inspector general's findings under subsection (c), the inspector general may make such recommendations to the state agency or agencies ~~which that~~ administer such program or programs or the legislature for changes in law, rules and regulations, policy or procedures as the inspector general deems appropriate to carry out the provisions of law or to improve the efficiency of such programs. The inspector general shall not be required to obtain permission or approval from any other official or department prior to making any such recommendation.

(k) (1) The inspector general shall make provision to solicit and receive reports of fraud, waste, abuse and illegal acts in such programs from any person or persons who shall possess such information. The inspector general shall not disclose or make public the identity of any person or persons who provide such reports pursuant to this subsection unless such person or persons consent in writing to the disclosure of such person's identity. Disclosure of the identity of any person who makes a report pursuant to this subsection shall not be ordered as part of any administrative or judicial proceeding. Any information received by the inspector general from any person concerning fraud, waste, abuse or illegal acts in such programs shall be confidential and shall not be disclosed or made public, upon subpoena or otherwise, except such information may be disclosed if:

(A) Release of the information would not result in the identification of the person who provided the information;

(B) the person or persons who provided the information to be disclosed consent in writing prior to its disclosure;

(C) the disclosure is necessary to protect the public health; or

(D) the information to be disclosed is required in an administrative proceeding or court proceeding and appropriate provision has been made to allow disclosure of the information without disclosing to the public the identity of the person or persons who reported such information to the inspector general.

(2) No person shall:

(A) Prohibit any agent, employee, contractor or subcontractor from reporting any information under ~~subsection (k)~~ *paragraph* (1); or

(B) require any such agent, employee, contractor or subcontractor to give notice to the person prior to making any such report.

(3) ~~Subsection (k)~~ *Paragraph* (2) shall not be construed as:

(A) Prohibiting an employer from requiring that an employee inform the employer as to legislative or auditing agency requests for information or the substance of testimony made, or to be made, by the employee to legislators or the auditing agency, as the case may be, on behalf of the employer;

(B) permitting an employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the employee is requested by a legislator or legislative committee to appear before a legislative committee or by an auditing agency to appear at a meeting with officials of the auditing agency;

(C) authorizing an employee to represent the employee's personal opinions as the opinions of the employer; or

(D) prohibiting disciplinary action of an employee who discloses information ~~which~~ *that*:

(i) The employee knows to be false or which the employee discloses with reckless disregard for its truth or falsity;

(ii) the employee knows to be exempt from required disclosure under the open records act; or

(iii) is confidential or privileged under statute or court rule.

(4) Any agent, employee, contractor or subcontractor who alleges that disciplinary action has been taken against such agent, employee, contractor or subcontractor in violation of this section may bring an action for any damages caused by such violation in district court within 90 days after the occurrence of the alleged violation.

(5) Any disciplinary action taken against an employee of a state agency or firm as such terms are defined under K.S.A. 75-2973, and amendments thereto, for making a report under ~~subsection (k)~~ *paragraph* (1) shall be governed by the provisions of K.S.A. 75-2973, and amendments thereto.

(l) The scope, timing and completion of any audit or investigation conducted by the inspector general shall be within the discretion of the inspector general. Any audit conducted by the inspector general's office shall adhere and comply with all provisions of generally accepted governmental auditing standards promulgated by the United States government accountability office.

(m) Nothing in this section shall limit investigations by any state department or agency that may otherwise be required or permitted by law or that may be necessary in carrying out the duties and functions of such agency.

(n) No contractor who has been convicted of fraud, waste, abuse or illegal acts or whose actions have caused the state of Kansas to pay fines to or reimburse the federal government more than \$1,000,000 in the medicaid program shall be eligible for any state medicaid contracts subsequent to such conviction unless the attorney general finds that the contractor is the sole source for such contracts, is the least expensive source for the contract, has reimbursed the state of Kansas for all losses caused by the contractor, or the removal of the contractor would create a substantial loss of access for medicaid beneficiaries, in which case, after a specific finding to this effect, the prohibition of this subsection may be waived by the attorney general. Nothing in this section shall be construed to conflict with federal law, or to require or permit the use of federal funds where prohibited.

(o) All information and records of the inspector general that are made, maintained, kept, obtained or received under any investigation or audit under this section shall be confidential, except as required or authorized pursuant to this section.

Sec. 2. K.S.A. 75-7427 is hereby repealed.

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

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2217**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 109

HOUSE BILL No. 2311*

AN ACT concerning children and minors; relating to the secretary for children and families; prohibiting the secretary from adopting and enforcing policies for placement, custody or appointment of a custodian that may conflict with sincerely held religious or moral beliefs regarding sexual orientation or gender identity; creating a right of action for violations against the secretary for children and families.

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

Section 1. (a) The secretary for children and families shall not adopt, implement or enforce a policy for selection as an out-of-home or adoptive placement or custody for adoption, appointment as a permanent or SOUL custodian or licensure under K.S.A. 65-501 et seq., and amendments thereto, that:

(1) Requires a person to affirm, accept or support any governmental policy regarding sexual orientation or gender identity that may conflict with the person's sincerely held religious or moral beliefs; or

(2) prohibits selection, appointment or licensure, if otherwise eligible, of a person because of such person's sincerely held religious or moral beliefs regarding sexual orientation or gender identity or intent to guide or instruct a child consistent with such beliefs.

(b) This section shall not be construed to:

(1) Prohibit the secretary from considering the religious or moral beliefs of a child or the child's biological family or community, including, but not limited to, beliefs regarding sexual orientation and gender identity, in relation to the religious or moral beliefs of a person selected or being considered for placement, custody or appointment, when determining whether an out-of-home or adoptive placement, custody for adoption or appointment of a custodian is in the best interests of the child; or

(2) prohibit or relieve the secretary from making out-of-home or adoptive placements, custody for adoption or appointments of a custodian in the best interests of the child as otherwise required by law.

(c) (1) A person aggrieved by a violation of subsection (a) may recover actual damages, injunctive relief, costs and reasonable attorney fees from the department for children and families.

(2) The department for children and families shall be liable for any action taken by a contractor that violates this section.

(3) No action for a violation of subsection (a) shall be brought against an entity that contracts with the department.

(d) This section shall be a part of and supplemental to the revised Kansas code for care of children.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

Governor's veto overridden.

(See Messages from the Governor)

Published in the *Kansas Register* May 1, 2025.

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2311**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 110

Senate Substitute for HOUSE BILL No. 2240*

AN ACT concerning public assistance; requiring approval by an act of the legislature prior to any state agency seeking or implementing any public assistance program waiver or other authorization from the federal government that expands eligibility for any public assistance program, increases cost to the state or makes certain changes in services for persons with intellectual or developmental disabilities; authorizing approval of such waivers, other authorizations or changes by the legislative coordinating council when the legislature is not in session.

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

Section 1. (a) Except as provided in subsection (b), on and after July 1, 2025, no state agency shall seek or implement any:

(1) Public assistance program waiver or other authorization from the federal government, including, but not limited to, a medicaid state plan, state plan amendment, state demonstration or a waiver pursuant to section 1115 or 1915 of the federal social security act, that would expand eligibility for any public assistance program to any additional individuals or class of individuals or would increase any cost to the state unless the legislature expressly consents to and approves of such waiver or other authorization by an act of the legislature; or

(2) changes to funding structures, day services or targeted case management services for persons with intellectual or developmental disabilities unless the legislature expressly consents to and approves of such change by an act of the legislature.

(b) (1) When the legislature is not in session, a state agency may request that the legislative coordinating council approve a public assistance program waiver or other authorization or a change to funding structures, day services or targeted case management services for persons with intellectual or developmental disabilities.

(2) A state agency shall provide official notification to the legislative coordinating council that such agency is requesting approval of an action that requires legislative approval pursuant to this section. Upon official receipt of such notification, the legislative coordinating council shall meet within 14 calendar days to consider and take action on such request.

(3) Pursuant to K.S.A. 46-1202, and amendments thereto, the legislative coordinating council may take action to approve or refuse a state agency's request or designate a standing committee or special committee to review such state agency's request and make recommendations to the legislative coordinating council based on the committee's review.

(c) For purposes of this section:

(1) "Public assistance program" means any assistance under K.S.A. 39-709, and amendments thereto; and

(2) “state agency” means the same as defined in K.S.A. 75-3701, and amendments thereto.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.

Governor’s veto overridden.

(See Message from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2240**, was not approved by the Governor on April 9, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 111

Senate Substitute for HOUSE BILL No. 2382

AN ACT concerning education; requiring school districts to include a human fetal development presentation as part of the curriculum for any course that addresses human growth, human development or human sexuality; authorizing the state board of education to establish the rate of compensation for members of the state board; amending K.S.A. 72-253 and repealing the existing section.

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

New Section 1. Any school district that offers any course or other instruction that addresses human growth, human development or human sexuality shall include, as part of such course or instruction, a presentation of a high-quality, computer-generated animation or high-definition ultrasound of at least three minutes in duration that shows the development of the brain, heart and other vital organs in early human fetal development.

Sec. 2. K.S.A. 72-253 is hereby amended to read as follows: 72-253. (a) The state board of education may authorize members thereof to attend in-state meetings for participation in matters of educational interest to the state of Kansas, and when attending a meeting so authorized, members shall receive ~~compensation and~~ travel expenses and subsistence expenses or allowances as provided in K.S.A. 75-3212, *and amendments thereto*, for members of the legislature. Whenever under any provision of law, a member of the state board of education is authorized to attend an out-of-state meeting, or whenever the state board of education authorizes one of its members to attend an out-of-state meeting for participation in matters of educational interest to the state of Kansas such members, when attending a meeting so authorized, shall receive ~~compensation and~~ travel expenses ~~and~~ or subsistence expenses as provided in K.S.A. 75-3212, *and amendments thereto*, for members of the legislature.

(b) *Notwithstanding the provisions of K.S.A. 75-3212, and amendments thereto, during any fiscal year, each member of the board of education shall receive compensation in an amount established by the state board of education for the member's service at regularly scheduled meetings of the board of education and any other in-state meeting for participation in matters of educational interest to the state of Kansas.*

Sec. 3. K.S.A. 72-253 is hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2382**, was not approved by the Governor on April 9, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 112

HOUSE BILL No. 2062

AN ACT concerning children and families; relating to orders of child support; providing for child support for unborn children from the date of conception and including the direct medical and pregnancy-related expenses of the mother; requiring the court to consider the value of retirement accounts when determining support orders; eliminating the exemption and retirement moneys from claims to fulfill child support obligations; providing for an income tax exemption for unborn and stillborn children; amending K.S.A. 20-165, 23-2205, 23-3001 and 23-3002 and K.S.A. 2024 Supp. 60-2308 and 79-32,121 and repealing the existing sections.

WHEREAS, The amendments made to the provisions of K.S.A. 23-3002 and K.S.A. 2024 Supp. 60-2308 by this act shall be known as the support compliance and accountability for responsible support act (SCARS).

Now, therefore:

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

Section 1. K.S.A. 20-165 is hereby amended to read as follows: 20-165. (a) The supreme court shall adopt rules establishing guidelines for the amount of child support to be ordered in any action in this state including, but not limited to, K.S.A. 39-755 and K.S.A. 23-2215, and amendments thereto, article 30 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, and K.S.A. 23-2711, and amendments thereto.

(b) In adopting such rules, the court shall consider all relevant factors, including, but not limited to:

- (1) The needs of the child;
 - (2) the standards of living and circumstances of the parents;
 - (3) the relative financial means of the parents;
 - (4) the earning ability of the parents;
 - (5) the need and capacity of the child for education;
 - (6) the age of the child;
 - (7) the financial resources and earning ability of the child;
 - (8) the responsibility of the parents for the support of others; ~~and~~
 - (9) the value of services contributed by both parents; ~~and~~
 - (10) *the direct medical and pregnancy-related expenses of the mother.*
- (c) *The maximum amount of child support to be ordered for the support of an unborn child shall not exceed the direct medical and pregnancy-related expenses of the mother of the unborn child. Pregnancy-related expenses shall not include any costs related to an elective abortion.*

(d) *The amount of child support determined pursuant to subsection (b) (10) shall be calculated from the date of conception of such mother's child. Interest shall accrue for any such amount of child support at the statutory rate provided under K.S.A. 16-204, and amendments thereto, and shall continue to accrue until the payment of such child support is no longer in arrearage.*

(e) *As used in this section:*

(1) *“Elective abortion” means an abortion for any reason other than to prevent the death of the mother upon whom the abortion is performed, except that an abortion may not be deemed one to prevent the death of the mother based on a claim or diagnosis that such mother will engage in conduct that would result in such mother’s death; and*

(2) *“unborn child” means the same as defined in K.S.A. 23-3001, and amendments thereto.*

Sec. 2. K.S.A. 23-2205 is hereby amended to read as follows: 23-2205.

(a) As used in this act, “parent and child relationship” means the legal relationship existing between a child and the child’s biological or adoptive parents incident to which the law confers or imposes rights, privileges, duties and obligations. ~~It~~ *“Parent and child relationship”* includes the mother and child relationship and the father and child relationship.

(b) *For purposes of this section, the term “child” includes any unborn child as defined in K.S.A. 23-3001, and amendments thereto.*

Sec. 3. K.S.A. 23-3001 is hereby amended to read as follows: 23-3001.

(a) In any action under article 27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, the court shall make provisions for the support and education of the minor children.

(b) Regardless of the type of custodial arrangement ordered by the court, the court may order the child support and education expenses to be paid by either or both parents for any child less than 18 years of age, at which age the support shall terminate unless:

(1) The parent or parents agree, by written agreement approved by the court, to pay support beyond the time the child reaches 18 years of age;

(2) the child reaches 18 years of age before completing the child’s high school education in which case the support shall not terminate automatically, unless otherwise ordered by the court, until June 30 of the school year during which the child became 18 years of age if the child is still attending high school; or

(3) the child is still a bona fide high school student after June 30 of the school year during which the child became 18 years of age, in which case the court, on motion, may order support to continue through the school year during which the child becomes 19 years of age so long as the child is a bona fide high school student and the parents jointly participated or knowingly acquiesced in the decision ~~which that~~ delayed the child’s completion of high school. The court, in extending support pursuant to ~~subsection (b)(3)~~ *this paragraph*, may impose such conditions as are appropriate and shall set the child support utilizing the guideline table category for 12-year through 18-year-old children. For purposes of this section, “bona fide high school student” means a student who is enrolled in full accordance with the policy of the accredited high school in which

the student is pursuing a high school diploma or a graduate equivalency diploma (GED).

(c) ~~Provision for payment of support and educational expenses of a child after reaching 18 years of age if still attending high school shall apply to any child subject to the jurisdiction of the court, including those whose support was ordered prior to July 1, 1992. If an agreement approved by the court prior to July 1, 1992, provides for termination of support before the date provided by subsection (b)(3), the court may review and modify such agreement, and any order based on such agreement, to extend the date for termination of support to the date provided by subsection (b)(3).~~ *As used in article 30 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, the term "unborn child" means a living individual organism of the species homo sapiens, in utero, at any stage of gestation from fertilization to birth.*

Sec. 4. K.S.A. 23-3002 is hereby amended to read as follows: 23-3002.

(a) In determining the amount to be paid for child support, the court shall:

(1) Follow the Kansas child support guidelines adopted by the supreme court pursuant to K.S.A. 20-165, and amendments thereto; and

(2) *take into consideration and shall order the use of the total value of any individual retirement plan account that is qualified under sections 401(a), 401(k), 403(a), 403(b), 408, 408A or 409 of the federal internal revenue code of 1986 if the person has experienced a loss of income or termination from employment due to loss, revocation, suspension or surrender of a professional license because of professional misconduct or voluntary underemployment.*

(b) (1) *If a parent accumulates a child support arrearage and experiences a loss of income or termination from employment due to loss, revocation, suspension or surrender of a professional license because of professional misconduct or voluntary underemployment the court shall, upon the occurrence of a distributable event as defined by the terms of the qualified plan, order the use of individual retirement plan accounts described in subsection (a)(2) to pay the arrearage with a one-time lump-sum distribution until:*

(A) *All funds in such accounts are exhausted; or*

(B) *the parent establishes other means to satisfy the child support obligations.*

(2) *Claims for child support against an individual retirement plan account described in subsection (a)(2) shall:*

(A) *Not require a plan to make any distributions that are not otherwise authorized by the terms of the plan;*

(B) *be subject to early withdrawal penalties and taxable income as a distribution; and*

(C) *be executed through direct payment from the retirement account through the Kansas payment center.*

(c) Any person who files a motion requesting a child support order or modification order shall include in such filing a completed domestic relations affidavit and proposed child support worksheet.

Sec. 5. K.S.A. 2024 Supp. 60-2308 is hereby amended to read as follows: 60-2308. (a) Money received by any debtor as pensioner of the United States within three months ~~next~~ *immediately* preceding the issuing of an execution, ~~or~~ attachment, or garnishment process, ~~cannot~~ *shall not* be applied to the payment of the debts of such pensioner ~~when~~ *if* it appears by the affidavit of the debtor or otherwise that such pension money is necessary for the maintenance of the debtor's support or a family support wholly or in part by the pension money. The filing of the affidavit by the debtor, or making proof as provided in this section, shall be prima facie evidence of the necessity of such pension money for such support. It shall be the duty of the court ~~in which~~ *where* such proceeding is pending to release all moneys held by such attachment or garnishment process, immediately upon the filing of such affidavit, or the making of such proof.

(b) Except as provided in subsection (c), any money or other assets payable to a participant or beneficiary from, or any interest of any participant or beneficiary in, a retirement plan ~~which~~ *that* is qualified under sections 401(a), 403(a), 403(b), 408, 408A or 409 of the federal internal revenue code of 1986, and amendments thereto, shall be exempt from any and all claims of creditors of the beneficiary or participant. Any such plan shall be conclusively presumed to be a spendthrift trust under these statutes and the common law of the state.

(c) ~~Any~~ *A* plan or arrangement described in subsection (b), *a retirement plan that is qualified under section 401(k) of the federal internal revenue code of 1986, an individual retirement account and any similar retirement instruments, including contributions and amounts within such instruments* shall not be exempt from the claims of an alternate payee under a qualified domestic relations order *or a child support order issued pursuant to article 30 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto.* ~~However,~~ The interest of any and all alternate payees under a qualified domestic relations order shall be exempt from any and all claims of any creditor, other than the Kansas department for children and families, of the alternate payee. As used in this subsection, ~~the terms~~ "alternate payee" and "qualified domestic relations order" have the meaning ascribed to them in section 414(p) of the federal internal revenue code of 1986, and amendments thereto.

(d) The provisions of subsections (b) and (c) shall apply to any proceeding ~~which~~ *that*:

- (1) Is filed on or after July 1, 1986; or
- (2) was filed on or after January 1, 1986, and is pending or on appeal July 1, 1986.

(e) Money held by the central unit for collection and disbursement of support payments designated pursuant to K.S.A. 39-7,135, and amendments thereto, the Kansas department for children and families, any clerk of a district court or any district court trustee in connection with a court order for the support of any person, whether the money is identified as child support, spousal support, alimony or maintenance, shall be exempt from execution, attachment or garnishment process.

(f) (1) The provisions of this subsection shall apply to any proceeding ~~which~~ *that*:

- (A) Is filed on or after January 1, 2002; or
- (B) was filed prior to January 1, 2002, and is pending on or on appeal after January 1, 2002.

(2) Except as provided by paragraphs (3) and (4) ~~of this subsection~~, if the designated beneficiary of a family postsecondary education savings account established pursuant to K.S.A. 75-640 et seq., and amendments thereto, is a lineal descendant of the account owner, all moneys in the account shall be exempt from any claims of creditors of the account owner or designated beneficiary.

(3) The provisions of paragraph (2) ~~of this subsection~~ shall not apply to *claims of any creditor of an account owner, as to amounts contributed within a one-year period preceding*:

(A) ~~Claims of any creditor of an account owner, as to amounts contributed within a one-year period preceding~~ The date of the filing of a bankruptcy petition under 11 U.S.C. § 101 et seq.; or

(B) ~~claims of any creditor of an account owner, as to amounts contributed within a one-year period preceding~~ an execution on judgment for such claims against the account owner.

(4) The provisions of paragraph (2) ~~of this subsection~~ shall not apply to *claims of any creditor of an account owner, as to amounts exceeding \$5,000 contributed within a period of time that is more than one year but less than two years preceding*:

(A) ~~Claims of any creditor of an account owner, as to amounts exceeding \$5,000 contributed within a period of time which is more than one year but less than two years preceding~~ The date of the filing of a bankruptcy petition under 11 U.S.C. § 101 et seq.; or

(B) ~~claims of any creditor of an account owner, as to amounts exceeding \$5,000 contributed within a period of time which is more than one year but less than two years preceding~~ an execution on judgment for such claims against the account owner.

Sec. 6. K.S.A. 2024 Supp. 79-32,121 is hereby amended to read as

follows: 79-32,121. (a) For tax year ~~2024~~ 2025, and all tax years thereafter, a taxpayer shall be allowed a Kansas exemption as follows:

(1) In the case of married individuals filing a joint return, a personal exemption of \$18,320;

(2) in the case of all other individuals with a filing status of single, head of household or married filing separate, a personal exemption of \$9,160; ~~and~~

(3) in addition to the amount allowed pursuant to paragraph (1) or (2), a personal exemption of \$2,320 for each dependent for which such taxpayer is entitled to a deduction for the taxable year for federal income tax purposes; *and*

(4) *in addition to the amount allowed pursuant to paragraphs (1), (2) and (3), an unborn child as defined in K.S.A. 23-3001, and amendments thereto, shall be recognized as a dependent and shall be allowed a personal exemption of \$2,320 as follows:*

(A) *For live births, the unborn child personal exemption shall be an additional exemption for any qualifying dependent of the taxpayer pursuant to paragraph (3) who was born in the taxable year; and*

(B) *for an unborn child who does not result in a live birth known as a stillbirth as defined in K.S.A. 65-2401, and amendments thereto, and for whom a certificate of stillbirth is filed pursuant to law, a personal exemption may be allowed by the taxpayer who is a parent for the taxable year of the issuance of the certificate.*

(b) In addition to the exemptions provided in subsection (a), any individual who has been honorably discharged from active service in any branch of the armed forces of the United States and who is certified by the United States department of veterans affairs or its successor to be in receipt of disability compensation at the 100% rate, if the disability is permanent and was sustained through military action or accident or resulted from disease contracted while in such active service, such individual shall be allowed an additional Kansas exemption of \$2,250 for tax year 2023 and all tax years thereafter.

Sec. 7. K.S.A. 20-165, 23-2205, 23-3001 and 23-3002 and K.S.A. 2024 Supp. 60-2308 and 79-32,121 are hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the statute book.

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that **HB 2062**, was not approved by the Governor on April 9, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025, by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

CHAPTER 113

SENATE BILL No. 5

AN ACT concerning elections; relating to the transparency in revenues underwriting elections act; prohibiting the use of funds provided by the United States government for the conduct of elections and election-related activities unless approved by the legislature; amending K.S.A. 25-2436 and repealing the existing section.

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

Section 1. K.S.A. 25-2436 is hereby amended to read as follows: 25-2436. (a) The provisions of this section shall be known and may be cited as the transparency in revenues underwriting elections act.

(b) As used in this section:

(1) “Election official” means any county election officer or the chief state election official, as such terms are defined in K.S.A. 25-2504, and amendments thereto, and any officer or employee of such election official.

(2) “Federal government” means any branch, agency, department, office, bureau or instrumentality of the government of the United States.

(3) “Governmental agency” means the state or any agency or political subdivision or instrumentality thereof.

(4) “Person” means any individual, corporation, partnership, company, organization, political party, political committee or any other private entity.

(c) (1) No election official shall knowingly accept or expend any moneys, directly or indirectly, from any person, except as provided in any acts of appropriation or as otherwise provided by state law, for any expenditures related to conducting, funding or otherwise facilitating the administration of an election pursuant to law.

(2) No governmental agency, including, but not limited to, any election official, shall knowingly accept or expend any moneys, directly or indirectly, from the federal government, except as provided in any acts of appropriation or as otherwise provided by state law, for any expenditures related to conducting, funding or otherwise facilitating the administration of an election pursuant to law or for any election-related activities, including, but not limited to, voter registration and voter assistance. Provided that such expenditures are authorized by acts of appropriation or as otherwise provided by state law, any moneys received from the federal government shall only be expended for those purposes authorized by an act of congress appropriating such moneys. The provisions of this paragraph shall not apply to the receipt and expenditure of moneys for election security.

(d) The provisions of this section shall not apply to:

(1) Any moneys collected by an election official from the payment of fees or assessed costs as required by law; or

(2) any moneys received as campaign contributions for any candidate for the office of county clerk.

(e) A violation of this section is a severity level 9, nonperson felony.

Sec. 2. K.S.A. 25-2436 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Governor's veto overridden.

(See Messages from the Governor.)

Published in the *Kansas Register* May 1, 2025.

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **SB 5**, was not approved by the Governor on March 26, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins

Speaker of the House of Representatives

Susan W. Kannarr

Chief Clerk of the House of Representatives

Ty Masterson

President of the Senate

Corey Carnahan

Secretary of the Senate

CHAPTER 114

SENATE BILL No. 14*

AN ACT concerning the state budget; providing for a continuous budget until amended, lapsed or eliminated by the legislature; providing temporary reallocations; establishing conditions and limitations therefor; repealing section 1 of 2025 Senate Bill No. 14.

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

Section 1. (a) Except as provided further, if the legislature does not amend, lapse or eliminate any existing appropriation in the current fiscal year on or before July 1 of any year, on July 1, such existing appropriations provided for the previous fiscal year shall be in effect in the new fiscal year and all subsequent fiscal years until amended, lapsed or eliminated by the legislature. If the biennial budget for state agencies listed in K.S.A. 75-3717(f), and amendments thereto, has not been enacted on or before June 30 of any year, the department of administration may, for accounting purposes, adjust its appropriation account structure, beginning on July 1 of such year, to reflect the appropriation account structure in the biennial state agencies budget.

(b) All appropriations to any state agency, expenditures from which, by law, may be made only with the approval of the governor, state finance council, secretary of administration or other entity, shall be construed to be conditional appropriations, which shall become available only as contemplated expenditures therefrom are approved by the governor, state finance council, secretary of administration or other entity as required by law.

(c) Whenever a continuing appropriation from any account or fund has accomplished its purpose or is no longer deemed necessary for such purpose, the secretary of administration is authorized to lapse such appropriation balance or decrease the expenditure limitation, in whole or in part, to the account or fund from which it was appropriated upon consultation with the head of the state agency concerned. Prior to taking any action under this subsection, the secretary of administration shall consult with the director of the budget and the director of legislative research. The provisions of this subsection shall not apply to any continuing appropriation of the legislative branch or the judicial branch.

(d) All continuing appropriations are subject to the specific provision that, when and if the federal government funding of any portion of a program is reduced or terminated, state participation in the program may be reduced by the secretary of administration, in the same proportion as such federal reduction, and such state reduction shall be implemented by the responsible state agency. Prior to taking any action under this subsection, the secretary of administration shall consult with

the director of the budget and the director of legislative research. Notwithstanding any other provision of law, local units of government are hereby authorized to make similar proportional reductions in such local unit's support of such programs.

(e) If any continuing appropriation that is made to match or secure federal funds is in excess of the amount required to match or secure federal funds, the state agency that is responsible for the administration of such funds shall promptly notify the director of the budget, who shall promptly notify the governor and the state finance council. Such funds shall not be expended unless first approved by the state finance council. Such state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such authorization also may be given while the legislature is in session.

(f) (1) Except as provided in paragraph (2), all continuing appropriations, accounts and special revenue fund balances within the state general fund or any special revenue fund may be made temporarily available for the purpose of allowing encumbrances or financing expenditures of other state general fund or any special revenue fund activities whenever there are insufficient moneys in the funds or accounts from which the activities are financed if there are accounts receivable balances or moneys anticipated to be received that will be sufficient to repay the fund or account from which moneys are transferred. The secretary of administration, in consultation with the appropriate state agency head, director of the budget and director of legislative research, shall determine the composition and allowability of the accounts receivable balances and anticipated moneys to be received for this purpose and, following approval by the state finance council, shall specifically approve the use of surplus moneys from the state general fund or any special revenue fund. Such funds shall not be expended unless first approved by the state finance council. Such state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such authorization also may be given while the legislature is in session. The secretary of administration shall reallocate available moneys from the budget stabilization fund, established in K.S.A. 75-6706, and amendments thereto, prior to reallocating moneys from any other account or fund.

(2) (A) The secretary of administration shall limit the total amount of any temporary reallocations to an account or fund other than the state general fund to \$400,000,000.

(B) The secretary of administration shall limit the total amount of any temporary reallocations to the state general fund at any one time during a

fiscal year to an amount equal to 9% of the total amount authorized to be expended or transferred by demand transfer from the state general fund, calculated by the secretary as of that time and for that fiscal year.

(C) In addition to the amount permitted for temporary reallocations in subparagraph (B), the secretary may permit an additional 3% of the total amount authorized to be expended or transferred by demand transfer from the state general fund, calculated by the secretary as of that time and for that fiscal year, to be used for temporary reallocations to the state general fund but only if the reallocation is for a period not to exceed 30 days. Reallocations may not be made under this subparagraph for consecutive periods.

(D) This paragraph does not apply to reallocations from the budget stabilization fund to the state general fund.

(E) Prior to taking any action under this paragraph, the secretary of administration shall consult with the director of the budget and the director of legislative research.

(3) If a continuing appropriation to an account within the state general fund or a special revenue fund is transferred from an account or fund that by law is an interest-bearing account or fund, then on or before the 10th day of each month during any fiscal year of such continuing appropriation, the director of accounts and reports shall transfer from the state general fund to such interest-bearing account or fund interest earnings based on: (A) The average daily balance of such interest-bearing account or fund for the preceding month; and (B) the net earnings rate for the pooled money investment portfolio for the preceding month.

(4) The secretary of administration shall not exercise the authority granted in this subsection if a temporary reallocation would jeopardize the cash flow of any fund or account from which a temporary reallocation would be made.

(5) If the secretary of administration exercises or proposes to exercise the authority granted in this subsection, the secretary shall publish and transmit a report to the members of the house committee on appropriations and the senate committee on ways and means on a monthly basis specifying the date, amount, source and use of any outstanding temporary reallocation or proposed reallocation of moneys for the period covered by the report.

(g) As used in this section, “continuing appropriation” means the appropriation provided for in the previous fiscal year.

(h) If any provision or clause of this section or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to the end the provisions of this section are declared to be severable.

Sec. 2. On July 1, 2030, section 1 of 2025 Senate Bill No. 14 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Governor's veto overridden.

(See Messages from the Governor)

Published in the *Kansas Register* May 1, 2025.

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **SB 14**, was not approved by the Governor on March 26, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins

Speaker of the House of Representatives

Susan W. Kannarr

Chief Clerk of the House of Representatives

Ty Masterson

President of the Senate

Corey Carnahan

Secretary of the Senate

CHAPTER 115

Substitute for SENATE BILL No. 29

AN ACT concerning public health; removing the authorization for a county or joint board of health or local health officer to prohibit public gatherings when necessary for the control of infectious or contagious diseases; amending K.S.A. 65-119 and 65-129b and K.S.A. 2024 Supp. 65-101 and repealing the existing sections.

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

Section 1. K.S.A. 2024 Supp. 65-101 is hereby amended to read as follows: 65-101. (a) The secretary of health and environment shall exercise general supervision of the health of the people of the state and may:

(1) Where authorized by any other statute, require reports from appropriate persons relating to the health of the people of the state, so *that* a determination of the causes of sickness and death among the people of the state may be made through the use of these reports and other records;

(2) investigate the causes of disease, including especially, epidemics and endemics, the causes of mortality and effects of locality, employments, conditions, food, water supply, habits and other circumstances affecting the health of the people of this state and the causes of sickness and death;

(3) advise other offices and agencies of government concerning location, drainage, water supply, disposal of excreta and heating and ventilation of public buildings;

(4) make sanitary inspection and survey of such places and localities as the secretary deems advisable;

(5) take action to prevent the introduction of infectious or contagious disease into this state and ~~to prevent~~ the spread of infectious or contagious disease within this state. If such action is intended to exclude, isolate, quarantine or otherwise restrict movement of people within the state, then such action shall not be taken without probable cause, supported by oath or affirmation; *and*

(6) provide public health outreach services to the people of the state, including educational and other activities designed to increase the individual's awareness and appropriate use of public and other preventive health services.

(b) The secretary of health and environment may adopt rules and regulations necessary to carry out the provisions of subsection (a). In addition to other remedies provided by law, the secretary is authorized to apply to the district court, and such court shall have jurisdiction upon a hearing and for cause shown to grant a temporary or permanent injunction to compel compliance with such rules and regulations.

(c) In the event of a state of disaster emergency declared by the governor pursuant to K.S.A. 48-924, and amendments thereto, or a state of local disaster emergency declared pursuant to K.S.A. 48-932, and

amendments thereto, the legislature may revoke an order issued by the secretary to take action related to such disaster emergency as provided in this subsection. Such order may be revoked at any time by concurrent resolution of the legislature or, when the legislature is not in session or is adjourned during session for three or more days, such order may be revoked by the legislative coordinating council with the affirmative vote of five members thereof.

(d) Any party aggrieved by an action taken pursuant to K.S.A. 65-101 through 65-129f, and amendments thereto, may file a civil action in the district court of the county where the order was issued within 30 days after such order is issued. A request for a hearing shall not stay or enjoin an isolation or quarantine order. The court shall conduct a hearing within 72 hours after receipt of a petition in any such action. The court shall grant the request for relief unless the court finds that such order is narrowly tailored to the purpose stated in the order and uses the least restrictive means to achieve such purpose.

Sec. 2. K.S.A. 65-119 is hereby amended to read as follows: 65-119.

(a) Any county or joint board of health or local health officer having knowledge of any infectious or contagious disease, or of a death from such disease, within their jurisdiction, shall immediately exercise and maintain a supervision over such case or cases during their continuance, seeing that all such cases are properly cared for and that the provisions of this act ~~as pertaining to isolation, restriction of communication, quarantine and disinfection~~ are duly enforced. The county or joint board of health or local health officer shall communicate without delay all information ~~as pertaining to existing conditions to the secretary of health and environment. The local health officer shall confer personally, if practicable, otherwise by letter, with the person in attendance upon the case, as to its future management and control. The county or joint board of health or local health officer is hereby empowered and authorized to prohibit~~ *may recommend against public gatherings when necessary for the control of any and all infectious or contagious disease.*

(b) Any disclosure or communication of information relating to infectious or contagious diseases required to be disclosed or communicated under subsection (a) ~~of this section~~ shall be confidential and shall not be disclosed or made public beyond the requirements of subsection (a) ~~of this section or subsection (a) of K.S.A. 65-118(a), and amendments thereto, except as otherwise permitted by subsection (e) of K.S.A. 65-118(c), and amendments thereto.~~

Sec. 3. K.S.A. 65-129b is hereby amended to read as follows: 65-129b.

(a) Notwithstanding the provisions of K.S.A. 65-119, 65-122, 65-123, 65-126 and 65-128, and amendments thereto, and any rules or regulations adopted thereunder, in investigating actual or potential exposures to an

infectious or contagious disease that is potentially life-threatening, the local health officer or the secretary:

(1)~~(A)~~ May issue an order requiring an individual who the local health officer or the secretary has reason to believe has been exposed to an infectious or contagious disease to seek appropriate and necessary evaluation and treatment;

~~(B)~~(2) when the local health officer or the secretary determines that it is medically necessary and reasonable to prevent or reduce the spread of the disease or outbreak believed to have been caused by the exposure to an infectious or contagious disease, may order an individual or group of individuals to go to and remain in places of isolation or quarantine until the local health officer or the secretary determines that ~~the~~ *such* individual no longer poses a substantial risk of transmitting the disease or condition to the public;

~~(C)~~(3) if a competent individual of 18 years of age or older or an emancipated minor refuses vaccination, medical examination, treatment or testing under this section, may require ~~the~~ *an* individual to go to and remain in a place of isolation or quarantine until the local health officer or the secretary determines that ~~the~~ *such* individual no longer poses a substantial risk of transmitting the disease or condition to the public; and

~~(D)~~(4) if, on behalf of a minor child or ward, a parent or guardian refuses vaccination, medical examination, treatment or testing under this section, may require ~~the~~ *a* minor child or ward to go to and remain in a place of isolation or quarantine and ~~must~~ *shall* allow the parent or guardian to accompany ~~the~~ *such* minor child or ward until the local health officer or the secretary determines that ~~the~~ *such* minor child or ward no longer poses a substantial risk of transmitting the disease or condition to the public; ~~and~~

~~(2) may order any sheriff, deputy sheriff or other law enforcement officer of the state or any subdivision to assist in the execution or enforcement of any order issued under this section.~~

Sec. 4. K.S.A. 65-119 and 65-129b and K.S.A. 2024 Supp. 65-101 are hereby repealed.

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

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **Sub SB 29**, was not approved by the Governor on April 3, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins

Speaker of the House of Representatives

Susan W. Kannarr

Chief Clerk of the House of Representatives

Ty Masterson

President of the Senate

Corey Carnahan

Secretary of the Senate

CHAPTER 116

SENATE BILL No. 269

AN ACT concerning taxation; relating to income and privilege taxes; providing that future tax rate decreases be contingent on exceeding revenue estimates and retaining a certain amount in the budget stabilization fund; amending K.S.A. 2024 Supp. 79-1107, 79-1108 and 79-32,110 and repealing the existing sections.

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

New Section 1. (a) As used in this section:

(1) “Adjusted consumer price ratio” means the fiscal year consumer price index divided by the base year consumer price index.

(2) “Adjusted general revenue fund collections” means actual tax receipt revenues to the state general fund from the Kansas income tax act and the privilege tax imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

(3) “Base year revenues” means actual tax receipt revenues to the state general fund for fiscal year 2024 in the amount of \$5,969,395,529 from the Kansas income tax act and the privilege tax imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

(4) “Base year consumer price index” means a 12-month average of the not seasonally adjusted consumer price index for all urban consumers for fiscal year 2024.

(5) “Excess fiscal year general revenue fund collections” means the positive difference from subtracting the inflation adjusted base year revenues from the adjusted general revenue fund collections from the immediately preceding fiscal year.

(6) “Fiscal year consumer price index” means a 12-month average of the not seasonally adjusted consumer price index for all urban consumers for the immediately preceding fiscal year.

(7) “Inflation adjusted base year revenues” means the base year revenues multiplied by the adjusted consumer price ratio.

(b) Commencing on August 15, 2025, and every August 15 thereafter, the director of the budget, in consultation with the director of legislative research, shall determine whether the total fiscal year adjusted general revenue fund collections from the immediately preceding fiscal year are in excess of the inflation adjusted base year revenues and if the amount of moneys in the budget stabilization fund established pursuant to K.S.A. 75-6706, and amendments thereto, is equal to or exceeds 15% of the prior fiscal year’s state tax receipt revenues to the state general fund. If the total fiscal year adjusted general revenue fund collections from the immediately

preceding fiscal year are in excess of the inflation adjusted base year revenues and the amount of moneys in the budget stabilization fund is equal to or exceeds 15% of the prior fiscal year's state tax receipt revenues to the state general fund, the director of the budget shall certify to the secretary of revenue the existence of such excess and the amount of the excess.

(c) In the event that the secretary of revenue certifies that the adjusted general revenue fund collections from the immediately preceding fiscal year are in excess of the inflation adjusted base year revenues and the amount of moneys in the budget stabilization fund is equal to or exceeds 15% of the prior fiscal year's state tax receipt revenues to the state general fund, the secretary shall calculate and publish the income tax and privilege tax rate reduction as a result of the excess. In calculating the income tax rate reduction, the excess fiscal year general revenue fund collections shall be computed that would result in the reduction of the income tax rates pursuant to subsection (d) in an amount approximately equal to the rate reductions down to the nearest 0.01% to go into effect for the next tax year. In calculating the privilege tax rate reduction pursuant to subsection (d), the reduction shall be a corresponding rate reduction that is equal to the total percentage adjustment to the corporate income tax. Such rate reductions shall remain in effect unless further reduced pursuant to this section. The income tax brackets and taxable income thresholds prescribed in K.S.A. 79-32,110(a), and amendments thereto, shall be adjusted to reflect the changes in income tax rates.

(d) The secretary shall first compute the reduction of the income tax rates pursuant to K.S.A. 79-32,110(a), and amendments thereto, that decreases proportionally all tax rates in effect. Once the lower income tax rate is decreased to 4%, there shall be no further reductions to the lower income tax rate and further reductions shall only be applied to reduce the higher income tax rate in effect. Upon the higher income tax rate being decreased to 4%, no further reductions shall occur to K.S.A. 79-32,110(a), and amendments thereto. The secretary shall then compute decreases to:

(1) The surtax imposed pursuant to K.S.A. 79-32,110(c), and amendments thereto. The surtax shall be decreased until the combined normal and surtax rates equal 4% that are imposed pursuant to K.S.A. 79-32,110(c), and amendments thereto. Once the combined normal and surtax rates pursuant to K.S.A. 79-32,110(c), and amendments thereto, equal 4%, no further reductions shall occur;

(2) the normal tax imposed pursuant to K.S.A. 79-1107, and amendments thereto. The normal tax shall be decreased until the combined normal and surtax rates equal 2.6% that are imposed pursuant to K.S.A. 79-1107, and amendments thereto. Once the combined normal and surtax rates pursuant to K.S.A. 79-1107, and amendments thereto, equal 2.6%, no further reductions shall occur; and

(3) the normal tax imposed pursuant to K.S.A. 79-1108, and amendments thereto. The normal tax shall be decreased until the combined normal and surtax rates equal 2.62% that are imposed pursuant to K.S.A. 79-1108, and amendments thereto. Once the combined normal and surtax rates pursuant to K.S.A. 79-1108, and amendments thereto, equal 2.62%, no further reductions shall occur.

Sec. 2. K.S.A. 2024 Supp. 79-1107 is hereby amended to read as follows: 79-1107. (a) Every national banking association and state bank located or doing business within the state shall pay to the state for the privilege of doing business within the state a tax according to or measured by its net income for the next preceding taxable year to be computed as provided in this act. Such tax shall consist of a normal tax and a surtax and shall be computed as follows *unless otherwise modified pursuant to section 1, and amendments thereto*:

(1) For tax year 2024, and all tax years thereafter, the normal tax shall be an amount equal to 1.94% of such net income; and

(2) the surtax shall be an amount equal to 2.125% of such net income in excess of \$25,000.

(b) The tax levied shall be in lieu of ad valorem taxes which might otherwise be imposed by the state or political subdivisions thereof upon shares of capital stock or the intangible assets of national banking associations and state banks.

Sec. 3. K.S.A. 2024 Supp. 79-1108 is hereby amended to read as follows: 79-1108. (a) Every trust company and savings and loan association located or doing business within the state shall pay to the state for the privilege of doing business within the state a tax according to or measured by its net income for the next preceding taxable year to be computed as provided in this act. Such tax shall consist of a normal tax and a surtax and shall be computed as follows *unless otherwise modified pursuant to section 1, and amendments thereto*:

(1) For tax year 2024, and all tax years thereafter, the normal tax on every trust company and savings and loan association shall be an amount equal to 1.93% of such net income; and

(2) the surtax on every trust company and savings and loan association shall be an amount equal to 2.25% of such net income in excess of \$25,000.

(b) The tax levied shall be in lieu of ad valorem taxes which might otherwise be imposed by the state or political subdivision thereof upon shares of capital stock or other intangible assets of trust companies and savings and loan associations.

Sec. 4. K.S.A. 2024 Supp. 79-32,110 is hereby amended to read as follows: 79-32,110. (a) *Resident individuals*. Except as otherwise provided

by K.S.A. 79-3220(a), and amendments thereto, a tax is hereby imposed upon the Kansas taxable income of every resident individual, which tax shall be computed in accordance with the following tax schedules *unless otherwise modified pursuant to section 1, and amendments thereto*:

(1) *Married individuals filing joint returns.*

(A) For tax years 2018 through 2023:

If the taxable income is:	The tax is:
Not over \$30,000	3.1% of Kansas taxable income
Over \$30,000 but not over \$60,000	\$930 plus 5.25% of excess over \$30,000
Over \$60,000	\$2,505 plus 5.7% of excess over \$60,000

(B) For tax year 2024, and all tax years thereafter:

If the taxable income is:	The tax is:
Not over \$46,000	5.2% of Kansas taxable income
Over \$46,000	\$2,392 plus 5.58% of excess over \$46,000

(2) *All other individuals.*

(A) For tax years 2018 through 2023:

If the taxable income is:	The tax is:
Not over \$15,000	3.1% of Kansas taxable income
Over \$15,000 but not over \$30,000	\$465 plus 5.25% of excess over \$15,000
Over \$30,000	\$1,252.50 plus 5.7% of excess over \$30,000

(B) For tax year 2024, and all tax years thereafter:

If the taxable income is:	The tax is:
Not over \$23,000	5.2% of Kansas taxable income
Over \$23,000	\$1,196 plus 5.58% of excess over \$23,000

(b) *Nonresident individuals.* A tax is hereby imposed upon the Kansas taxable income of every nonresident individual, which tax shall be an amount equal to the tax computed under subsection (a) as if the nonresident were a resident multiplied by the ratio of modified Kansas source income to Kansas adjusted gross income.

(c) *Corporations.* A tax is hereby imposed upon the Kansas taxable income of every corporation doing business within this state or deriving in-

come from sources within this state. Such tax shall consist of a normal tax and a surtax and shall be computed as follows unless otherwise modified pursuant to K.S.A. 2024 Supp. 74-50,321 *or section 1*, and amendments thereto:

(1) The normal tax shall be in an amount equal to 4% of the Kansas taxable income of such corporation; and

(2) the surtax shall be in an amount equal to 3% of the Kansas taxable income of such corporation in excess of \$50,000.

(d) *Fiduciaries.* A tax is hereby imposed upon the Kansas taxable income of estates and trusts at the rates provided in subsection (a)(2).

(e) Notwithstanding the provisions of subsections (a) and (b), for tax years 2018 through 2023, married individuals filing joint returns with taxable income of \$5,000 or less; and all other individuals with taxable income of \$2,500 or less; shall have a tax liability of zero.

Sec. 5. K.S.A. 2024 Supp. 79-1107, 79-1108 and 79-32,110 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the statute book.

Governor's veto overridden.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **SB 269**, was not approved by the Governor on April 9, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins

Speaker of the House of Representatives

Susan W. Kannarr

Chief Clerk of the House of Representatives

Ty Masterson

President of the Senate

Corey Carnahan

Secretary of the Senate

CHAPTER 117

SENATE BILL No. 125
(Amended by Chapter 128)

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AN ACT making and concerning appropriations for the fiscal years ending June 30, 2025, June 30, 2026, and June 30, 2027, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain capital improvement projects, as-

ssessments and fees; authorizing certain transfers; imposing certain restrictions and limitations; directing or authorizing certain disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2024 Supp. 2-223, 12-1775a, 12-5256, 65-180, 74-50,107, 74-8711, 74-99b34, 76-775, 76-7,107, 76-7,155, 76-7,157, 79-2989, 79-3425i, 79-34,171, 79-4804 and 82a-955 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, 2025, June 30, 2026, and June 30, 2027, appropriations are hereby made, restrictions and limitations are hereby imposed and transfers, capital improvement projects, assessments, fees, receipts, disbursements, procedures 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) The provisions of this act relating to fiscal year 2026 shall be known and may be cited as the omnibus appropriation act of 2025 and shall constitute the omnibus reconciliation spending limit bill for the 2025 regular session of the legislature for purposes of K.S.A. 75-6702(a), 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. (a) The department of corrections is hereby authorized and directed to pay the following amount from the Hutchinson correctional facility – facilities operations account of the state general fund for lost property to the following claimants:

Perry L. Isley #45786 Hutchinson Correctional Facility P.O. Box 1568 Hutchinson, KS 67504-1568.....	\$50.00
Kendall Golston #104039 Hutchinson Correctional Facility P.O. Box 1568 Hutchinson, KS 67504-1568.....	\$30.04

- (b) The department of corrections is hereby authorized and directed to pay the following amount from the Larned state correctional facility – facilities operations account of the state general fund for lost property to the following claimant:
- | | |
|---|---------|
| Franklyn Harrison #6004387
Larned State Correctional Facility
1318 KS Hwy #264
Larned, KS 67550-9304 | \$50.00 |
|---|---------|

(c) The department of corrections is hereby authorized and directed to pay the following amount from the Lansing correctional facility – facilities operations account of the state general fund for lost property to the following claimant:

Dexter Robinson #123892

P.O. Box 2

Lansing, KS 66043\$100.00

Sec. 3. The Kansas department for aging and disability services is hereby authorized and directed to pay the following amount from the department's operating expenditures account of the state general fund for failure to timely process a request for home and community-based (HCBS) eligibility concerning a resident that resulted in a loss of reimbursement for such services to the following claimant:

Hillside Village, LLC

33600 W 85 St.

DeSoto, KS 66018\$3,100

Sec. 4. The Kansas department of health and environment is hereby authorized and directed to pay the following amount from the department's operating expenditures account of the state general fund for failure to timely process a request for home and community-based (HCBS) eligibility concerning a resident that resulted in a loss of reimbursement for such services to the following claimant:

Hillside Village, LLC

33600 W 85 St.

DeSoto, KS 66018\$3,100

Sec. 5. (a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure, prior to the payment of any amount to any claimant or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding their respective claims.

Sec. 6.

ABSTRACTERS' BOARD OF EXAMINERS

(a) 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:

Abstracters' fee fund (016-00-2700-0100)	
For the fiscal year ending June 30, 2026.....	\$25,723
For the fiscal year ending June 30, 2027.....	\$25,733

Sec. 7.

BOARD OF ACCOUNTANCY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by the state finance council by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the board of accountancy fee fund (082-00-2701-0100) of the board of accountancy is hereby increased from \$482,769 to \$506,816.

Sec. 8.

BOARD OF ACCOUNTANCY

(a) 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:

Board of accountancy fee fund (028-00-2701-0100)	
For the fiscal year ending June 30, 2026.....	\$483,965

Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$1,600.

For the fiscal year ending June 30, 2027.....	\$489,996
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Provided, That expenditures from the board of accountancy fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$1,600.

Special litigation reserve fund (028-00-2715-2700)	
For the fiscal year ending June 30, 2026.....	No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027No limit
Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2026, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2026, shall not exceed \$20,000: *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) During the fiscal year ending June 30, 2027, the executive director of the board of accountancy, with the approval of the director of the budget, may transfer moneys from the board of accountancy fee fund (028-00-2701-0100) to the special litigation reserve fund (028-00-2715-2700) of the board of accountancy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2027, shall not exceed \$20,000: *Provided further*, That the executive director of the board of accountancy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 9.

STATE BANK COMMISSIONER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the bank commissioner fee fund (094-00-2811) of the state bank commissioner is hereby decreased from \$13,607,801 to \$13,557,797.

Sec. 10.

STATE BANK COMMISSIONER

(a) There is appropriated for the above agency from the following

special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Bank commissioner fee fund (094-00-2811)
For the fiscal year ending June 30, 2026.....\$13,667,399

Provided, That expenditures from the bank commissioner fee fund for
the fiscal year ending June 30, 2026, for official hospitality for the divi-
sion of consumer and mortgage lending shall not exceed \$1,000: *Provided*
further, That expenditures from the bank commissioner fee fund for the
fiscal year ending June 30, 2026, for official hospitality for the division of
banking shall not exceed \$2,000.

For the fiscal year ending June 30, 2027\$13,711,453

Provided, That expenditures from the bank commissioner fee fund for
the fiscal year ending June 30, 2027, for official hospitality for the divi-
sion of consumer and mortgage lending shall not exceed \$1,000: *Provided*
further, That expenditures from the bank commissioner fee fund for the
fiscal year ending June 30, 2027, for official hospitality for the division of
banking shall not exceed \$2,000.

Bank examination and investigation fund (094-00-2013-1010)
For the fiscal year ending June 30, 2026.....No limit
For the fiscal year ending June 30, 2027No limit

Consumer education settlement fund (094-00-2560-2500)
For the fiscal year ending June 30, 2026.....No limit

Provided, That expenditures may be made from the consumer education
settlement fund for the fiscal year ending June 30, 2026, for consumer ed-
ucation purposes, which may be in accordance with contracts for such ac-
tivities, which are hereby authorized to be entered into by the state bank
commissioner or the deputy commissioner of the consumer and mortgage
lending division, as the case may require, and the entities conducting such
activities.

For the fiscal year ending June 30, 2027No limit

Provided, That expenditures may be made from the consumer education
settlement fund for the fiscal year ending June 30, 2027, for consumer ed-
ucation purposes, which may be in accordance with contracts for such ac-
tivities, which are hereby authorized to be entered into by the state bank
commissioner or the deputy commissioner of the consumer and mortgage
lending division, as the case may require, and the entities conducting such
activities.

Litigation expense fund (094-00-2499-2499)
For the fiscal year ending June 30, 2026.....No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2026, for costs, fees and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2026, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the litigation expense fund.

For the fiscal year ending June 30, 2027No limit

Provided, That the above agency is authorized to make expenditures from the litigation expense fund for the fiscal year ending June 30, 2027, for costs, fees and expenses associated with administrative or judicial proceedings regarding the enforcement of laws administered by the consumer and mortgage lending division and the enforcement and collection of assessed fines, fees and consumer refunds: *Provided further*, That, during the fiscal year ending June 30, 2027, a portion of the moneys collected as a result of fines and investigative fees collected by the consumer and mortgage lending division, as determined by the deputy of the consumer and mortgage lending division, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the litigation expense fund.

(b) During the fiscal years ending June 30, 2026, and June 30, 2027, notwithstanding the provisions of K.S.A. 9-2209, 9-2218, 16a-2-302 and 16a-6-104, and amendments thereto, or any other statute, all moneys received under the Kansas mortgage business act or the uniform consumer credit code for fines or settlement moneys designated for consumer education shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the consumer education settlement fund (094-00-2560-2500).

Sec. 11.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the board of barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby increased from \$221,901 to \$324,633.

Sec. 12.

KANSAS BOARD OF BARBERING

(a) 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:

Board of barbering fee fund (100-00-2704-0100)
For the fiscal year ending June 30, 2026.....\$258,595

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$500: *Provided, however*, That in addition to any expenditure limitation imposed on the board of barbering fee fund for fiscal year 2026, expenditures in an amount of not to exceed 90% of the balance of the barbering board fee fund may be made by the above agency from such fund for the fiscal year 2026 for purposes as determined necessary by the above agency.

For the fiscal year ending June 30, 2027\$262,654

Provided, That expenditures from the board of barbering fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$500: *Provided, however*, That in addition to any expenditure limitation imposed on the board of barbering fee fund for fiscal year 2027, expenditures in an amount of not to exceed 90% of the balance of the barbering board fee fund may be made by the above agency from such fund for the fiscal year 2027 for purposes as determined necessary by the above agency.

(b) Notwithstanding the provisions of K.S.A. 65-1817, and amendments thereto, or any other statute, during the fiscal years ending June 30, 2026, and June 30, 2027, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for the above agency for fiscal years 2026 and 2027 as authorized by this or any other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal years 2026 and 2027 to charge and collect a fee for the examination of an applicant to practice barbering in an amount of not more than \$150.

(c) During the fiscal year ending June 30, 2027, in addition to the other purposes for which expenditures may be made from the board of barbering fee fund for fiscal year 2027 by the above agency, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such fund to provide a plan detailing the above agency's five-year plan for the above agency's vehicle use and maintenance to accomplish the statutory duties

of the agency to the division of the budget, house of representatives committees on general government budget and appropriations and the senate committee on ways and means on or before June 30, 2027.

Sec. 13.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the behavioral sciences regulatory board fee fund (102-00-2730-0100) of the behavioral sciences regulatory board is hereby decreased from \$1,243,446 to \$1,206,956.

Sec. 14.

BEHAVIORAL SCIENCES REGULATORY BOARD

(a) 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:

Behavioral sciences regulatory board fee fund (102-00-2730-0100)

For the fiscal year ending June 30, 2026.....\$1,226,463

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2026, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2026.

For the fiscal year ending June 30, 2027.....\$1,234,535

Provided, That expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$1,000: *Provided further*, That all expenditures from the behavioral sciences regulatory board fee fund for the fiscal year ending June 30, 2027, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the behavioral sciences regulatory board fee fund for fiscal year 2027.

Coronavirus relief fund (102-00-3753)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Sec. 15.

STATE BOARD OF HEALING ARTS

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

eys 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:

Healing arts fee fund (105-00-2705-0100)
For the fiscal year ending June 30, 2026.....\$7,878,653

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$5,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2026, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2026.

For the fiscal year ending June 30, 2027.....\$8,037,946

Provided, That expenditures from the healing arts fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$5,000: *Provided further*, That all expenditures from the healing arts fee fund for the fiscal year ending June 30, 2027, for disciplinary hearings shall be in addition to any expenditure limitation imposed on the healing arts fee fund for fiscal year 2027.

Medical records maintenance trust fund (105-00-7206-7200)
For the fiscal year ending June 30, 2026.....\$35,000
For the fiscal year ending June 30, 2027.....\$35,000

Sec. 16.

KANSAS STATE BOARD OF COSMETOLOGY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon- eys 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:

Cosmetology fee fund (149-00-2706-0100)
For the fiscal year ending June 30, 2026.....\$1,315,590

Provided, That expenditures from the cosmetology fee fund for the fis- cal year ending June 30, 2026, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2027.....\$1,315,590

Provided, That expenditures from the cosmetology fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$2,000.

Sec. 17.

STATE DEPARTMENT OF CREDIT UNIONS

(a) On the effective date of this act, the expenditure limitation estab- lished for the fiscal year ending June 30, 2025, by section 145(f) of chap-

ter 88 of the 2024 Session Laws of Kansas on the credit union fee fund (159-00-2026-0100) of the state department of credit unions is hereby decreased from \$1,439,263 to \$1,397,029.

Sec. 18.

STATE DEPARTMENT OF CREDIT UNIONS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Credit union fee fund (159-00-2026-0100)

For the fiscal year ending June 30, 2026.....\$1,417,916

Provided, That expenditures from the credit union fee fund for the fiscal
year ending June 30, 2026, for official hospitality shall not exceed \$300.

For the fiscal year ending June 30, 2027.....\$1,374,455

Provided, That expenditures from the credit union fee fund for the fiscal
year ending June 30, 2027, for official hospitality shall not exceed \$300.

Sec. 19.

KANSAS DENTAL BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Dental board fee fund (167-00-2708-0100)

For the fiscal year ending June 30, 2026.....\$544,000

Provided, That expenditures from the dental board fee fund for the fis-
cal year ending June 30, 2026, for official hospitality shall not exceed
\$1,000.

For the fiscal year ending June 30, 2027.....\$510,000

Provided, That expenditures from the dental board fee fund for the fis-
cal year ending June 30, 2027, for official hospitality shall not exceed
\$1,000.

Special litigation reserve fund (167-00-2749-2000)

For the fiscal year ending June 30, 2026.....No limit

Provided, That no expenditures shall be made from the special litigation
reserve fund for the fiscal year ending June 30, 2026, except upon the
approval of the director of the budget acting after ascertaining that: (1)
Unforeseeable occurrence or unascertainable effects of a foreseeable oc-
currence characterize the need for the requested expenditure, and delay

until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027 No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 20.

STATE BOARD OF MORTUARY ARTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Mortuary arts fee fund (204-00-2709-0100)
For the fiscal year ending June 30, 2026.....\$353,511

Provided, That expenditures from the mortuary arts fee fund for the fiscal
year ending June 30, 2026, for official hospitality shall not exceed \$500.

For the fiscal year ending June 30, 2027\$359,143

Provided, That expenditures from the mortuary arts fee fund for the fiscal
year ending June 30, 2027, for official hospitality shall not exceed \$500.

Sec. 21.

KANSAS BOARD OF EXAMINERS IN FITTING
AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation estab-
lished for the fiscal year ending June 30, 2025, by section 145(f) of chapter
88 of the 2024 Session Laws of Kansas on the hearing instrument board
fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting
and dispensing of hearing instruments is hereby decreased from \$49,369
to \$37,986.

Sec. 22.

KANSAS BOARD OF EXAMINERS IN FITTING AND
DISPENSING OF HEARING INSTRUMENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Hearing instrument board fee fund (266-00-2712-9900)	
For the fiscal year ending June 30, 2026	\$38,255
For the fiscal year ending June 30, 2027	\$38,973
Hearing instrument litigation fund (266-00-2136-2136)	
For the fiscal year ending June 30, 2026	No limit

Provided, That no expenditures shall be made from the hearing instru-
ment litigation fund for the fiscal year ending June 30, 2026, except
upon the approval of the director of the budget acting after ascertain-
ing that: (1) Unforeseeable occurrence or unascertainable effects of
a foreseeable occurrence characterize the need for the requested ex-
penditure, and delay until the next legislative session on the requested
action would be contrary to clause (3) of this proviso; (2) the requested
expenditure is not one that was rejected in the next preceding session
of the legislature and is not contrary to known legislative policy; and
(3) the requested action will assist the above agency in attaining an
objective or goal that bears a valid relationship to powers and functions
of the above agency.

For the fiscal year ending June 30, 2027	No limit
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Provided, That no expenditures shall be made from the hearing instru-
ment litigation fund for the fiscal year ending June 30, 2027, except upon
the approval of the director of the budget acting after ascertaining that:
(1) Unforeseeable occurrence or unascertainable effects of a foreseeable
occurrence characterize the need for the requested expenditure, and de-
lay until the next legislative session on the requested action would be con-
trary to clause (3) of this proviso; (2) the requested expenditure is not one
that was rejected in the next preceding session of the legislature and is
not contrary to known legislative policy; and (3) the requested action will
assist the above agency in attaining an objective or goal that bears a valid
relationship to powers and functions of the above agency.

Sec. 23.

BOARD OF NURSING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Board of nursing fee fund (482-00-2716-0200)	
For the fiscal year ending June 30, 2026.....	\$3,854,238
<i>Provided</i> , That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$500.	
For the fiscal year ending June 30, 2027.....	\$3,954,238
<i>Provided</i> , That expenditures from the board of nursing fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$500.	
Gifts and grants fund (482-00-7346-4000)	
For the fiscal year ending June 30, 2026.....	No limit
For the fiscal year ending June 30, 2027.....	No limit
Education conference fund (482-00-2209-0100)	
For the fiscal year ending June 30, 2026.....	No limit
For the fiscal year ending June 30, 2027.....	No limit
Criminal background and fingerprinting fund (482-00-2745-2700)	
For the fiscal year ending June 30, 2026.....	No limit
For the fiscal year ending June 30, 2027.....	No limit

Sec. 24.

BOARD OF EXAMINERS IN OPTOMETRY

(a) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the optometry fee fund (488-00-2717-0100) as authorized by section 24(a) of chapter 82 of the 2023 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made from such moneys in an amount of not to exceed \$1,000 for official hospitality.

Sec. 25.

BOARD OF EXAMINERS IN OPTOMETRY

(a) 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:

Optometry fee fund (488-00-2717-0100)	
For the fiscal year ending June 30, 2026.....	\$273,704
<i>Provided</i> , That expenditures from the optometry fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$1,000.	
For the fiscal year ending June 30, 2027.....	\$254,869

Provided, That expenditures from the optometry fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$1,000.

Optometry litigation fund (488-00-2547-2547)

For the fiscal year ending June 30, 2026.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027.....No limit

Provided, That no expenditures shall be made from the optometry litigation fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Criminal history fingerprinting fund (488-00-2565-2565)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Sec. 26.

STATE BOARD OF PHARMACY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the state board of pharmacy fee fund (531-00-2718-0100) of the state board of pharmacy is hereby decreased from \$3,768,713 to \$2,726,649.

Sec. 27.

STATE BOARD OF PHARMACY

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

eys 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:

State board of pharmacy fee fund (531-00-2718-0100)
For the fiscal year ending June 30, 2026.....\$2,947,109

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$2,500.

For the fiscal year ending June 30, 2027.....\$3,607,526

Provided, That expenditures from the state board of pharmacy fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$2,500.

State board of pharmacy litigation fund (531-00-2733-2700)
For the fiscal year ending June 30, 2026.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027.....No limit

Provided, That no expenditures shall be made from the state board of pharmacy litigation fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Prescription monitoring program fund (531-00-2827-2827)
For the fiscal year ending June 30, 2026.....No limit
For the fiscal year ending June 30, 2027.....No limit

Harold Rogers prescription fund (531-00-3188-3110)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Strategic prevention framework for prescription

drugs – federal fund (531-00-3284-3284)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Prescription drug overdose data-driven prevention

initiative – federal fund (531-00-3294-3294)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Public health crisis response fund (531-00-3602-3602)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

Non-federal gifts and grants fund (531-00-7018-7000)

For the fiscal year ending June 30, 2026.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2026: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2026 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 state board of pharmacy or a person designated by the president.

For the fiscal year ending June 30, 2027.....No limit

Provided, That the state board of pharmacy is hereby authorized to apply for and to accept grants and may accept donations, bequests or gifts during fiscal year 2027: *Provided, however*, That the board shall remit all moneys received under this proviso to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That, upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the non-federal gifts and grants fund: *And provided further*, That all expenditures from the non-federal gifts and grants fund for fiscal year 2027 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 state board of pharmacy or a person designated by the president.

- (b) During the fiscal year ending June 30, 2026, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2026, shall not exceed \$50,000; *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.
- (c) During the fiscal year ending June 30, 2027, the executive secretary of the state board of pharmacy, with the approval of the director of the budget, may transfer moneys from the state board of pharmacy fee fund (531-00-2718-0100) to the state board of pharmacy litigation fund (531-00-2733-2700) of the state board of pharmacy: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2027, shall not exceed \$50,000; *Provided further*, That the executive secretary of the state board of pharmacy shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 28.

REAL ESTATE APPRAISAL BOARD

- (a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all monies 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:
- Appraiser fee fund (543-00-2732-0100)
For the fiscal year ending June 30, 2026.....\$443,064
Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$500.
For the fiscal year ending June 30, 2027\$400,503
Provided, That expenditures from the appraiser fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$500.
- Federal registry clearing fund (543-00-7752-7000)
For the fiscal year ending June 30, 2026.....No limit
For the fiscal year ending June 30, 2027No limit
- AMC federal registry clearing fund (543-00-7755-7755)
For the fiscal year ending June 30, 2026.....No limit
For the fiscal year ending June 30, 2027No limit

Special litigation reserve fund (543-00-2698-2698)

For the fiscal year ending June 30, 2026 No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027 No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal years ending June 30, 2026, and June 30, 2027, the executive director of the real estate appraisal board, with the approval of the director of the budget, may transfer moneys from the appraiser fee fund (543-00-2732-0100) of the real estate appraisal board to the special litigation reserve fund (543-00-2698-2698) of the real estate appraisal board: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2026, and for the fiscal year ending June 30, 2027, shall not exceed \$20,000; *Provided further*, That the executive director of the real estate appraisal board shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(c) In addition to the other purposes for which expenditures may be made by the real estate appraisal board from moneys appropriated from any special revenue fund or funds for fiscal years 2025 and 2026 as authorized by section 27 of chapter 82 of the 2023 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such mon-

eys appropriated in such years to review the practical applications of real estate appraisal program and participate in such program to increase the number of appraisers available in Kansas and include the above agency's participation in the program in a report to the house committee on appropriations, house committee on general government budget and the senate committee on ways and means on or before January 31, 2026.

Sec. 29.

KANSAS REAL ESTATE COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all mon-
eys 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:

Real estate fee fund (549-00-2721-0100)	
For the fiscal year ending June 30, 2026.....	\$1,354,013
<i>Provided</i> , That expenditures from the real estate fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$1,000.	
For the fiscal year ending June 30, 2027.....	\$1,383,770
<i>Provided</i> , That expenditures from the real estate fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$1,000.	
Real estate recovery revolving fund (549-00-7368-4200)	
For the fiscal year ending June 30, 2026.....	No limit
For the fiscal year ending June 30, 2027.....	No limit
Background investigation fee fund (549-00-2722-2700)	
For the fiscal year ending June 30, 2026.....	No limit
For the fiscal year ending June 30, 2027.....	No limit
Special litigation reserve fund (549-00-2821-2821)	
For the fiscal year ending June 30, 2026.....	No limit
<i>Provided</i> , That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable oc- currence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be con- trary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.	
For the fiscal year ending June 30, 2027.....	No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

(b) During the fiscal year ending June 30, 2026, and June 30, 2027, the executive director of the Kansas real estate commission, with the approval of the director of the budget, may transfer moneys from the real estate fee fund (549-00-2721-0100) to the special litigation reserve fund of the Kansas real estate commission: *Provided*, That the aggregate of such transfers for the fiscal year ending June 30, 2026, and for the fiscal year ending June 30, 2027, shall not exceed \$20,000: *Provided further*, That the executive director of the Kansas real estate commission shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

Sec. 30.

STATE BOARD OF TECHNICAL PROFESSIONS

(a) 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:

Technical professions fee fund (663-00-2729-0100)

For the fiscal year ending June 30, 2026.....\$860,319

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$2,000.

For the fiscal year ending June 30, 2027.....\$875,120

Provided, That expenditures from the technical professions fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$2,000.

Special litigation reserve fund (663-00-2739-0200)

For the fiscal year ending June 30, 2026.....No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2026, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

For the fiscal year ending June 30, 2027No limit

Provided, That no expenditures shall be made from the special litigation reserve fund for the fiscal year ending June 30, 2027, except upon the approval of the director of the budget acting after ascertaining that: (1) Unforeseeable occurrence or unascertainable effects of a foreseeable occurrence characterize the need for the requested expenditure, and delay until the next legislative session on the requested action would be contrary to clause (3) of this proviso; (2) the requested expenditure is not one that was rejected in the next preceding session of the legislature and is not contrary to known legislative policy; and (3) the requested action will assist the above agency in attaining an objective or goal that bears a valid relationship to powers and functions of the above agency.

Sec. 31.

STATE BOARD OF VETERINARY EXAMINERS

(a) 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:

Veterinary examiners fee fund (700-00-2727-1100)
For the fiscal year ending June 30, 2026.....\$406,361

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$700.

For the fiscal year ending June 30, 2027\$412,101

Provided, That expenditures from the veterinary examiners fee fund for the fiscal year ending June 30, 2027, for official hospitality shall not exceed \$700.

Sec. 32.

GOVERNMENTAL ETHICS COMMISSION

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

Operating expenditures (247-00-1000-0103)

For the fiscal year ending June 30, 2026.....\$560,191

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

For the fiscal year ending June 30, 2027.....\$554,784

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2026, is hereby reappropriated for fiscal year 2027.

(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:

Governmental ethics commission fee fund (247-00-2188-2000)

For the fiscal year ending June 30, 2026.....No limit

For the fiscal year ending June 30, 2027.....No limit

(c) During the fiscal years ending June 30, 2026, and June 30, 2027, notwithstanding the provisions of K.S.A. 25-4152, 25-4180, 25-4181, 25-4186, 46-280, 46-288 and 75-3036, and amendments thereto, or any other statute, all moneys received from civil penalties charges and collected by the governmental ethics commission under K.S.A. 25-4152, 25-4180, 25-4181, 25-4186, 46-280 and 46-288, and amendments thereto, shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

Sec. 33.

LEGISLATIVE COORDINATING COUNCIL

(a) On the effective date of this act, of the \$821,290 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 24(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the legislative coordinating council – operations account (422-00-1000-0100), the sum of \$49,893 is hereby lapsed.

(b) On the effective date of this act, of the \$5,153,147 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 24(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the legislative research department – operations account (425-00-1000-0103), the sum of \$111,741 is hereby lapsed.

(c) On the effective date of this act, of the \$4,801,277 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 24(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the office of revisor of statutes – operations account (579-00-1000-0103), the sum of \$538,588 is hereby lapsed.

Sec. 34.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Legislative coordinating council –
operations (422-00-1000-0100)\$965,242

Provided, That any unencumbered balance in the legislative coordinating council – operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Legislative research department –
operations (425-00-1000-0103)\$5,632,057

Provided, That any unencumbered balance in the legislative research department – operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Office of revisor of statutes –
operations (579-00-1000-0103)\$5,060,760

Provided, That any unencumbered balance in the office of revisor of statutes – operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Legislative research department special
revenue fund (425-00-2111-2000)No limit
Legislature employment security fund.....No limit

(c) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the office of revisor of statutes and the legislative research department from moneys appropriated from the state general fund or any special revenue fund or funds for such agencies for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agencies from the state general fund or from any special revenue fund or funds for fiscal year 2026 to identify moneys in any state general fund account or special revenue fund of any state agency named

in this act that are moneys for services to students attending grades K-12 at any public school operated by a school district organized under the laws of this state and including moneys appropriated or received pursuant to articles 34, 51, 53 or 54 of chapter 72 of the Kansas Statutes Annotated, and amendments thereto: *Provided*, That during fiscal year 2026, such information shall be available for review during the preparation of school finance caseload estimations and the joint estimates of revenues pursuant to K.S.A. 75-6701, and amendments thereto.

Sec. 35.

LEGISLATURE

[†]

(b) On the effective date of this act, of the \$16,978,235 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 26(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operations (including official hospitality) account (428-00-1000-0103), the sum of \$3,924,863 is hereby lapsed.

Sec. 36.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operations (including official
hospitality) (428-00-1000-0103)\$25,522,660

Provided, That any unencumbered balance in the operations (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from this account, pursuant to vouchers approved by the chairperson or vice chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee that are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the ad-

visory committee as a regular member, but shall receive no per diem compensation: *And provided further*, That expenditures may be made from this account for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations prescribed by the legislative coordinating council: *And provided further*, That no expenditures shall be made from this account for any meeting of any joint committee, or of any subcommittee of any joint committee, chargeable to fiscal year 2026 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of copies of the permanent journals of the senate or the house of representatives to each member of the legislature during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this account for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this account for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, or any other statute, expenditures may be made from this account to reimburse members of the legislature for expenses incurred in printing correspondence with constituents: *And provided further*, That no expenses shall be reimbursed unless a legislator has first obtained approval for such printing by the director of legislative administrative services: *And provided further*, That such reimbursements shall only be issued after a legislator provides written receipts showing such expense to the director of legislative administrative services: *And provided further*, That the maximum amount reimbursed to any legislator shall be equal to or less than the maximum amount allotted to any legislator for constituent correspon-

dence pursuant to policies adopted by the legislative coordinating council: *And provided further*, That in addition to the provisions of the Kansas legislative intern program pursuant to legislative coordinating council policy 37, expenditures shall be made by the above agency from this account in fiscal year 2026 to pay for the actual mileage of Kansas legislative interns traveling to the capitol for the required minimum of 12 days of attendance at the capitol.

Legislative information
system (428-00-1000-0300)\$8,836,189

Provided, That any unencumbered balance in the legislative information system account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Legislative special
revenue fund (428-00-2260-2200)No limit

Provided, That expenditures may be made from the legislative special revenue fund, pursuant to vouchers approved by the chairperson or the vice chairperson of the legislative coordinating council, to pay compensation and travel expenses and subsistence expenses or allowances as authorized by K.S.A. 75-3212, and amendments thereto, for members and associate members of the advisory committee to the Kansas commission on interstate cooperation established under K.S.A. 46-407a, and amendments thereto, for attendance at meetings of the advisory committee which are authorized by the legislative coordinating council, except that: (1) The legislative coordinating council may establish restrictions or limitations, or both, on travel expenses, subsistence expenses or allowances, or any combination thereof, paid to members and associate members of such advisory committee; and (2) any person who is an associate member of such advisory committee, by reason of such person having been accredited by the national conference of commissioners on uniform state laws as a life member of that organization, shall receive the same travel expenses and subsistence expenses for attendance at meetings of the advisory committee as a regular member, but shall receive no per diem compensation: *Provided further*, That expenditures may be made from this fund for services, facilities and supplies provided for legislators in addition to those provided under the approved budget and for related copying, facsimile transmission and other services provided to persons other than legislators, in accordance with policies and any restrictions or limitations pre-

scribed by the legislative coordinating council: *And provided further*, That amounts are hereby authorized to be collected for such services, facilities and supplies in accordance with policies of the council: *And provided further*, That such amounts shall be fixed in order to recover all or part of the expenses incurred for providing such services, facilities and supplies and shall be consistent with policies and fees established in accordance with K.S.A. 46-1207a, and amendments thereto: *And provided further*, That all such amounts received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the legislative special revenue fund: *And provided further*, That all donations, gifts or bequests of money for the legislative branch of government that are received and accepted by the legislative coordinating council shall be deposited in the state treasury and credited to an account of the legislative special revenue fund: *And provided further*, That no expenditures shall be made from this fund for any meeting of any joint committee, or of any subcommittee of any joint committee, during fiscal year 2026 unless such meeting is approved by the legislative coordinating council: *And provided further*, That, notwithstanding the provisions of K.S.A. 45-116, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of copies of the permanent journals of the senate or the house of representatives to each member of the legislature during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and distribution of complete sets of the Kansas Statutes Annotated to each member of the legislature in excess of one complete set of the Kansas Statutes Annotated to each member at the commencement of the member's first term as legislator during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-138, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the legislator's name to be printed on one complete set of the Kansas Statutes Annotated during fiscal year 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 77-165, and amendments thereto, or any other statute, no expenditures shall be made from this fund for the printing and delivering of a set of the cumulative supplements of the Kansas Statutes Annotated to each member of the legislature in excess of one cumulative supplement set of the Kansas Statutes Annotated to each member of the legislature during fiscal year 2026.

Capitol restoration – gifts and
donations fund (428-00-7348-7000)..... No limit

(c) As used in this section, “joint committee” includes the joint committee on administrative rules and regulations, healthcare stabilization

fund oversight committee, joint committee on special claims against the state, legislative budget committee, joint committee on state building construction, joint committee on information technology, joint committee on pensions, investments and benefits, joint committee on state-tribal relations, confirmation oversight committee, J. Russell (Russ) Jennings joint committee on corrections and juvenile justice oversight, compensation commission, joint committee on Kansas security, Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight, capitol preservation committee, joint committee on child welfare system oversight, joint committee on fiduciary financial institutions oversight and any other committee, commission or other body for which expenditures are to be paid from moneys appropriated for the legislature for the expenses of any meeting of any such body or for the expenses of any member thereof.

(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 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall 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 2026 to install and make available during the 2026 regular session of the legislature short-range wireless technology to transmit live audio of the house of representatives and the senate chambers during such chambers' session with access to such audio limited to approved legislator devices or otherwise allow for bluetooth connection and provide an independent internet network for such technology and access to such network be limited to legislators.

(e) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2026 to create an interim study committee to examine the KanCare 3.0 program, including, but not limited to, the requirements, actions and rules of the department of health and environment and the Kansas department for aging and disability services in executing the program, and any actuarial and financial concerns and practices associated with the KanCare 3.0 program.

Sec. 37.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$3,478,835 appropriated for the above agency for the fiscal year ending June 30, 2025, by section

28(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operations (including legislative post audit committee) account (540-00-1000-0100), the sum of \$382,396 is hereby lapsed.

Sec. 38.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operations (including legislative post
audit committee) (540-00-1000-0100).....\$3,602,447

Provided, That any unencumbered balance in the operations (including legislative post audit committee) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Sec. 39.

GOVERNOR’S DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Governor’s department (252-00-1000-0503).....\$4,300,449

Provided, That any unencumbered balance in the governor’s department account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from this account for official hospitality and contingencies without limitation at the discretion of the governor: *And provided further*, That expenditures shall be made by the above agency from such account for fiscal year 2026 to provide to members of the public upon request information concerning all locations where the governor and the lieutenant governor traveled during fiscal year 2026 and the amount of travel expenses for each such location.

Domestic violence
prevention grants (252-00-1000-0600)\$25,110,151

Provided, That any unencumbered balance in the domestic violence prevention grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the domestic violence prevention grants account for official hospitality and contingencies without limitation at the discretion of the governor.

Child advocacy centers (252-00-1000-0610).....\$4,593,918

Provided, That any unencumbered balance in the child advocacy centers account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the child advocacy centers account for official hospitality and contingencies without limitation at the discretion of the governor.

CASA grant (252-00-1000-0630)\$1,230,535

Provided, That any unencumbered balance in the CASA grant account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the CASA grant account for official hospitality and contingencies without limitation at the discretion of the governor.

(b) Expenditures may be made by the above agency for travel expenses of the governor's spouse when accompanying the governor or when representing the governor on official state business, for travel and subsistence expenditures, for security personnel when traveling with the governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2026, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(c) Expenditures may be made by the above agency for travel expenses of the lieutenant governor's spouse when accompanying the lieutenant governor or when representing the lieutenant governor on official state business, for travel and subsistence expenditures, for security personnel when traveling with the lieutenant governor and for entertainment of officials and other persons as guests from the amount appropriated for the fiscal year ending June 30, 2026, by subsection (a) from the state general fund in the governor's department account (252-00-1000-0503).

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Special programs fund (252-00-2149)No limit

Provided, That expenditures may be made from the special programs fund for operating expenditures for the governor's department, including conferences and official hospitality: *Provided further*, That the governor is hereby authorized to fix, charge and collect fees for such conferences: *And provided further*, That fees for such conferences shall be fixed in order to recover all or part of the operating expenses incurred for such conferences, including official hospitality: *And provided further*, That all fees received for such conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special programs fund.

Conversion of materials and

equipment fund (252-00-2409)No limit
Kansas commission on disability concerns

fee fund (252-00-2767)No limit

White collar crime fund (252-00-2853)No limit

Residential substance abuse –	
federal fund (252-00-3006)	No limit
Arrest grant – federal fund (252-00-3082)	No limit
National criminal history improvement program –	
federal fund (252-00-3189)	No limit
Violence against women grant –	
federal fund (252-00-3214)	No limit
Project safe neighborhoods –	
federal fund (252-00-3217)	No limit
Coverdell forensic science improvement –	
federal fund (252-00-3227)	No limit
Crime victim assistance –	
federal fund (252-00-3260)	No limit
Pandemic assistance/vaccine	
equity fund (252-00-3372).....	No limit
Access visitation grant –	
federal fund (252-00-3460)	No limit
Battered women/family violence prevention –	
federal fund (252-00-3461)	No limit
Sexual assault services program –	
federal fund (252-00-3465)	No limit
Family violence prevention services –	
ARPA federal fund (252-00-3640)	No limit
Emergency rental assistance –	
federal fund (252-00-3646)	No limit
Coronavirus emergency supplemental –	
federal fund (252-00-3671)	No limit
Coronavirus relief fund –	
federal fund (252-00-3753)	No limit
American rescue plan –	
state fiscal relief –	
federal fund (252-00-3756)	No limit
Edward Byrne justice assistance grants –	
federal fund (252-00-3757)	No limit
Prison rape elimination act –	
federal fund (252-00-3758)	No limit
Homeowners’ assistance –	
federal fund (252-00-3759)	No limit
John R Justice grant –	
federal fund (252-00-3802)	No limit
Hispanic and Latino	
American affairs commission –	
donations fund (252-00-7236).....	No limit

Advisory commission on
African-American affairs –
donations fund (252-00-7242).....No limit
Sec. 40.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (082-00-1000-0103).....\$311,880
Safe and secure firearm detection program.....\$10,000,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2025 to oversee and implement the safe and secure firearm detection program in accordance with the requirements of this proviso: *Provided further*, That the above agency shall enter into a contract with a private vendor for firearm detection software to be used by a public school: *And provided further*, That such software shall: (1) Detect and alert building personnel and first responders regarding the presence of visible, unholstered firearms on the public school property; (2) be fully designated as qualified anti-terrorism technology under the federal SAFETY act, 6 U.S.C. § 441 et seq.; (3) integrate with a building’s security camera infrastructure; (4) be directly managed by the contracted vendor through a constantly monitored operations center that is staffed by highly trained analysts who can rapidly communicate possible threats to law enforcement and appropriate building personnel; and (5) be developed in the United States without the use of any third-party or open-source data: *And provided further*, That any public school may apply to the attorney general for authorization to use the firearm detection software: *And provided further*, That the application shall be in such form and manner as the above agency requires and submitted at a time determined and specified by the above agency: *And provided further*, That each application submitted by a public school shall specify the buildings in which such public school intends to use the firearm detection software: *Provided however*, That it is the intent of the legislature that this funding for the safe and secure firearm detection program terminate following fiscal year 2026 and that no additional state funding shall be provided for such program: *And provided further*, That if a unified school district decides to continue to use such program, such program shall be funded from existing resources of such district: *And provided further*, That, as used in this proviso, “public school” means any school operated by a school district organized under the laws of this state.

(b) On the effective date of this act, of the amount of moneys appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 32(a) of chapter 88 of the 2024 Session Laws of

Kansas from the state general fund in the litigation costs account (082-00-1000-0040), the sum of \$226,774 is hereby lapsed.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 32(b) of chapter 88 of the 2024 Session Laws of Kansas on the crime victims compensation fund (082-00-2563-2060) for state operations of the attorney general is hereby increased from \$681,791 to \$840,092.

[†]

Sec. 41.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Litigation costs (082-00-1000-0040)	\$40,000
<i>Provided</i> , That any unencumbered balance in the litigation costs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Operating expenditures (082-00-1000-0103)	\$9,201,268
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided, however</i> , That expenditures from this account for official hospitality shall not exceed \$2,000.	
Office of inspector general (082-00-1000-0300)	\$1,387,852
<i>Provided</i> , That any unencumbered balance in the office of inspector general account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided further</i> , That notwithstanding any statute to the contrary, expenditures shall be made by the above agency from such account during fiscal year 2026 for the office of inspector general to conduct an audit on the utilization of the service and repair of complex wheelchairs, annual preventative maintenance appointments and any necessary repairs not requiring prior authorization by the division of health care finance of the department of health and environment during fiscal year 2026.	
Child abuse grants (082-00-1000-0400)	\$75,000
Child exchange and visitation centers (082-00-1000-0450)	\$128,000
<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-7334, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, the above agency may use moneys in the child exchange and visitation centers account for matching funds.	
Abuse, neglect and exploitation unit (082-00-1000-0500)	\$400,000

Provided, That any unencumbered balance in the abuse, neglect and exploitation unit account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made by the attorney general from the abuse, neglect and exploitation unit account pursuant to contracts with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect or exploitation.

Protection from abuse (082-00-1000-0900)\$570,900

Any unencumbered balance in the following accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: Safe and secure firearm detection program: *Provided*, That all expenditures made by the above agency from such account during fiscal year 2026 shall be subject to the provisions of the provisos for such account pursuant to section 40(a): *Provided however*, That it is the intent of the legislature that this funding for the safe and secure firearm detection program terminate following fiscal year 2026 and that no additional state funding shall be provided for such program: *And provided further*, That if a unified school district decides to continue to use such program, such program shall be funded from existing resources of such district.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Court cost fund (082-00-2012-2000)No limit

Private detective fee fund (082-00-2029-2029)No limit

Provided, That, in furtherance of the purposes authorized by K.S.A. 75-7b17, and amendments thereto, specifically obtaining “such other information as deemed necessary by the attorney general” pursuant to K.S.A. 75-7b17(b)(5), and amendments thereto, expenditures may be made from the private detective fee fund to secure from the Kansas bureau of investigation criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications, juvenile diversions and juvenile expunged records for fingerprints submitted in conjunction with an application for a private detective firearm permit.

Scrap metal theft reduction

fee fund (082-00-2085-2100)No limit

Kansas attorney general batterer intervention program

certification fund (082-00-2103-2103)No limit

Attorney general’s committee on crime

prevention fee fund (082-00-2113-2090).....No limit

Provided, That, expenditures may be made from the attorney general's committee on crime prevention fee fund for operating expenditures directly or indirectly related to conducting training seminars organized by the attorney general's committee on crime prevention, including official hospitality: *Provided further*, That the attorney general is hereby authorized to fix, charge and collect fees for conducting training seminars organized by the attorney general's committee on crime prevention: *And provided further*, That such fees shall be fixed in order to recover all or part of the direct and indirect operating expenses incurred for conducting such seminars, including official hospitality: *And provided further*, That all fees received for conducting such seminars shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the attorney general's committee on crime prevention fee fund.

SSA fraud prevention	
federal fund (082-00-2174-2175)	No limit
Protection from abuse fund (082-00-2239-2030)	No limit
Bond transcript review	
fee fund (082-00-2254-2300)	No limit
Bail enforcement agents	
fee fund (082-00-2259-2259)	No limit

Provided, That, in furtherance of the purposes authorized by K.S.A. 75-7e01 through 75-7e09, and amendments thereto, expenditures may be made from the bail enforcement agents fee fund to secure from the Kansas bureau of investigation criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications, juvenile diversions and juvenile expunged records for fingerprints submitted in conjunction with an application for a bail enforcement agent license.

Fraud and abuse criminal	
prosecution fund (082-00-2262-2262)	No limit
Debt collection administration cost	
recovery fund (082-00-2305-2240)	No limit

Provided, That the attorney general shall deposit in the state treasury to the credit of the debt collection administration cost recovery fund all moneys remitted to the attorney general as administrative costs under contracts entered into pursuant to K.S.A. 75-719, and amendments thereto.

Interstate water	
litigation fund (082-00-2311-2295)	No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 82a-1802, and amendments thereto, expenditures may be made from the interstate water litigation fund for: (1) Litigation costs for the case of

Kansas v. Colorado No. 105, Original in the Supreme Court of the United States, including repayment of past contributions; (2) expenses related to the appointment of a river master or such other official as may be appointed by the Supreme Court to administer, implement or enforce its decree or other orders of the Supreme Court related to this case; and (3) expenses incurred by agencies of the state of Kansas to monitor actions of the state of Colorado and its water users and to enforce any settlement, decree or order of the Supreme Court related to this case.

Sexually violent predator

expense fund (082-00-2379-2310) No limit

Tobacco master settlement agreement

compliance fund (082-00-2383-2320) No limit

Conversion of materials and

equipment fund (082-00-2405-2040) No limit

Concealed weapon

licensure fund (082-00-2450-2400) No limit

County law enforcement

equipment fund (082-00-2470-2470) No limit

Abuse, neglect and exploitation of

people with disabilities unit grant

acceptance fund (082-00-2482-2500) No limit

Attorney general's open

government fund (082-00-2497-2497) No limit

Attorney general's antitrust special

revenue fund (082-00-2506-2050) No limit

Crime victims

compensation fund (082-00-2563-2060) No limit

Provided, That expenditures from the crime victims compensation fund for state operations shall not exceed \$851,889: *Provided further*, That any expenditures for payment of compensation to crime victims are authorized to be made from this fund regardless of when the claim was awarded.

Child exchange and visiting

centers fund (082-00-2579-2250) No limit

Crime victims assistance fund (082-00-2598-2070) No limit

Tort claims fund (082-00-2613-2080) No limit

Medicaid fraud prosecution

revolving fund (082-00-2641-2280) No limit

Provided, That all moneys recovered by the medicaid fraud and abuse division of the attorney general's office in the enforcement of state and federal law that are in excess of any restitution for overcharges and interest, including all moneys recovered as recoupment of expenses of investigation and prosecution, shall be deposited in the state treasury to the

credit of the medicaid fraud prosecution revolving fund: *Provided further*, That, notwithstanding the provisions of K.S.A. 21-5933, and amendments thereto, or any other statute, expenditures may be made from the medicaid fraud prosecution revolving fund for other operating expenditures of the attorney general's office for medicaid fraud prosecution direct and indirect costs.

False claims litigation
revolving fund (082-00-2650-2600) No limit

Provided, That expenditures may be made from the false claims litigation revolving fund for costs associated with litigation under the Kansas false claims act, K.S.A. 75-7501 et seq., and amendments thereto.

Children's advocacy
center fund (082-00-2654-2610) No limit
911 state maintenance fund (082-00-2747-2447) No limit

Roofing contractor
registration fund (082-00-2774-2774) No limit

Human trafficking victim
assistance fund (082-00-2775-2775) No limit

Criminal appeals cost fund (082-00-2779-2779) No limit
State medicaid fraud

forfeiture fund (082-00-2822-2822) No limit
Kansas fights addiction fund (082-00-2826-2826) No limit

Provided, That, notwithstanding K.S.A. 2024 Supp. 75-766, and amendments thereto, expenditures shall be made from the Kansas fights addiction fund to include under the Kansas fights addiction act as a qualified applicant, as defined in K.S.A. 2024 Supp. 75-776, and amendments thereto, any for-profit private entity that provides services for the purpose of preventing, reducing, treating or otherwise abating or remediating substance abuse or addiction and that has released its legal claims arising from covered conduct against each defendant that is required by opioid litigation to pay into the fund.

Municipalities fight
addiction fund (082-00-2838-2838) No limit

Charitable organizations
fee fund (082-00-2863-2863) No limit

Ed Byrne memorial justice assistance grant
federal fund (082-00-3057-3057) No limit

State medicaid fraud control unit –
federal fund (082-00-3060-3060) No limit

Medicaid fraud control unit (082-00-3060-3080) No limit
Com def sol – violence against women

federal fund (082-00-3082-3082) No limit

Crime victims compensation	
federal fund (082-00-3133-3020)	No limit
Ed Byrne state/local law enforcement	
federal fund (082-00-3213-3213)	No limit
Violence against women – ARRA	
federal fund (082-00-3214-3212)	No limit
Comm prsct/project safe neighborhood	
federal fund (082-00-3217-3217)	No limit
Public safety prtnt/comm	
pol fund (082-00-3218-3218)	No limit
Anti-gang initiative	
federal fund (082-00-3229-3229)	No limit
Alcohol impaired driving cntrmsr	
federal fund (082-00-3247-3247)	No limit
Children’s justice grant	
federal fund (082-00-3381-3381)	No limit
Sexual assault kit initiative	
federal fund (082-00-3416-3416)	No limit
Ed Byrne memorial JAG – ARRA	
federal fund (082-00-3455-3455)	No limit
DOT prohibit	
racial profiling (082-00-3566-3566)	No limit
Coronavirus relief fund (082-00-3753-3753)	No limit
Medicaid indirect cost	
federal fund (082-00-3919-3919)	No limit
Federal forfeiture fund (082-00-3940-3940)	No limit
Attorney general’s state agency	
representation fund (082-00-6125-6125)	No limit
Crime victims grants and	
gifts fund (082-00-7340-7010)	No limit
<i>Provided, That all private grants and gifts received by the crime victims compensation board shall be deposited to the credit of the crime victims grants and gifts fund.</i>	
Attorney general’s antitrust	
suspense fund (082-00-9002-9000)	No limit
Attorney general’s consumer protection	
clearing fund (082-00-9003-9010)	No limit
Medicaid fraud	
reimbursement fund (082-00-9034-9040)	No limit
Suspense fund (082-00-9112-9030)	No limit
SUID case registry fund (082-00-3098-3098)	No limit

(c) During the fiscal year ending June 30, 2026, grants made pursuant to K.S.A. 74-7325, and amendments thereto, from the protection from

abuse fund (082-00-2239-2030) and grants made pursuant to K.S.A. 74-7334, and amendments thereto, from the crime victims assistance fund (082-00-2598-2070) shall be made after consideration of the recommendation of an entity that has been designated by the United States department of health and human services and by the centers for disease control and prevention as the official domestic violence or sexual assault coalition.

(d) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the state general fund to the sexually violent predator expense fund (082-00-2379-2310) of the attorney general.

(e) Notwithstanding the provisions of K.S.A. 75-769, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, no expenditures shall be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, to set legal representation charges for state agencies at a rate exceeding \$100 per hour.

(f) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$600,000 from the state general fund to the medicaid fraud prosecution revolving fund (082-00-2641-2280) of the attorney general.

[†]

Sec. 42.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

HAVA election security grant.....\$200,000

Sec. 43.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Cemetery and funeral audit	
fee fund (622-00-2225).....	No limit
HAVA ELVIS fund (622-00-2353-2150).....	No limit
Conversion of materials and	
equipment fund (622-00-2418).....	No limit
Information and services	
fee fund (622-00-2430-2300)	No limit

Provided, That expenditures from the information and services fee fund for official hospitality shall not exceed \$2,500.

State register fee fund (622-00-2619-2500) No limit

Uniform commercial code

fee fund (622-00-2664-2600) No limit

Technology communication

fee fund (622-00-2672-2900) No limit

Athlete agent registration

fee fund (622-00-2674-2700) No limit

Democracy fund (622-00-2702) No limit

Provided, That all expenditures from the democracy fund shall be to provide matching funds to implement title II of the federal help America vote act of 2002, public law 107-252, as prescribed under that act.

Help America vote act federal fund (622-00-3091) No limit

HAVA title I federal fund (622-00-3283-3283) No limit

HAVA election security fund 2018 (622-00-3956-3956) No limit

State flag and banner fund (622-00-5130-4600) No limit

Secretary of state fee refund fund (622-00-9047) No limit

Suspense fund (622-00-9046) No limit

Electronic voting machine

examination fund (622-00-9101) No limit

Prepaid services fund (622-00-9114) No limit

Credit card clearing fund (622-00-9434) No limit

Professional employer

organization fee fund (622-00-2678) No limit

State homeland security grant

federal fund (622-00-3629-3629) No limit

(c) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from any special revenue fund or funds for fiscal year 2026 by the above agency, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such special revenue fund or funds to provide a report to the house appropriations committee and the senate ways and means committee detailing the costs of publication in a newspaper in each county pursuant to K.S.A. 64-103, and amendments thereto, of any constitutional amendment that is introduced by the legislature during the 2026 regular session of the legislature and detailing costs to local units of governments for conducting elections that include proposed constitutional amendments.

(d) On or before the 10th day of each month commencing on July 1, 2025, during fiscal year 2026, the director of accounts and reports shall

transfer from the state general fund to the democracy fund interest earnings based on:

- (1) The average daily balance of moneys in the democracy fund for the preceding month; and
- (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 44.

STATE TREASURER

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the state treasurer operating fund (670-00-2374-2300) of the state treasurer is hereby decreased from \$2,009,194 to \$1,904,147.

Sec. 45.

STATE TREASURER

(a) On the effective date of this act, notwithstanding the provisions of sections 12, 13 or 14 of chapter 97 of the 2023 Session Laws of Kansas, for fiscal years 2025, 2026 and 2027, the total of all amounts transferred from the state general fund to the build Kansas matching grant fund shall not exceed \$165,000,000.

(b) On July 1, 2025, the provisions of section 13(b) of chapter 97 of the 2023 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state general fund to the build Kansas matching grant fund: *Provided, however,* That if in the aggregate, the amount transferred from the state general fund to the build Kansas matching grant fund pursuant to any previous state finance council action is equal to \$165,000,000, then the provisions of this subsection are null and void.

(d) On the effective date of this act, during the fiscal years ending June 30, 2025, and June 30, 2026, in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund for fiscal year 2025 or 2026 from the water supply storage debt payment for Milford and Perry reservoirs account (039-00-1000-0610), as authorized by section 43 or 44 of chapter 82 of the 2023 Session Laws of Kansas, expenditures shall be made by the above agency to identify the amount of moneys that are determined to be a decrease in debt payments that would have been made for the water supply storage debt for Milford and Perry reservoirs because of a change in the method of interest rate calculation on such water supply storage debt as provided in the 2024 water resources development act of 2024, public law 118-272: *Provided,* That upon identifying such amount, the above agency

shall withhold an amount of not less than \$12,000,000 from being reinvested into United States treasury bills: *Provided further*, That the above agency shall certify such withheld amount to the director of accounts and reports: *And provided further*, That the state treasurer shall transmit a copy of such certification to the director of the budget, the director of legislative research, the executive director of the Kansas water office and the chief executive officer of the state board of regents: *Provided, however*, That such identification, withholding and certification of moneys pursuant to this subsection shall be subject to the provisions concerning the investment of the United States treasury bills, as authorized pursuant to section 41 of chapter 82 of the 2023 Session Laws of Kansas.

Sec. 46.

STATE TREASURER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Pregnancy compassion awareness program\$3,000,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to continue the statewide program, previously known as the alternatives to abortion program, to enhance and increase resources that promote childbirth instead of abortion to women facing unplanned pregnancies and to offer a full range of services, including pregnancy support centers, adoption assistance and maternity homes: *Provided further*, That the program shall include only the following services: Counseling and mentoring; care coordination for prenatal services, including connecting clients to health programs; providing educational materials and information about pregnancy and parenting; referrals to county and social service programs, including child care, transportation, housing and state and federal benefit programs; classes on life skills, budgeting, parenting, stress management, job training, job placement and obtaining a GED certificate; providing material items, including, but not limited to, car seats, cribs, maternity clothes, infant diapers and formula; and support groups in maternity homes: *And provided further*, That program services shall be made available to any Kansas resident who is a pregnant woman, the biological father of an unborn child, the biological or adoptive parent or legal guardian of a child 24 months of age or younger, a program participant who has experienced the loss of a child or a parent or legal guardian of a pregnant child who is a program participant: *And provided further*, That the provision and delivery of services under the program shall be dependent on participant needs as assessed by the nonprofit organization providing the services and not otherwise prioritized by any state agency: *And provided further*, That program services shall be available to participants only during pregnancy and continuing for up to 24 months after birth of the child: *And provided further*, That the

state treasurer shall continue to contract with the nonprofit organization that was awarded such contract in fiscal year 2025 to provide services under the pregnancy compassion awareness program, and such nonprofit organization shall subcontract with existing pregnancy centers, adoption agencies, maternity homes and social service organizations to provide program services to promote childbirth instead of abortion: *And provided further*, That such contract extension shall be for a term not longer than one year: *And provided further*, That the selected contractor and any subcontractors may provide services in addition to the enumerated program services, but such services shall not be funded through the pregnancy compassion awareness program: *And provided further*, That the state treasurer shall include as a condition of the contract extension with the nonprofit organization selected to provide program services: (1) The assessment of an administrative fine for failure to satisfy program requirements, including required reporting, or for the intentional or reckless misuse of any funds awarded by the terms of such contract, and such fine shall be in the amount of 10% of the funds awarded by the terms of such contract and shall be deposited into the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the state general fund; and (2) that such nonprofit organization shall submit a report to the legislature and the state treasurer on or before June 30, 2026, on the administration of the program during fiscal year 2026, including: The number of clients; the number of clients who participated in case management services; the number of case management hours provided to clients; the number of clients engaged in educational services or job training and placement activities; the number of newborns who were born to program participants; the number of such newborns placed for adoption; the number of fathers who participated in program services; the number of client satisfaction surveys completed; and any other information that shows the success of the contractor's administration of the program: *And provided further*, That the state treasurer shall establish the pregnancy compassion public awareness program to be administered by the same nonprofit organization contracted with to provide pregnancy compassion awareness program services: *And provided further*, That the purpose of the public awareness program is to help pregnant women who are at risk of having abortions to be made aware of the pregnancy compassion awareness program services: *And provided further*, That the public awareness program shall include the development and promotion of a website that provides a geographically indexed list of available pregnancy compassion awareness program services and nonprofit subcontractors that provide services: *And provided further*, That the public awareness program may include, but shall not be limited to, the use of television, radio, outdoor advertising, newspapers, magazines, other print media

and the internet to provide information about the pregnancy compassion awareness program services and subcontractors: *And provided further*, That, to the greatest extent possible, the secretary for children and families shall supplement and match moneys appropriated for the pregnancy compassion awareness program with federal and other public and private moneys, and such moneys shall be prioritized to be used preferentially for the program and the public awareness program and be transferred from the special revenue fund or funds of the Kansas department for children and families as identified by the secretary for children and families to the pregnancy compassion awareness program account to be expended for such programs: *Provided, however*, That the pregnancy compassion awareness program and the pregnancy compassion public awareness program and any moneys appropriated or expended therefor shall not be used to perform, induce, assist in the performing or inducing of or refer for abortions, and moneys appropriated or expended for such programs shall not be granted to organizations or affiliates of organizations that perform, induce, assist in the performing or inducing of or refer for abortions.

Aviation jobs loan program\$10,000,000

Provided, That expenditures shall be made by the above agency from such fund during fiscal year 2026 for the purpose of providing loans to eligible borrowers: *Provided further*, That eligible borrower means an airport authority or an entity engaged in the business of maintaining, repairing or overhauling aircraft in Kansas and such airport authority or entity demonstrates a need for such loan that will result in the creation of new aviation jobs: *And provided further*, That the state treasurer is hereby authorized to enter into loan agreements for purposes of the aviation jobs loan program: *And provided further*, That the state treasurer is hereby authorized to certify to the director of investments an amount of not to exceed \$30,000,000 of unencumbered funds pursuant to article 42 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, available for aviation jobs loan deposit loans: *And provided further*, That the state treasurer is hereby authorized to disseminate information and to provide aviation jobs loan deposit loan packages to eligible lending institutions as defined in K.S.A. 2024 Supp. 75-4291, and amendments thereto: *And provided further*, That the aviation jobs loan deposit loan package shall be completed by such eligible borrower before being forwarded to the eligible lending institution for consideration: *And provided further*, That such eligible lending institution that agrees to receive an aviation jobs loan deposit shall accept and review applications from eligible borrowers and shall apply all usual lending standards to determine the creditworthiness of such eligible borrowers: *And provided further*, That an eligible borrower shall certify on the loan application that the loan will be used exclusively for expenses involved in the maintaining, repairing or overhauling of aircraft in Kansas:

And provided further, That the eligible lending institution may approve or reject an aviation jobs loan deposit loan package based on the institution's evaluation of the eligible borrowers included in the package, the amount of the individual loan and other appropriate considerations: *And provided further*, That the eligible lending institution shall forward to the state treasurer an approved aviation jobs loan deposit loan package in the form and manner prescribed and approved by the state treasurer: *And provided further*, That the package shall include information regarding the amount of the loan requested by each eligible borrower and such other information regarding each eligible borrower that the state treasurer may require: *And provided further*, That such package shall include a certification by the applicant that such applicant is an eligible borrower: *And provided further*, That the state treasurer may accept or reject an aviation jobs loan deposit loan package based on the state treasurer's evaluation of whether the loan to the eligible borrower meets the requirements of the aviation jobs loan deposit program: *And provided further*, That if sufficient funds are not available for an aviation jobs loan deposit, then the applications may be considered in the order received when funds are once again available, subject to a review by the lending institution: *And provided further*, That upon acceptance, the state treasurer shall certify to the director of investments the amount required for such aviation jobs loan deposit loan package, and the director of investments shall place an aviation jobs loan deposit in the amount certified by the state treasurer with the eligible lending institution at an interest rate that is 2% below the market rate as provided in K.S.A. 75-4237, and amendments thereto, and that shall be recalculated on the first business day of January of each year using the market rate then in effect: *And provided further*, That the minimum interest rate shall be 0.25% if the market rate is below 2.25%: *And provided further*, That when necessary, the state treasurer may request the director of investments to place such aviation jobs loan deposit with the eligible lending institution prior to acceptance of an aviation jobs loan deposit loan package: *And provided further*, That the eligible lending institution shall enter into an aviation jobs loan deposit agreement with the state treasurer and such agreement shall include requirements necessary to implement the purposes of the aviation jobs loan deposit program: *And provided further*, That such requirements shall include an agreement by the eligible lending institution to lend an amount equal to the aviation jobs loan deposit to eligible borrowers at an interest rate that is not more than 3% greater than the interest rate on aviation jobs loan deposits that is provided to the eligible lending institution: *And provided further*, That such rate shall be recalculated on the first business day of January of each year using the market rate then in effect: *And provided further*, That the agreement shall include provisions authorizing the state treasurer to de-

termine the maximum term for all loans: *And provided further*, That the agreement shall include provisions for the reduction of the aviation jobs loan deposit in an amount equal to any payment of loan principal by the eligible borrower: *And provided further*, That upon the placement of an aviation jobs loan deposit with an eligible lending institution, the institution shall fund the loan to each approved eligible borrower listed in the aviation jobs deposit loan package in accordance with the aviation jobs loan deposit agreement between the institution and the state treasurer: *And provided further*, That the state of Kansas and the state treasurer shall not be liable to any eligible lending institution in any manner for payment of the principal or interest on any aviation jobs loan deposit loan to an eligible borrower: *And provided further*, That any delay in payments or default on the part of an eligible borrower does not in any manner affect the aviation jobs loan deposit agreement between the eligible lending institution and the state treasurer: *And provided further*, That, on or before January 12, 2026, the above agency shall submit a report to the senate committee on ways and means and the house of representatives committee on appropriations identifying the eligible lending institutions that are participating in the program and the eligible borrowers who have received an aviation jobs loan deposit loan: *And provided further*, That the report shall provide the aggregate amount of moneys loaned and the amount of moneys still available for loan, if any.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Bond services fee fund (670-00-2061-2500)	No limit
Kansas postsecondary education savings expense fund (670-00-2096-2000)	No limit
KS ABLE savings expense fund (670-00-2177-2177)	No limit
Unclaimed property expense fund (670-00-2362-2200)	No limit

Provided, That expenditures from the unclaimed property expense fund for official hospitality shall not exceed \$2,000.

State treasurer operating fund (670-00-2374-2300)	\$1,959,222
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Provided, That, notwithstanding the provisions of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, of all the moneys received under the uniform unclaimed property act during fiscal year 2026, the state treasurer is hereby authorized and directed to credit the first amount equal to the expenditure limitation

approved by this or other appropriation act of the legislature received and deposited in the state treasury to the state treasurer operating fund: *Provided further*, That, notwithstanding any provision of the uniform unclaimed property act, K.S.A. 58-3934 et seq., and amendments thereto, or any other statute, on June 30, 2026, the state treasurer shall certify any remaining unencumbered balance in the state treasurer operating fund exceeding \$100,000 to the director of accounts and reports, who shall transfer such certified amount from the state treasurer operating fund to the state general fund on June 30, 2026: *And provided further*, That, after such aggregate amount has been credited to the state treasurer operating fund, then all of the moneys received under the uniform unclaimed property act during fiscal year 2026 shall be credited as prescribed under the uniform unclaimed property act: *And provided further*, That all moneys credited to the state treasurer operating fund during fiscal year 2026 are to reimburse the state treasurer for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed to administer the provisions of the uniform unclaimed property act that are not otherwise reimbursed under any other provision of law.

Conversion of materials and	
equipment fund (670-00-2461-2700).....	No limit
Distinctive license plate	
royalty fund (670-00-2885-2885)	No limit
Other federal grants fund (670-00-3878-3878).....	No limit
Kansas postsecondary education savings	
program trust fund (670-00-7241-7100).....	No limit
Tax increment financing revenue	
replacement fund (670-00-7391-4700).....	No limit
Transportation development district	
sales tax fund (670-00-7601-7000)	No limit
County and city transient	
guest tax fund (670-00-7602-6600)	No limit
County and city retailers’	
sales tax fund (670-00-7608-6000)	No limit
Community improvement district sales	
tax fund (670-00-7610-7650).....	No limit
City bond finance fund (670-00-7654)	No limit
Local alcoholic liquor fund (670-00-7665-6100).....	No limit
County and city compensating use	
tax fund (670-00-7667-6200).....	No limit
Racing admissions tax fund (670-00-7670-6300)	No limit
Rental motor vehicle excise	
tax fund (670-00-7681-6800).....	No limit

Redevelopment bond fund (670-00-7683-6900).....	No limit
Business machinery and equipment tax reduction assistance fund (670-00-7684-7680)	\$0
Telecommunications and railroad machinery and equipment tax reduction assistance fund (670-00-7685-7690)	\$0
Fiscal agency fund (670-00-7754-6400)	No limit
Unclaimed property claims fund (670-00-7758-7700)	No limit
Local alcoholic liquor equalization fund (670-00-7759-6500).....	No limit
Suspense fund (670-00-9054-9000).....	No limit
Spirit bonds fund (670-00-9515-9515)	No limit
<i>Provided, That, on the 15th day of each month that commences during fiscal year 2026, the secretary of revenue shall determine the amount of revenue received by the state during the preceding month from withholding taxes paid with respect to an eligible project by each taxpayer that is an eligible business for which bonds have been issued under K.S.A. 74-50,136, and amendments thereto, and for which the Spirit bonds fund was created, and shall certify the amount so determined to the director of accounts and reports and, at the same time as such certification is transmitted to the director of accounts and reports, shall transmit a copy of such certification to the director of the budget and the director of legislative research: <i>Provided further</i>, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the state general fund to the Spirit bonds fund: <i>And provided further</i>, That, on or before the 10th day of each month commencing during fiscal year 2026, the director of accounts and reports shall transfer from the state general fund to the Spirit bonds fund interest earnings based on: (1) The average daily balance of moneys in the Spirit bonds fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month: <i>And provided further</i>, That the moneys credited to the Spirit bonds fund from the withholding taxes paid by an eligible business and the interest earnings thereon shall be transferred by the state treasurer from the Spirit bonds fund to the special economic revitalization fund administered by the state treasurer in accordance with K.S.A. 74-50,136, and amendments thereto.</i>	
Bioscience development and investment fund (670-00-9510-9510)	No limit
Special economic revitalization fund (670-00-9520-9520)	No limit
Special qualified industrial manufacturer fund (670-00-9525-9525)	No limit

STAR bonds food sales tax
revenue replacement fundNo limit

Provided, That on July 1, 2025, the secretary of revenue, in consultation with the governing body of each city with a population of 30,000 or less, as certified to the secretary of state by the division of the budget in accordance with K.S.A. 11-201, and amendments thereto, that has established a STAR bond project district prior to December 31, 2022, shall certify to the director of the budget and the director of accounts and reports the amount of additional sales and use tax revenue that would have been realized from sales of food and food ingredients within each such STAR bond project district for the months of January 2024 through June 2025, if the state rate for the Kansas retailers’ sales tax provided in K.S.A. 79-3603, and amendments thereto, on the sale of food and food ingredients had been 6.5%: *Provided further*, That on or before September 1, 2025, the director of accounts and reports shall certify to the state treasurer the amounts so certified by the secretary and shall transfer from the state general fund to the STAR bonds food sales tax revenue replacement fund the aggregate of all amounts so certified: *And provided further*, That on or before October 15, 2025, the state treasurer shall pay from the STAR bonds food sales tax revenue replacement fund to the appropriate city bond finance, debt service or reserve fund the amount certified to the director of accounts and reports for each city: *And provided further*, That at the same time the secretary of revenue transmits certification to the director of accounts and reports during fiscal year 2026, a copy of such certification shall be transmitted to the director of legislative research.

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2026, the following:

Community talent recruitment grant program\$1,500,000

Provided, That expenditures shall be made by the above agency from such fund during fiscal year 2026 to administer a program for the purpose of awarding grants to eligible entities to develop and administer a talent recruitment program that incentivizes the relocation of households to Kansas: *Provided further*, That an eligible entity shall be a city, county, native American tribe or nonprofit that has a mission that includes economic development, workforce and talent development or community development: *And provided further*, That an eligible entity may submit a grant application to the above agency that includes: (1) A talent recruitment program plan that includes: (A) Total estimated cost of the program; (B) estimated individual costs for design, administration, marketing and relocation incentive initiatives; (C) the program’s goal number of participating households; (D) estimated costs incurred against the recipient for each participating household; (E) estimated state and local tax revenue attributable to participating

households; and (F) estimated total economic impact attributable to participating households; and (2) proof that the applicant has local investments and in-kind donations of at least 20% of the total program cost: *And provided further*, That the above agency shall award a grant in an amount of not to exceed \$250,000 for each approved grant application: *And provided further*, That the above agency shall expend 50% of the amount of the grant to each approved applicant for receipt of grant funds subject to this proviso at the time of approval: *And provided further*, That the above agency shall expend grant funds from the remaining 50% of the amount of the grant to each approved applicant when such applicant's program has achieved half of the talent recruitment program plan's goal of number of participating households as submitted in the applicable grant application: *Provided, however*, That if the program has not achieved such half of the goal of number of participating households, the above agency shall not expend the remaining grant funds: *And provided further*, That the grant recipient shall develop and administer a talent recruitment program that provides incentives for a participating household to relocate or commit to relocate to Kansas: *And provided further*, That a grant recipient may contract with a third-party entity to develop and administer such talent recruitment program: *And provided further*, That to be approved to participate in a talent recruitment program, a household shall have an annual income of at least \$55,000 and such household has submitted an application to participate in the talent recruitment program and has been approved by the program to participate in the program: *And provided further*, That a grant recipient shall provide the above agency quarterly reports on the recipient's talent recruitment program for each grant awarded including: (i) Total number of household applications received by the recipient; (ii) total number of households approved by the recipient for participation in the program; (iii) costs incurred against the recipient for each approved household; (iv) annual income and occupation of each approved household; and (v) the economic impact of the program, such as state and local tax revenue contributed and new consumer spending attributable to a participating household: *And provided further*, That, notwithstanding the provisions of any other statute to the contrary, incentives received by a participating household shall not be construed to preclude the participating household or an individual of a participating household from participating in programs or receiving other available statewide incentives: *And provided further*, That, as used in this proviso, "participating household" means a household that either has successfully relocated to Kansas or has committed to relocating to Kansas: *Provided however*, That, if during fiscal year 2026, sufficient funds are not available to cover such appropriation from the state economic development initiatives fund, the state treasurer shall certify the amount of such insufficient funds to the director of accounts and reports: *Provided further*, That

upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state general fund to the state economic development initiatives fund: *And provided further*, That the state treasurer shall transmit a copy of such certification to the director of the budget and the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-648, and amendments thereto, or any other statute, on July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas postsecondary education savings expense fund (670-00-2096-2000) of the state treasurer to the KS ABLE savings expense fund (670-00-2177-2177) of the state treasurer.

(e) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, for the state treasurer to review the provisions of article 42 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, the investment policies of the pooled money investment board and other investment models to invest the moneys in the budget stabilization fund to maximize the interest earnings on such fund: *Provided*, That the state treasurer shall submit periodic reports to the legislative budget committee on the status of such investments.

Sec. 47.

STATE TREASURER

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2027, the following:

Community talent recruitment grant program\$1,500,000

Provided, That all expenditures made by the above agency from such fund during fiscal year 2027 shall be subject to the provisions of the provisos for such fund pursuant to section 46(c): *Provided however*, That, if during fiscal year 2027, sufficient funds are not available to cover such appropriation from the state economic development initiatives fund, the state treasurer shall certify the amount of such insufficient funds to the director of accounts and reports: *Provided further*, That upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state general fund to the state economic development initiatives fund: *And provided further*, That the state treasurer shall transmit a copy of such certification to the director of the budget and the director of legislative research.

Sec. 48.

INSURANCE DEPARTMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Insurance company
examination fund (331-00-2055-2000).....No limit

Insurance company annual statement
examination fund (331-00-2056-2100).....No limit

Insurance company examiner
training fund (331-00-2057-2200).....No limit

Securities act fee fund (331-00-2162-0100).....No limit

Provided, That expenditures from the securities act fee fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$3,000.

Investor education and
protection fund (331-00-2242-2240).....No limit

Provided, That expenditures from the investor education and protection fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$6,000.

Insurance department service
regulation fund (331-00-2270-2400).....No limit

Provided, That expenditures from the insurance department service regulation fund for official hospitality shall not exceed \$7,500.

Captive insurance regulatory and
supervision fund (331-00-2309-2309).....No limit

Uninsurable health insurance
plan fund (331-00-2328-2500)No limit

Fines and penalties fund (331-00-2351-2510)No limit

Provided, That, notwithstanding the provisions of K.S.A. 40-2606, and amendments thereto, or any other statute, all moneys received during fiscal year 2026 for penalties imposed pursuant to K.S.A. 40-2606, and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the fines and penalties fund.

Insurance education and
training fund (331-00-2367-2600).....No limit

Provided, That expenditures may be made from the insurance education and training fund for training programs and official hospitality: *Provided further*, That the insurance commissioner is hereby authorized

to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs shall be fixed in order to collect all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such training programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the insurance education and training fund.

Settlements fund (331-00-2523-2520)..... No limit
Provided, That moneys may be transferred or otherwise credited to the settlements fund as the result of or pursuant to court orders under K.S.A. 40-3644, and amendments thereto, court-ordered settlements or legislative authority: *Provided further*, That expenditures from the settlements fund shall be made for the purpose of providing consumer education and outreach or for costs that the insurance department may incur in closeout of any troubled insurance company matters.

Pharmacy benefits manager
 licensure fund (331-00-2665-2665)..... No limit
Coronavirus relief fund (331-00-3753-3753) No limit
Private grants and
 gifts fund (331-00-7301-7301)..... No limit
Workers compensation fund (331-00-7354-7000) No limit

Provided, That expenditures from the workers compensation fund for attorney fees and other costs and benefit payments may be made regardless of when services were rendered or when the initial award of benefits was made.

Monumental life
 settlement fund (331-00-7360-7360)..... No limit
Provided, That all expenditures from the monumental life settlement fund shall be made for scholarship purposes: *Provided further*, That the scholarship recipients shall be African-American students who are currently enrolled and are attending an accredited higher education institution in the state of Kansas and who have designated a major in mathematics, computer science or business.

State firefighters relief fund (331-00-7652-7130) No limit
Insurance company tax and fee
 refund fund (331-00-9017-9100) No limit
Group-funded pools refund fund No limit

(b) In addition to the other purposes for which expenditures may be made by the insurance department from the insurance company examination fund (331-00-2055-2000) for fiscal year 2026 as authorized by

K.S.A. 40-223, and amendments thereto, notwithstanding the provisions of K.S.A. 40-223, and amendments thereto, or any other statute, expenditures may be made by the insurance department from the insurance company examination fund for fiscal year 2026 for the examination of annual statements filed with the commissioner of insurance, regardless of when the services were rendered, when the expenses were incurred or when any claim was submitted or processed for payment and regardless of whether or not the services were rendered or the expenses were incurred prior to the effective date of this act.

Sec. 49.

HEALTH CARE STABILIZATION
FUND BOARD OF GOVERNORS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Conference fee fund (270-00-2453-2453).....No limit
Health care stabilization fund (270-00-7404-2000)No limit

(b) Expenditures from the health care stabilization fund for the fiscal year ending June 30, 2026, other than refunds authorized by law for the following specified purposes shall not exceed the limitations prescribed therefor as follows:

Operating expenditures (270-00-7404-2100)No limit
Provided, That expenditures may be made from the operating expenditures account for official hospitality.

Legal services and other

claims expenses (270-00-7404-2300)No limit
Claims and benefits (270-00-7404-2400)No limit

(c) Notwithstanding the provisions of K.S.A. 40-3401, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds of the above agency for fiscal year 2026 as authorized by this section, expenditures shall be made by the above agency from such moneys for fiscal year 2026 to deem a maternity center as a “healthcare provider” for the purposes of the healthcare provider insurance availability act, K.S.A. 40-3401 et seq., and amendments thereto, if such maternity center: (1) Has been granted accreditation by the commission for accreditation of birth centers; or (2) is a maternity center as defined in K.S.A. 65-503, and amendments thereto.

Sec. 50.

POOLED MONEY INVESTMENT BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Pooled money investment portfolio
fee fund (671-00-2319-2000)No limit

Provided, That, on or before the fifth day of each month of the fiscal year ending June 30, 2026, the state treasurer shall certify to the pooled money investment board an accounting of the banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during such month: *Provided further*, That, prior to the 10th day of each month during the fiscal year ending June 30, 2026, the pooled money investment board shall review the certification from the state treasurer and shall make expenditures from the pooled money investment portfolio fee fund (671-00-2319-2000) to pay the amount of banking fees incurred by the state treasurer during the second preceding month that are attributable to the investment of the pooled money investment portfolio during the second preceding month, as determined by the pooled money investment board: *And provided further*, That expenditures from the pooled money investment portfolio fee fund for official hospitality shall not exceed \$800.

Municipal investment
pool fund (671-00-7537-7000)No limit

Sec. 51.

JUDICIAL COUNCIL

(a) On the effective date of this act, of the \$727,676 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 44(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures account (349-00-1000-0100), the sum of \$88,200 is hereby lapsed.

Sec. 52.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (349-00-1000-0100)\$730,028
Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Judicial council fund (349-00-2127-2100)	No limit
Publications fee fund (349-00-2297-2000)	No limit
Coronavirus relief fund (349-00-3753-3772)	No limit
Grants and gifts fund (349-00-7326-7000)	No limit

Provided, That all private grants and gifts received by the judicial council, other than moneys received as grants, gifts or donations for the preparation, publication or distribution of legal publications, shall be deposited to the credit of the grants and gifts fund.

Sec. 53.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) On the effective date of this act, of the \$27,237,283 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 46(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures account (328-00-1000-0603), the sum of \$5,000,000 is hereby lapsed.

Sec. 54.

STATE BOARD OF INDIGENTS'
DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Legal services for prisoners (328-00-1000-0500)	\$402,382
Litigation support (328-00-1000-0510)	\$2,327,691

Provided, That any unencumbered balance in the litigation support account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operating expenditures (328-00-1000-0603)	\$28,335,610
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures for indigents' defense services are authorized to be made from the operating expenditures account regardless of when services were rendered: *Provided further*, That expenditures may be made from the operating expenditures account for negotiated contracts for malpractice insurance for public defenders and deputy or assistant public defenders: *And provided further*, That all contracts for malpractice insurance for public defenders and deputy or

assistant public defenders shall be negotiated and purchased by the state board of indigents' defense services, shall not be subject to approval or purchase by the committee on surety bonds and insurance under K.S.A. 75-4114 and 75-6111, and amendments thereto, and shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto.

Indigents' defense
services operations (328-00-1000-0610)\$156,847

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the indigents' defense services operations account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the indigents' defense services operations account for the purpose of assigned counsel and other professional services related to contract cases.

Assigned counsel
expenditures (328-00-1000-0700)\$24,672,309

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the assigned counsel expenditures account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures for indigents' defense services are authorized to be made from the assigned counsel expenditures account regardless of when services were rendered: *And provided further*, That, notwithstanding the provisions of K.S.A. 22-4507, and amendments thereto, or any other statute, expenditures shall be made by the above agency from such account for fiscal year 2026 to set the maximum rate of compensation of assigned counsel in fiscal year 2026 at \$125 per hour.

Capital defense operations (328-00-1000-0800)\$5,429,177

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the capital defense operations account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures for indigents' defense services are authorized to be made from the capital defense operations account regardless of when services were rendered.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Indigents' defense
services fund (328-00-2119-2000).....No limit

Provided, That expenditures may be made from the indigents' defense services fund for the purpose of assigned counsel and other professional services related to contract cases.

Inservice education workshop
fee fund (328-00-2186-2100)No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences: *Provided further*, That the state board of indigents’ defense services is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Capital litigation training
grant fund (328-00-3211-3211)No limit

(c) During the fiscal year ending June 30, 2026, the executive director of the state board of indigents’ defense services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the state board of indigents’ defense services to any other item of appropriation for fiscal year 2026 from the state general fund for the state board of indigents’ defense services. The executive director shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) In addition to the other purposes for which expenditures may be made by the state board of indigents’ defense services from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 as authorized by this act or other appropriation act of the 2026 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 2026 to classify public defenders based on the level of cases such public defenders are assigned.

Sec. 55.

JUDICIAL BRANCH

(a) On the effective date of this act, of the \$197,756,795 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 49(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the judiciary operations account (677-00-1000-0103), the sum of \$590,853 is hereby lapsed.

Sec. 56.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Judiciary operations (677-00-1000-0103)\$227,105,841

Provided, That any unencumbered balance in the judiciary operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That contracts for computer input of judicial opinions and all purchases thereunder shall not be subject to the provisions of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures may be made from the judiciary operations account for contingencies without limitation at the discretion of the chief justice: *And provided further*, That expenditures from the judiciary operations account for such contingencies shall not exceed \$25,000: *And provided further*, That expenditures from the judiciary operations account for official hospitality shall not exceed \$4,000: *And provided further*, That expenditures shall be made from the judiciary operations account for the travel expenses of panels of the court of appeals for travel to cities across the state to hear appealed cases.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Library report fee fund (677-00-2106-2000) No limit

Dispute resolution fund (677-00-2126-3500) No limit

Judicial branch docket

fee fund (677-00-2158-2158) No limit

Judicial branch nonjudicial salary

initiative fund (677-00-2229-2800) No limit

District court debt collections (677-00-2229-2801)..... No limit

Judicial branch

education fund (677-00-2324-1900) No limit

Provided, That expenditures may be made from the judicial branch education fund to provide services and programs for the purpose of educating and training judicial branch officers and employees, administering the training, testing and education of municipal judges as provided in K.S.A. 12-4114, and amendments thereto, educating and training municipal judges and municipal court support staff, and for the planning and implementation of a family court system, as provided by law, including official hospitality: *Provided further*, That the judicial administrator is hereby authorized to fix, charge and collect fees for such services and

programs: *And provided further*, That such fees may be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the judicial branch education fund.

Judicial branch nonjudicial salary

adjustment fund (677-00-2389-3200)	No limit
District magistrate judge supplemental	
compensation fund (677-00-2398-2390).....	No limit
Correctional supervision	
fund (677-00-2465-2465).....	No limit
Duplicate law book fund (677-00-2543-2300)	No limit
Child support enforcement contractual	
agreement fund (677-00-2681-2400).....	No limit
SJI grant fund (677-00-2714-2714)	No limit
Bar admission fee fund (677-00-2724-2500).....	No limit
Court reporter fund (677-00-2725-2600).....	No limit
Electronic filing and	
management fund (677-00-2791-2791)	No limit
Specialty court resources fund (677-00-2879-2879)	No limit
Ed Byrne memorial justice	
assistance grant fund (677-00-3057)	No limit
Federal grants fund (677-00-3082-3100)	No limit
National crime history improvement	
program fund (677-00-3189-3189).....	No limit
NCHIP-02 grant fund (677-00-3189-3190)	No limit
Violence against women grant fund –	
ARRA (677-00-3214-3214).....	No limit
Violence against women 25 grant fund (677-00-3214-3218)	No limit
Byrne discretionary grants	
program fund (677-00-3654-3654).....	No limit
Coronavirus emergency	
supplemental fund (677-00-3671-3671)	No limit
Elder justice innovation grant –	
federal fund (677-00-3680)	No limit
Coronavirus relief fund (677-00-3753).....	No limit
American rescue plan state relief fund (677-00-3756-3536)	No limit
State and community highway safety –	
federal fund (677-00-3815-3815).....	No limit
BJA veterans treatment court discretionary	
grant program fund (677-00-3922-3922)	No limit

Child welfare federal

grant fund (677-00-3942-3300)	No limit
Permanent families account – family and children investment fund (677-00-7317-7000)	No limit
Justice/MH collaboration grant fund.....	No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,500,000 from the state general fund to the specialty court resources fund (677-00-2879-2879) of the judicial branch.

(d) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 8-2107, 8-2110, 20-3021, 21-6614, 22-2410, 23-2510, 28-170, 28-172a, 28-177, 28-178, 28-179, 32-1049a, 38-2215, 38-2312, 38-2314, 59-104, 60-729, 60-2001, 60-2203a, 61-2704, 61-4001 and 65-409, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2026 to impose a charge or additional charge not to exceed the following amounts on the following fees and cases: \$22 per docket fee, K.S.A. 8-2107, and amendments thereto; \$22 per reinstatement fee, K.S.A. 8-2110, and amendments thereto; \$10 per fee, K.S.A. 20-3021, and amendments thereto; \$19 per case, K.S.A. 21-6614, and amendments thereto; \$19 per docket fee, K.S.A. 22-2410, and amendments thereto; \$26.50 per marriage license fee, K.S.A. 23-2510, and amendments thereto; \$22 per bond, lien or judgement fee, K.S.A. 28-170, and amendments thereto; \$22 per docket fee, K.S.A. 28-172a, and amendments thereto; \$26.50 per fee, K.S.A. 28-177, and amendments thereto; \$12.50 per fee, K.S.A. 28-178, and amendments thereto; \$22 per docket fee, K.S.A. 28-179, and amendments thereto; \$22 per reinstatement fee, K.S.A. 32-1049a, and amendments thereto; \$22 per docket fee, K.S.A. 38-2215, and amendments thereto; \$19 per case, K.S.A. 38-2312, and amendments thereto; \$22 per docket fee, K.S.A. 38-2314, and amendments thereto; \$22 per docket fee, K.S.A. 59-104, and amendments thereto; \$12.50 per fee, K.S.A. 60-729, and amendments thereto; \$22 per docket fee, K.S.A. 60-2001, and amendments thereto; \$22 per fee, K.S.A. 60-2203a, and amendments thereto; \$12.50 per docket fee, K.S.A. 61-2704, and amendments thereto; \$19 per docket fee, K.S.A. 61-4001, and amendments thereto; and \$22 per lien fee, K.S.A. 65-409, and amendments thereto: *Provided*, That during the fiscal year ending June 30, 2026, all fees collected by the above agency pursuant to this subsection shall be remitted to the state treasurer in accordance with

the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

Sec. 57.

JUDICIAL BRANCH

(a) During the fiscal year ending June 30, 2027, notwithstanding the provisions of K.S.A. 8-2107, 8-2110, 20-3021, 21-6614, 22-2410, 23-2510, 28-170, 28-172a, 28-177, 28-178, 28-179, 32-1049a, 38-2215, 38-2312, 38-2314, 59-104, 60-729, 60-2001, 60-2203a, 61-2704, 61-4001 and 65-409, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2027 to impose a charge or additional charge of not to exceed the following amounts on the following fees and cases: \$22 per docket fee, K.S.A. 8-2107, and amendments thereto; \$22 per reinstatement fee, K.S.A. 8-2110, and amendments thereto; \$10 per fee, K.S.A. 20-3021, and amendments thereto; \$19 per case, K.S.A. 21-6614, and amendments thereto; \$19 per docket fee, K.S.A. 22-2410, and amendments thereto; \$26.50 per marriage license fee, K.S.A. 23-2510, and amendments thereto; \$22 per bond, lien or judgement fee, K.S.A. 28-170, and amendments thereto; \$22 per docket fee, K.S.A. 28-172a, and amendments thereto; \$26.50 per fee, K.S.A. 28-177, and amendments thereto; \$12.50 per fee, K.S.A. 28-178, and amendments thereto; \$22 per docket fee, K.S.A. 28-179, and amendments thereto; \$22 per reinstatement fee, K.S.A. 32-1049a, and amendments thereto; \$22 per docket fee, K.S.A. 38-2215, and amendments thereto; \$19 per case, K.S.A. 38-2312, and amendments thereto; \$22 per docket fee, K.S.A. 38-2314, and amendments thereto; \$22 per docket fee, K.S.A. 59-104, and amendments thereto; \$12.50 per fee, K.S.A. 60-729, and amendments thereto; \$22 per docket fee, K.S.A. 60-2001, and amendments thereto; \$22 per fee, K.S.A. 60-2203a, and amendments thereto; \$12.50 per docket fee, K.S.A. 61-2704, and amendments thereto; \$19 per docket fee, K.S.A. 61-4001, and amendments thereto; and \$22 per lien fee, K.S.A. 65-409, and amendments thereto: *Provided*, That during the fiscal year ending June 30, 2027, all fees collected by the above agency pursuant to this subsection shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

Sec. 58.

KANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Non-retirement administration fund (365-00-2277)	.....	No limit
Kansas public employees deferred compensation fees fund (365-00-2376)	.....	No limit
Kansas endowment for youth fund (365-00-7000-2000)	.....	No limit
Kansas public employees retirement fund (365-00-7002-7000)	.....	No limit

Provided, That no expenditures may be made from the Kansas public employees retirement fund other than for benefits, investments, refunds authorized by law, and other purposes specifically authorized by this or other appropriation act.

Family and children endowment account – family and children investment fund (365-00-7010-4000)	.....	No limit
Optional death benefit plan reserve fund (365-00-7357-9100)	.....	No limit
Group insurance reserve fund (365-00-7358-9200)	.....	No limit
Senior services trust fund (365-00-7550-7600)	.....	No limit

(b) Expenditures may be made from the expense reserve of the Kansas public employees retirement fund (365-00-7002) for the fiscal year ending June 30, 2026, for the following specified purposes:

Agency operations (365-00-7002-7400)	\$37,672,526
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Provided, That expenditures from the agency operations account may be made for official hospitality.

Investment-related expenses (365-00-7002-8000)	No limit
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(c) On July 1, 2025, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, the amount prescribed by K.S.A. 38-2102(d) (4), and amendments thereto, to be transferred on July 1, 2025, by the director of accounts and reports from the Kansas endowment for youth fund to the children’s initiatives fund shall be \$52,098,685.

Sec. 59.

KANSAS HUMAN RIGHTS COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (058-00-1000-0103)\$1,202,922

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$500: *Provided further*, That expenditures in an amount of not to exceed \$174,000 may be made from this account for mediation services contracted with Kansas legal services.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Education and training fund (058-00-2282-2000)No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures for the commission's education and training programs for the general public, including official hospitality: *Provided further*, That the executive director is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

State and local fair employment practices –

federal fund (058-00-3016-3000)No limit

Sec. 60.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Public service

regulation fund (143-00-2019-0100)No limit

Provided, however, That expenditures from this fund for official hospitality shall not exceed \$2,030.

Gas pipeline inspection

fee fund (143-00-2023-1100)No limit

Conservation fee fund (143-00-2130-2000)No limit

Provided, That any expenditure made from the conservation fee fund for plugging abandoned wells, cleanup of pollution from oil and gas activities and testing of wells shall be in addition to any expenditure limitation imposed on this fund: *Provided further*, That expenditures may be made from this fund for debt collection and setoff administration: *And provided further*, That a percentage of the fees collected, not to exceed 27%, shall be transferred from the conservation fee fund to the accounting services recovery fund (173-00-6105-4010) of the department of administration for services rendered in collection efforts: *And provided further*, That all expenditures made from the conservation fee fund for debt collection and setoff administration shall be in addition to any expenditure limitation imposed on this fund: *And provided further*, That the state corporation commission shall include as part of the fiscal year 2026 budget estimates for the state corporation commission submitted pursuant to K.S.A. 75-3717, and amendments thereto, a three-year projection of receipts to and expenditures from the conservation fee fund for fiscal years 2026, 2027 and 2028.

Abandoned oil and gas	
well fund (143-00-2143-2100).....	No limit
Natural gas underground storage	
fee fund (143-00-2181-2120)	No limit
Inservice education workshop	
fee fund (143-00-2316-2300)	No limit

Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospitality, incurred for inservice workshops and conferences conducted by the state corporation commission for staff and members of the state corporation commission: *Provided further*, That the state corporation commission is hereby authorized to fix, charge and collect fees for such inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for conducting such inservice workshops and conferences: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Facility conservation improvement	
program fund (143-00-2432-2400).....	No limit
Energy grants	
management fund (143-00-2667).....	No limit
Motor carrier license	
fees fund (143-00-2812-5500)	No limit
MPG for states and tribes –	
federal fund (143-00-3103-3103)	No limit

Energy efficiency conservation block

grant – federal fund (143-00-3157-3157) No limit

Energy efficiency revolving loan program –

ARRA federal fund (143-00-3161) No limit

Provided, That expenditures may be made from the energy efficiency revolving loan program – ARRA federal fund for the energy efficiency revolving loan program pursuant to vouchers approved by the chairperson of the state corporation commission or by a person or persons designated by the chairperson: *Provided further*, That the state corporation commission is hereby authorized to establish the energy efficiency revolving loan program for the purpose of making loans for energy conservation and other energy-related activities: *And provided further*, That loans under such program shall be made at an interest rate established by the state corporation commission: *And provided further*, That the state corporation commission is hereby authorized to enter into contracts with other state agencies and with persons, as may be necessary, to administer the energy efficiency revolving loan program: *And provided further*, That any person who agrees to receive money from the energy efficiency revolving loan program – ARRA federal fund shall enter into an agreement requiring such person to submit a written report to the state corporation commission detailing and accounting for all expenditures and receipts related to the use of the moneys received from the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That moneys repaid to the energy efficiency revolving loan program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the energy efficiency revolving loan program – ARRA federal fund: *And provided further*, That, on or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the energy efficiency revolving loan program – ARRA federal fund interest earnings based on: (1) The average daily balance of repaid moneys in the energy efficiency revolving loan program – ARRA federal fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Special one-call –

federal fund (143-00-3477-3477) No limit

Gas pipeline safety program –

federal fund (143-00-3632-3000) No limit

One call – federal fund (143-00-3633-3120) No limit

Underground natural gas storage –

federal fund (143-00-3639-3641) No limit

Energy community revitalization –

federal fund (143-00-3656-3656) No limit

Energy conservation plan –	
federal fund (143-00-3682)	No limit
Municipal natural gas utility distribution	
grant program ARPA fund (143-00-3756)	No limit
<i>Provided</i> , That expenditures shall be made from the municipal natural gas utility distribution grant program ARPA fund for providing small municipalities currently being served by a natural gas gathering field to design, construct and install natural gas distribution lines that connect to a natural gas service provider and infrastructure for such lines: <i>Provided further</i> , That the above agency shall establish an application process to award such grants to eligible municipalities: <i>And provided further</i> , That the above agency shall expend a partial amount of the grant to eligible municipalities for the completion of a natural gas cost of service and revenue rate requirement study on proposed natural gas distribution lines: <i>And provided further</i> , That the municipality shall contract with an external and reputable entity to conduct and complete a natural gas cost of service and revenue rate requirement study that studies the cost of service of such distribution lines, including the cost of the natural gas, natural gas transport, distribution, distribution labor, maintenance and administration of such lines, and the costs of maintaining and upgrading the natural gas distribution lines in the city limits of such municipality: <i>And provided further</i> , That such study shall provide the municipality with a natural gas utility rate that recovers actual costs for the maintenance and necessary upgrades of the natural gas distribution lines in the city limits of such municipality: <i>And provided further</i> , That such municipality shall implement and charge a rate that recovers the actual costs for the maintenance and necessary upgrades of the natural gas distribution lines in the city limits of such municipality: <i>And provided further</i> , That such municipality shall identify and contract with a natural gas service provider for the provision of such natural gas utility: <i>And provided further</i> , That, upon completion of such study, implementation of such rate and contract provision of service, the above agency shall expend the remaining amount of the grant to the municipality for the design, construction and installation of such lines and infrastructure.	
Underground injection control class II –	
federal fund (143-00-3768-3700)	No limit
Suspense fund (143-00-9007-9000)	No limit
Unified carrier registration	
clearing fund (143-00-9062-9100)	No limit
Credit card clearing fund (143-00-9401-9400)	No limit
High efficiency electric	
home rebate – federal fund	No limit
Home owner managing	
energy savings – federal fund	No limit

Grid resilience BIL formula – federal fundNo limit
 Energy efficiency revolving loan fundNo limit

(b) Expenditures for the fiscal year ending June 30, 2026, by the state corporation commission from the conservation fee fund (143-00-2130-2000) or the abandoned oil and gas well fund (143-00-2143-2100) may be made for the service of independent onsite supervision of well plugging contracts: *Provided*, That all such expenditures from the conservation fee fund or the abandoned oil and gas well fund for the purpose of plugging of abandoned oil and gas wells during fiscal year 2026 shall be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto, and shall not be exempt from such competitive bidding requirements on the basis of the estimated amount of such purchases.

(c) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, the chairperson of the state corporation commission, with the approval of the director of the budget, may transfer funds from any special revenue fund or funds of the state corporation commission to any other special revenue fund or funds of the state corporation commission. The chairperson of the state corporation commission shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, or any other statute, all moneys received from civil fines and penalties charged and collected by the state corporation commission under K.S.A. 55-164, 66-138 or 66-1,142b, and amendments thereto, in the conservation fee fund (143-00-2130-2000), the public service regulation fund (143-00-2019-0100) and the motor carrier license fees fund (143-00-2812-5500) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and deposited in the state treasury and credited to the state general fund.

(e) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$100,000 from the public service regulation fund (143-00-2019-0100) of the state corporation commission to the state general fund.

Sec. 61.

CITIZENS' UTILITY RATEPAYER BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Utility regulatory fee fund (122-00-2030-2000)\$1,372,864

(b) During the fiscal year ending June 30, 2026, in addition to other purposes for which expenditures may be made by the citizens' utility ratepayer board from the utility regulatory fee fund (122-00-2030-2000) for fiscal year 2026 for the citizens' utility ratepayer board, as authorized by this or other appropriation act of the 2025 regular session of the legislature, notwithstanding the provisions of any other statute to the contrary, if the total expenditures authorized to be expended on contracts for professional services by the citizens' utility ratepayer board by the expenditure limitation prescribed by subsection (a) are not expended or encumbered for fiscal year 2026, then the amount equal to the remaining amount of such expenditure authority for fiscal year 2026 may be expended from the utility regulatory fee fund for fiscal year 2026 pursuant to contracts for professional services and any such expenditure for fiscal year 2026 shall be in addition to any expenditure limitation imposed on the utility regulatory fee fund for fiscal year 2026.

Sec. 62.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Printing plant improvements (173-00-1000-8546)\$400,000

(b) On the effective date of this act, of the \$5,087,547 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 56(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures account (173-00-1000-0200), the sum of \$2,000 is hereby lapsed.

(c) On the effective date of this act, of the amount of moneys reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 56(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the cedar crest living quarters expenses account (173-00-1000-0631), the sum of \$11,795 is hereby lapsed.

[†]

Sec. 63.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Licensing verification portal (173-00-1000-0030)\$1,524,000

Provided, That any unencumbered balance in the licensing verification portal account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operating expenditures (173-00-1000-0200)\$5,381,681

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,000: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, in addition to other positions within the department of administration in the unclassified service as prescribed by law, expenditures may be made from the operating expenditures account for three employees in the unclassified service under the Kansas civil service act.

Office of public advocates (173-00-1000-0300)\$566,230

Provided, That any unencumbered balance in the office of public advocates account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,000.

KPERS bonds debt service (173-00-1000-0440)\$88,182,490

Budget analysis (173-00-1000-0520)\$2,287,919

Provided, That any unencumbered balance in the budget analysis account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *And provided further*, That expenditures from this account for official hospitality shall not exceed \$1,000.

Any unencumbered balance in the following accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: Long-term care ombudsman (173-00-1000-0580), security against antisemitism (173-00-1000-0650) and Docking state office building rehabilitation and repair (173-00-1000-8545).

(b) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2026, the following:

KPERS bond debt service (173-00-1700-1704).....\$36,094,221

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds or indirect cost recoveries authorized by law shall not exceed the following:

Budget stabilization fund (173-00-1600-1600)\$0
Federal cash

management fund (173-00-2001-2200)No limit
Curtis office building maintenance

reserve fund (173-00-2010-2190).....No limit

Purchasing fees fund (173-00-2017-2130)No limit

Provided, That expenditures may be made from the purchasing fees fund for operating expenditures of the division of purchases, including training seminars and official hospitality: *Provided further*, That the director of purchases is hereby authorized to fix, charge and collect fees for operating expenditures incurred to reproduce and disseminate purchasing information, administer vendor applications, administer state contracts and conduct training seminars, including official hospitality: *And provided further*, That such fees shall be fixed in order to recover all or part of such operating expenses: *And provided further*, That all fees received for such operating expenses shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the purchasing fees fund.

Building and ground fund (173-00-2028-2000) No limit
Municipal accounting and training services
 recovery fund (173-00-2033-1850) No limit

Provided, That expenditures may be made from the municipal accounting and training services recovery fund to provide general ledger, payroll reporting, utilities billing, data processing, and accounting services to municipalities and to provide training programs conducted for municipal government personnel, including official hospitality: *Provided further*, That the director of accounts and reports is hereby authorized to fix, charge and collect fees for such services and programs: *And provided further*, That such fees shall be fixed to cover all or part of the operating expenditures incurred in providing such services and programs, including official hospitality: *And provided further*, That all fees received for such services and programs, including official hospitality, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the municipal accounting and training services recovery fund.

State revolving fund services
 fee fund (173-00-2038-2700) No limit
Architectural services
 fee fund (173-00-2075-2110) No limit

Provided, That expenditures may be made from the architectural services fee fund for operating expenditures for distribution of architectural information: *Provided further*, That the director of facilities management is hereby authorized to fix, charge and collect fees for reproduction and distribution of architectural information: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for reproducing and distributing architectural information: *And provided further*, That all fees received for such reproduction and distribution of architectural information shall be deposited in the state treasury

in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services fee fund.

Budget fees fund (173-00-2191-2100).....No limit

Provided, That expenditures may be made from the budget fees fund for operating expenditures for the division of the budget, including training programs, special projects and official hospitality: *Provided further*, That the director of the budget is hereby authorized to fix, charge and collect fees for such training programs: *And provided further*, That fees for such training programs and special projects shall be fixed in order to recover all or part of the operating expenses incurred for such training programs and special projects, including official hospitality: *And provided further*, That all fees received for such training programs and special projects and all fees received by the division of the budget under the open records act for providing access to or furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the budget fees fund.

General fees fund (173-00-2197-2020)No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the division of personnel services, including human resources programs and official hospitality: *Provided further*, That the director of personnel services is hereby authorized to fix, charge and collect fees: *And provided further*, That fees shall be fixed in order to recover all or part of the operating expenses incurred, including official hospitality: *And provided further*, That all fees received, including fees received under the open records act for providing access to or furnishing copies of public records, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Surplus property program fund –

on budget (173-00-2323-2300).....No limit

Architectural services equipment

conversion fund (173-00-2401-2170).....No limit

Conversion of materials and

equipment fund (173-00-2408-2030).....No limit

Budget equipment

conversion fund (173-00-2434-2090).....No limit

Conversion of materials and equipment – recycling

program fund (173-00-2435-2031).....No limit

Preventive healthcare

program fund (173-00-2556-2550).....No limit

Wireless enhanced 911

grant fund (173-00-2577-2570)No limit

State emergency fund (173-00-2581-2150).....	No limit
Construction defects	
recovery fund (173-00-2632-2615)	No limit
Property contingency fund (173-00-2640-2060).....	No limit
Canceled warrants	
payment fund (173-00-2645-2070)	No limit
Bioscience development fund (173-00-2765-2703).....	No limit
Department of administration	
audit services fund (173-00-2819-2819)	No limit
Flood control emergency –	
federal fund (173-00-3024-3020)	No limit
Older Americans act title IIIB	
long-term care ombudsman	
federal fund (173-00-3287-3287)	No limit
Older Americans act title VII	
long-term care ombudsman	
federal fund (173-00-3358-3140)	No limit
Title XIX – office of the public advocates	
medical assistance program	
federal fund (173-00-3414)	No limit
Title XX – ARPLTC	
ombudsman fund (173-00-3680).....	No limit
ARPA agency state fiscal	
recovery fund (173-00-3756).....	No limit
Human resource information systems cost	
recovery fund (173-00-6103-5700)	No limit
Accounting services	
recovery fund (173-00-6105-4010)	No limit
<i>Provided</i> , That expenditures may be made from the accounting services recovery fund for the operating expenditures, including official hospital-ity, of the department of administration: <i>Provided further</i> , That the sec-retary of administration is hereby authorized to fix, charge and collect fees for services or sales provided by the department of administration that are not specifically authorized by any other statute: <i>And provided further</i> , That all fees received for such services or sales shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the accounting services recovery fund.	
Motor pool service fund (173-00-6109-4020).....	No limit
Digital imaging program fund (173-00-6121-6121).....	No limit
<i>Provided</i> , That expenditures may be made from the digital imaging program fund for grants to state agencies for digital document imaging projects.	

Financial management system

development fund (173-00-6135-6130)No limit
Provided, That the secretary of administration may establish fees and make special assessments in order to finance the costs of developing the financial management system: *Provided further*, That all moneys received for such fees and special assessments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial management system development fund.

State buildings

operating fund (173-00-6148-4100)No limit
Provided, That the secretary of administration is hereby authorized to fix, charge and collect a real estate property leasing services fee at a reasonable rate per square foot of space leased by state agencies as approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, to recover the costs incurred by the department of administration in providing services to state agencies relating to leases of real property: *Provided further*, That each state agency that is party to a lease of real property that is approved by the secretary of administration under K.S.A. 75-3765, and amendments thereto, shall remit to the secretary of administration the real estate property leasing services fee upon receipt of the billing therefor: *And provided further*, That all moneys received for real estate property leasing services fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund (173-00-2028-2000), as determined and directed by the secretary of administration: *And provided further*, That the net proceeds from the sale of all or any part of the Topeka state hospital property, as defined by K.S.A. 75-37,123(a), and amendments thereto, shall be deposited in the state treasury and credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration: *And provided further*, That the secretary of administration is hereby authorized to fix, charge and collect a surcharge against all state agency leased square footage in Shawnee county, including both state-owned and privately owned buildings: *And provided further*, That all moneys received for such surcharge shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state buildings operating fund or the building and ground fund, as determined and directed by the secretary of administration.

Surplus property program fund –

off budget (173-00-6150-6150)No limit

Architectural services	
recovery fund (173-00-6151-5500)	No limit
<i>Provided</i> , That expenditures may be made from the architectural services recovery fund for operating expenditures for the division of facilities management: <i>Provided further</i> , That the director of facilities management is hereby authorized to fix, charge and collect fees for services provided to other state agencies not directly related to the construction of a capital improvement project: <i>And provided further</i> , That all fees received for all such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.	
Intragovernmental printing and central mail	
service fund (173-00-6165).....	No limit
Intragovernmental printing service depreciation	
reserve fund (173-00-6167-9810).....	No limit
State workers compensation	
self-insurance fund (173-00-6170-6170).....	No limit
<i>Provided</i> , That expenditures from the state workers compensation self-insurance fund for the fiscal year ending June 30, 2026, for salaries and wages and other operating expenditures shall not exceed \$5,354,839.	
Dwight D Eisenhower	
statue fund (173-00-7243-7243).....	No limit
Kansas gold star families	
memorial fund (173-00-7244-7244).....	No limit
Kansas suffragist	
memorial fund (173-00-7245-7245).....	No limit
Long-term care ombudsman gift and	
grant fund (173-00-7258-7280)	No limit
Health insurance premium	
reserve fund (173-00-7350-7350).....	No limit
Bid and contract deposit fund (173-00-7609-7060).....	No limit
Federal withholding tax	
clearing fund (173-00-7701-7080)	No limit
Non-state employer group	
benefit fund (173-00-7707-7710)	No limit
Cafeteria benefits fund (173-00-7720-7723).....	No limit
State leave payment reserve fund (173-00-7730-7350)	No limit
Dependent care assistance	
program fund (173-00-7740-7799).....	No limit
<i>Provided</i> , That expenditures from the dependent care assistance program fund for the fiscal year ending June 30, 2026, for salaries and wages and other operating expenditures shall not exceed \$200,000.	

Health benefits administration clearing fund –

remit admin service org (173-00-7746-7746) No limit

Provided, That expenditures from the health benefits administration clearing fund – remit admin service org for the fiscal year ending June 30, 2026, for salaries and wages and other operating expenditures shall not exceed \$6,875,000.

Equipment lease purchase program administration

clearing fund (173-00-8701-8000) No limit

Facilities conservation

improvement fund (173-00-8745-4912) No limit

State gaming revenues fund (173-00-9011-9100) No limit

Suspense fund (173-00-9075-9220) No limit

Electronic funds transfer

suspense fund (173-00-9175-9490) No limit

Friends of cedar crest

endowment fund (173-00-7246-7246) No limit

Provided, That on or before the 10th day of each month commencing on July 1, 2025, during fiscal year 2026, the director of accounts and reports shall transfer from the state general fund to the friends of cedar crest endowment fund interest earnings based on: (1) The average daily balance of moneys in the friends of cedar crest endowment fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

1st Kansas (colored) voluntary infantry

regiment mural fund (173-00-7345-7345) No limit

Ad astra sculpture fund (173-00-7334-7000) No limit

Emil Joseph Kapaun memorial fund No limit

(d) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, for the secretary of administration, as part of the system of payroll accounting formulated under K.S.A. 75-5501, and amendments thereto, to establish a payroll deduction plan, for the purpose of allowing insurers, that are authorized to do business in the state of Kansas, to offer to state employees accident, disability, specified disease and hospital indemnity products, which may be purchased by such employees: *Provided, however*, That any such insurer and indemnity product shall be approved by the Kansas state employees healthcare commission prior to the establish-

ment of such payroll deduction: *Provided*, That upon notification of an employing agency's receipt of written authorization by any state employee, the director of accounts and reports shall make periodic deductions of amounts as specified in such authorization from the salary or wages of such state employee for the purpose of purchasing such indemnity products: *Provided further*, That, subject to the approval of the secretary of administration, the director of accounts and reports may prescribe procedures, limitations and conditions for making payroll deductions pursuant to this section.

(e) On July 1, 2025, the director of accounts and reports shall transfer \$210,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the state general fund for the purpose of reimbursing the state general fund for the cost of providing purchasing services to the department of transportation.

(f) During the fiscal year ending June 30, 2026, the secretary of administration is hereby authorized to approve refinancing of equipment being financed by state agencies through the department's equipment financing program. Such refinancing project is hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto.

(g) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated in any capital improvement account of any special revenue fund or funds or in any capital improvement account of the state general fund for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from any such capital improvement account of any special revenue fund or funds or any such capital improvement account of the state general fund for fiscal year 2026 for the purpose of making emergency repairs to any facility that is under the charge, care, management or control of the department of administration as provided by law: *Provided*, That the secretary of administration shall make a full report on such repairs and expenditures to the director of the budget and the director of legislative research.

(h) (1) On July 1, 2025, the director of accounts and reports shall record a debit to the state treasurer's receivables for the state economic development initiatives fund and shall record a corresponding credit to the state economic development initiatives fund in an amount certified by the director of the budget that shall be equal to 75% of the amount estimated by the director of the budget to be transferred and credited to the state economic development initiatives fund during the fiscal year ending June 30, 2026, except that such amount shall be proportionally adjusted during fiscal year 2026 with respect to any change in the moneys to be transferred and credited to the state economic development initiatives

fund during fiscal year 2026. All moneys transferred and credited to the state economic development initiatives fund during fiscal year 2026 shall reduce the amount debited and credited to the state economic development initiatives fund under this subsection.

(2) On June 30, 2026, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the state economic development initiatives fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the state economic development initiatives fund during fiscal year 2026.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the state economic development initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the state economic development initiatives fund by the state treasurer in accordance with the notice thereof.

(i) (1) On July 1, 2025, the director of accounts and reports shall record a debit to the state treasurer's receivables for the correctional institutions building fund and shall record a corresponding credit to the correctional institutions building fund in an amount certified by the director of the budget that shall be equal to 80% of the amount estimated by the director of the budget to be transferred and credited to the correctional institutions building fund during the fiscal year ending June 30, 2026, except that such amount shall be proportionally adjusted during fiscal year 2026 with respect to any change in the moneys to be transferred and credited to the correctional institutions building fund during fiscal year 2026. All moneys transferred and credited to the correctional institutions building fund during fiscal year 2026 shall reduce the amount debited and credited to the correctional institutions building fund under this subsection.

(2) On June 30, 2026, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the correctional institutions building fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the correctional institutions building fund during fiscal year 2026.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the correctional institutions building fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the correctional institutions building fund by the state treasurer in accordance with the notice thereof.

(j) During the fiscal year ending June 30, 2026, the secretary of administration, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the department of administration to another item of appropriation for fiscal year 2026 from the state general fund for the department of administration. The secretary of administration shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(k) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, the following:
SIBF – state

building insurance (173-00-8100-8920).....\$710,000
Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the SIBF – state building insurance account of the state institutions building fund for state building insurance premiums.

(l) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2026, the following:

CIBF – state
building insurance (173-00-8600-8930).....\$810,000
Provided, That, notwithstanding the provisions of K.S.A. 76-6b09, and amendments thereto, expenditures may be made by the above agency from the CIBF – state building insurance account of the correctional institutions building fund for state building insurance premiums.

(m) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer an amount or amounts from the appropriate federal fund or funds of the Kansas department for aging and disability services to the older Americans act title IIIB long-term care ombudsman federal fund (173-00-3287) and the older Americans act title VII long-term care ombudsman federal fund (173-00-3358) of the department of administration to reimburse the agency for costs related to administering federal programs.

(n) (1) (A) Prior to August 15, 2025, the state board of regents shall determine and certify to the director of the budget each of the specific amounts from the amounts appropriated from the state general fund or from the moneys appropriated and available in the special revenue funds for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection: *Provided*, That the aggregate of all such amounts certified to the director of the budget shall

be an amount that is equal to or more than \$1,184,067. The certification by the state board of regents shall specify the amount in each account of the state general fund or in each special revenue fund, or account thereof, that is designated by the state board of regents pursuant to this subsection for each of the regents agencies to be transferred to and debited to the 27th payroll adjustment account in the state general fund by the director of accounts and reports pursuant to this subsection. At the same time as such certification is transmitted to the director of the budget, the state board of regents shall transmit a copy of such certification to the director of legislative research.

(B) The director of the budget shall review each such certification from the state board of regents and shall certify a copy of each such certification from the state board of regents to the director of accounts and reports. At the same time as such certification is transmitted to the director of accounts and reports, the director of the budget shall transmit a copy of each such certification to the director of legislative research.

(C) On August 15, 2025, in accordance with the certification by the director of the budget that is submitted to the director of accounts and reports under this subsection, the appropriation for fiscal year 2026 for each account of the state general fund, state economic development initiatives fund, state water plan fund and children's initiatives fund that is appropriated or reappropriated for the fiscal year ending June 30, 2026, by this or other appropriation act of the 2025 regular session of the legislature is hereby respectively lapsed by the amount equal to the amount certified under this subsection.

(2) In determining the amounts to be certified to the director of accounts and reports in accordance with this subsection, the director of the budget and the state board of regents shall consider any changed circumstances and unanticipated reductions in expenditures or unanticipated and required expenditures by the regents agencies for fiscal year 2026.

(3) As used in this subsection, "regents agency" means the state board of regents, Fort Hays state university, Kansas state university, Kansas state university extension systems and agriculture research programs, Kansas state university veterinary medical center, Emporia state university, Pittsburg state university, the university of Kansas, the university of Kansas medical center and Wichita state university.

(4) The provisions of this subsection shall not apply to:

(A) Any money held in trust in a trust fund or held in trust in any other special revenue fund or funds of any regents agency;

(B) any moneys received from any agency or authority of the federal government or from any other federal source, other than any such federal moneys that are credited to or may be received and credited to special revenue funds of a regents agency and that are determined by the state

board of regents to be federal moneys that may be transferred to and debited to the 27th payroll adjustment account of the state general fund by the director of accounts and reports pursuant to this subsection;

(C) any account of the Kansas educational building fund; or

(D) any fund of any regents agency in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this subsection, including, but not limited to, cash flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

(5) Each amount transferred from any special revenue fund of any regents agency to the state general fund pursuant to this subsection is transferred to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services that are performed on behalf of the regents agency involved by other state agencies that receive appropriations from the state general fund to provide such services.

(o) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711, and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 75-1269, and amendments thereto, to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the architectural services recovery fund.

(p) (1) On July 1, 2025, the director of accounts and reports shall record a debit to the state treasurer's receivables for the expanded lottery act revenues fund and shall record a corresponding credit to the expanded lottery act revenues fund in an amount certified by the director of the budget that shall be equal to the amount estimated by the director

of the budget to be transferred and credited to the expanded lottery act revenues fund during the fiscal year ending June 30, 2026, except that such amount shall be proportionally adjusted during fiscal year 2026 with respect to any change in the moneys to be transferred and credited to the expanded lottery act revenues fund during fiscal year 2026. All moneys transferred and credited to the expanded lottery act revenues fund during fiscal year 2026 shall reduce the amount debited and credited to the expanded lottery act revenues fund under this subsection.

(2) On June 30, 2026, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the expanded lottery act revenues fund pursuant to this subsection, to reflect all moneys actually transferred and credited to the expanded lottery act revenues fund during fiscal year 2026.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the expanded lottery act revenues fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the expanded lottery act revenues fund by the state treasurer in accordance with the notice thereof.

(q) (1) On July 1, 2025, the director of accounts and reports shall record a debit to the state treasurer's receivables for the children's initiatives fund and shall record a corresponding credit to the children's initiatives fund in an amount certified by the director of the budget that shall be equal to 50% of the amount estimated by the director of the budget to be transferred and credited to the children's initiatives fund during the fiscal year ending June 30, 2026, except that such amount shall be proportionally adjusted during fiscal year 2026 with respect to any change in the moneys to be transferred and credited to the children's initiatives fund during fiscal year 2026. Among other appropriate factors, the director of the budget shall take into consideration the estimated and actual receipts and interest earnings of the Kansas endowment for youth fund for fiscal year 2025 and fiscal year 2026 in determining the amount to be certified under this subsection. All moneys transferred and credited to the children's initiatives fund during fiscal year 2026 shall reduce the amount debited and credited to the children's initiatives fund under this subsection.

(2) On June 30, 2026, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the children's initiatives fund pursuant to this subsection to reflect all moneys actually transferred and credited to the children's initiatives fund during fiscal year 2026.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the children's initiatives fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the children's initiatives fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund shall be made after the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (r) for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state treasury and credited to the Kansas endowment for youth fund.

(r) (1) On July 1, 2025, the director of accounts and reports shall record a debit to the state treasurer's receivables for the Kansas endowment for youth fund and shall record a corresponding credit to the Kansas endowment for youth fund in an amount certified by the director of the budget that shall be equal to 75% of the amount approved for expenditure by the children's cabinet during the fiscal year ending June 30, 2026, as certified by the director of the budget. All moneys received and credited to the Kansas endowment for youth fund during fiscal year 2026 shall reduce the amount debited and credited to the Kansas endowment for youth fund under this subsection.

(2) On June 30, 2026, the director of accounts and reports shall adjust the amounts debited and credited to the state treasurer's receivables and to the Kansas endowment for youth fund pursuant to this subsection to reflect all moneys actually transferred and credited to the Kansas endowment for youth fund during fiscal year 2026.

(3) The director of accounts and reports shall notify the state treasurer of all amounts debited and credited to the Kansas endowment for youth fund pursuant to this subsection and all reductions and adjustments thereto made pursuant to this subsection. The state treasurer shall enter all such amounts debited and credited and shall make reductions and adjustments thereto on the books and records kept and maintained for the Kansas endowment for youth fund by the state treasurer in accordance with the notice thereof.

(4) The reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to this subsection for the Kansas endowment for youth fund to account for moneys actually received that are to be deposited in the state trea-

surey and credited to the Kansas endowment for youth fund shall be made before the reductions and adjustments prescribed to be made by the director of accounts and reports and the state treasurer pursuant to subsection (q) for the children's initiatives fund to account for moneys actually received that are to be transferred and credited to the children's initiatives fund.

(s) On July 1, 2025, for fiscal year 2026, the secretary of administration is hereby authorized to receive gifts, grants, bequests or donations of money for the benefit of cedar crest: *Provided*, That such gifts, grants, bequests or donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the friends of cedar crest endowment fund.

(t) On July 1, 2025, the title XIX – long-term care ombudsman medical assistance program federal fund (173-00-3414) of the department of administration is hereby redesignated as the title XIX – office of the public advocates medical assistance program federal fund of the department of administration.

(u) On July 1, 2025, the CRRSA 2021 LTC ombudsman fund (173-00-3680) of the department of administration is hereby redesignated as the title XX – ARPLTC ombudsman fund of the department of administration.

(v) On July 1, 2025, the intragovernmental printing service fund (173-00-6165) of the department of administration is hereby redesignated as the intragovernmental printing and central mail service fund of the department of administration.

[†]

(x) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, for the secretary of administration to charge and collect rental payments on a monthly basis in an amount of \$1 per square foot from any nonstate entity that leases or is assigned office space in the state capitol building: *Provided*, That the amounts collected shall be remitted by the secretary of administration to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto: *Provided further*, That upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state buildings operating fund or other funds of the department of administration as prescribed by the secretary of administration.

Sec. 64.

OFFICE OF INFORMATION
TECHNOLOGY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Rehabilitation and repair (335-00-1000-0050).....\$4,250,000

Provided, That any unencumbered balance in the rehabilitation and repair account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Vendor contract (335-00-1000-0070)\$2,500,000

Provided, That any unencumbered balance in the vendor contract account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Agency IT emergency (355-00-1000).....\$2,000,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Public safety broadband
services fund (335-00-2125-2125).....No limit

GIS contracting
services fund (335-00-2163-2163).....No limit

State and local implementation grant –
federal fund (335-00-3576-3576)No limit

Coronavirus relief fund (335-00-3753-3772)No limit

American rescue plan state relief fund (335-00-3756-3536)No limit

GIS contracting
services fund (335-00-6009-6009).....No limit

Information technology fund (335-00-6110-4030)No limit

Provided, That expenditures from the information technology fund for official hospitality shall not exceed \$1,000; *Provided further*, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology
reserve fund (335-00-6147-4080).....No limit

Sec. 65.

KANSAS INFORMATION SECURITY OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Kansas information security office (335-00-1000-0060)\$7,723,902
Provided, That any unencumbered balance in the Kansas information security office account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Information technology fund (335-00-6110-4030)No limit

Provided, That any moneys collected from a fee increase for information services recommended by the governor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the information technology fund.

Information technology reserve fund (335-00-6147-4080)No limit

American rescue plan state relief fund (335-00-3756-3536)No limit

Sec. 66.

OFFICE OF ADMINISTRATIVE HEARINGS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Administrative hearings office fund (178-00-2582)No limit

Provided, That expenditures from the administrative hearings office fund for official hospitality shall not exceed \$50.

Sec. 67.

OFFICE OF THE CHILD ADVOCATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Office of the child advocate (114-00-1000-0300).....\$0

Provided, That expenditures from the office of the child advocate account for official hospitality shall not exceed \$1,000.

Sec. 68.

OFFICE OF THE CHILD ADVOCATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Office of the child advocate (114-00-1000-0300).....\$750,576

Provided, That any unencumbered balance in the office of the child advocate account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from

the office of the child advocate account for official hospitality shall not exceed \$1,000.

Sec. 69.

STATE BOARD OF TAX APPEALS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (562-00-1000-0103)\$1,510,861

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

BOTA filing fee fund (562-00-2240-2240)\$1,103,069

American rescue plan – state fiscal relief – federal fund (562-00-3756) No limit

Sec. 70.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the division of vehicles operating fund (565-00-2089-2020) of the department of revenue is hereby decreased from \$56,505,635 to \$56,088,838.

Sec. 71.

DEPARTMENT OF REVENUE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (565-00-1000-0303)\$17,769,960

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Reposessed certificates of title fee fund (565-00-2015-2070) No limit

Special training fund (565-00-2016-2000).....No limit
Provided, That expenditures may be made from the special training fund for operating expenditures, including official hospitality, incurred for conferences, training seminars, workshops and examinations: *Provided further*, That the secretary of revenue is hereby authorized to fix, charge and collect fees for conferences, training seminars, workshops and examinations sponsored or cosponsored by the department of revenue: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for such conferences, training seminars, workshops and examinations or for qualifying applicants for such conferences, training seminars, workshops and examinations: *And provided further*, That all fees received for conferences, training seminars, workshops and examinations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the special training fund.

Recovery fund for enforcement actions

and attorney fees (565-00-2021-2060)No limit
 Photo fee fund (565-00-2084-2140)No limit

Provided, That, notwithstanding the provisions of K.S.A. 8-299, and amendments thereto, or any other statute, expenditures may be made from the photo fee fund for administration and operation of the driver license program and related support operations in the division of administration of the department of revenue, including costs of administering the provisions of K.S.A. 8-240, 8-243, 8-267, 8-1324 and 8-1325, and amendments thereto, relating to drivers licenses, instruction permits and identification cards.

Sand royalty fund (565-00-2087-2010).....No limit
 Division of vehicles operating fund (565-00-2089-2020)\$58,520,965

Provided, That all receipts collected under authority of K.S.A. 74-2012, and amendments thereto, shall be credited to the division of vehicles operating fund: *Provided further*, That any expenditure from the division of vehicles operating fund of the department of revenue to reimburse the audit services fund (540-00-9204-9000) of the division of post audit for a financial-compliance audit in an amount certified by the legislative post auditor shall be in addition to any expenditure limitation imposed on the division of vehicles operating fund for the fiscal year ending June 30, 2026: *And provided further*, That, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, expenditures may be made from this fund for the administration and operation of the department of revenue.

Commercial vehicle administrative

system fund (565-00-2098-2098)No limit

Vehicle dealers and manufacturers	
fee fund (565-00-2189-2030)	No limit
Kansas qualified agricultural ethyl alcohol	
producer incentive fund (565-00-2215)	No limit
Distinctive license plate fund (565-00-2232-2230)	No limit
VIPS/CAMA technology	
hardware fund (565-00-2244-2170)	No limit
<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2021, and amendments thereto, or of any other statute, expenditures may be made from the VIPS/CAMA technology hardware fund for the purposes of upgrading the VIPS/CAMA computer hardware and software for the state or for the counties and for administration and operation of the department of revenue.	
Automated tax systems fund (565-00-2265-2265)	No limit
MSA compliance fund (565-00-2274-2274)	No limit
Microfilming fund (565-00-2281-2270)	No limit
<i>Provided</i> , That expenditures may be made from the microfilming fund to operate and maintain a microfilming activity to sell microfilming services to other state agencies: <i>Provided further</i> , That all moneys received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilming fund.	
Dyed diesel fuel fee fund (565-00-2286-2280)	No limit
Electronic databases fee fund (565-00-2287-2180)	No limit
<i>Provided</i> , That, notwithstanding the provisions of K.S.A. 74-2022, and amendments thereto, or any other statute, expenditures may be made from the electronic databases fee fund for the purposes of operating expenditures, including expenditures for capital outlay; of operating, maintaining or improving the vehicle information processing system (VIPS), the Kansas computer assisted mass appraisal system (CAMA) and other electronic database systems of the department of revenue, including the costs incurred to provide access to or to furnish copies of public records in such database systems and for the administration and operation of the department of revenue.	
Cigarette/tobacco products	
regulation fund (565-00-2294-2190)	No limit
Alcoholic beverage control	
modernization fund (565-00-2299-2299)	No limit
Hazmat fee fund (565-00-2365-2300)	No limit
State charitable gaming	
regulation fund (565-00-2381-2385)	No limit
Kansas retail dealer incentive fund (565-00-2387-2380)	No limit

Division of vehicles

modernization fund (565-00-2390-2390).....No limit

Conversion of materials and

equipment fund (565-00-2417-2050).....No limit

Forfeited property fee fund (565-00-2428-2200)No limit

Tax amnesty recovery fund (565-00-2462-2462).....No limit

Setoff services revenue fund (565-00-2617-2080).....No limit

Publications fee fund (565-00-2663-2090).....No limit

Child support enforcement contractual

agreement fund (565-00-2683-2110).....No limit

County treasurers' vehicle licensing

fee fund (565-00-2687-2120)No limit

Reappraisal

reimbursement fund (565-00-2693-2130)No limit

Provided, That all moneys received for the costs incurred for conducting appraisals for any county shall be deposited in the state treasury and credited to the reappraisal reimbursement fund: *Provided further*, That expenditures may be made from this fund for the purpose of conducting appraisals pursuant to orders of the state board of tax appeals under K.S.A. 79-1479, and amendments thereto.

Fleet rental vehicle

administration fund (565-00-2799-2799).....No limit

Commercial driver's license drive test

fee fund (565-00-2816-2816)No limit

Taxpayer notification costs fund (565-00-2852-2852).....No limit

Kansas historic site fund (565-00-2872-2872).....No limit

Gage park improvement authority

sales tax fund (565-00-2874-2874)No limit

Commercial driver

education fund (565-00-2876-2876)No limit

Drivers license first responders indicator

federal fund (565-00-3179-3179)No limit

Enforcing underage drinking

federal fund (565-00-3219-3219)No limit

Commercial vehicle information systems/network

federal fund (565-00-3244-3244)No limit

FDA tobacco program

federal fund (565-00-3330-3330)No limit

Highway planning construction

federal fund (565-00-3333-3333)No limit

State and community highway

safety fund (565-00-3815-3815)No limit

Intra-governmental service fund (565-00-6132-6101).....No limit

Miscellaneous trust	
bonds fund (565-00-7556-5180).....	No limit
Motor carrier permits escrow	
clearing fund (565-00-7581-5400)	No limit
Liquor excise tax guarantee	
bond fund (565-00-7604-5190)	No limit
Non-resident contractors cash	
bond fund (565-00-7605-5200)	No limit
Bond guaranty fund (565-00-7606-5210)	No limit
Interstate motor fuel user cash	
bond fund (565-00-7616-5220)	No limit
Motor fuel distributor cash	
bond fund (565-00-7617-5230)	No limit
Special county mineral production	
tax fund (565-00-7668-5280)	No limit
Community improvement district sales tax	
administration fund (565-00-7675-5300)	No limit
County drug tax fund (565-00-7680-5310)	No limit
Escheat proceeds	
suspense fund (565-00-7753-5290)	No limit
Charitable gaming	
refund fund (565-00-9001-9001)	No limit
Native American veterans' income	
tax refund fund (565-00-9019-9019)	No limit
Privilege tax refund fund (565-00-9031-9300)	No limit
Suspense fund (565-00-9032-9310)	No limit
Cigarette tax refund fund (565-00-9033-9330)	No limit
Motor-vehicle fuel tax	
refund fund (565-00-9035-9350)	No limit
Cereal malt beverage tax	
refund fund (565-00-9036-9360)	No limit
Income tax refund fund (565-00-9038-9370)	No limit
Sales tax refund fund (565-00-9039-9380)	No limit
Compensating tax	
refund fund (565-00-9040-9390)	No limit
Alcoholic liquor tax	
refund fund (565-00-9041-9400)	No limit
Motor carrier tax	
refund fund (565-00-9042-9410)	No limit
Car company tax fund (565-00-9043-9420)	No limit
Protested motor carrier	
taxes fund (565-00-9044-9430)	No limit
Tobacco products refund fund (565-00-9045-9440)	No limit

Community improvement district sales tax refund fund (565-00-9049-9455)	No limit
Transient guest tax refund fund (established by K.S.A. 12-1694a) (565-00-9066-9450)	No limit
Interstate motor fuel taxes refund fund (565-00-9069-9010)	No limit
Interstate motor fuel taxes clearing fund (565-00-9070-9710)	No limit
International fuel tax agreement clearing fund (565-00-9072-9015)	No limit
Transient guest tax refund fund (established by K.S.A. 12-16,100) (565-00-9074-9480)	No limit
Estate tax abatement refund fund (565-00-9082-9501)	No limit
Fleet rental vehicle clearing fund (565-00-9089-9089)	No limit
Interfund clearing fund (565-00-9096-9510)	No limit
Local alcoholic liquor clearing fund (565-00-9100-9700)	No limit
International registration plan distribution clearing fund (565-00-9103-9520)	No limit
Rental motor vehicle excise tax refund fund (565-00-9106-9730)	No limit
Mineral production tax refund fund (565-00-9121-9540)	No limit
Special fuels tax refund fund (565-00-9122-9550)	No limit
LP-gas motor fuels refund fund (565-00-9123-9560)	No limit
Local alcoholic liquor refund fund (565-00-9124-9570)	No limit
Sales tax clearing fund (565-00-9148-9580)	No limit
Rental motor vehicle excise tax clearing fund (565-00-9187-9640)	No limit
Community improvement district sales tax clearing fund (565-00-9189-9655)	No limit
County and city retailers sales tax clearing fund – county and city sales tax (565-00-9190-9610)	No limit
City and county compensating use tax clearing fund (565-00-9191-9620)	No limit
County and city transient guest tax clearing fund (565-00-9192-9630)	No limit
American rescue plan – state fiscal relief – federal fund (565-00-3756)	No limit

(c) On July 1, 2025, October 1, 2025, January 1, 2026, and April 1, 2026, the director of accounts and reports shall transfer \$14,361,897 from

the state highway fund (276-00-4100-4100) of the department of transportation to the division of vehicles operating fund (565-00-2089-2020) of the department of revenue for the purpose of financing the cost of operation and general expense of the division of vehicles and related operations of the department of revenue.

(d) On August 1, 2025, the director of accounts and reports shall transfer \$77,250 from the accounting services recovery fund (173-00-6105-4010) of the department of administration to the setoff services revenue fund (565-00-2617-2080) of the department of revenue for reimbursing costs of recovering amounts owed to state agencies under K.S.A. 75-6201 et seq., and amendments thereto.

(e) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the division of vehicles modernization fund (565-00-2390-2390) of the department of revenue.

(f) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,200,000 from the Kansas endowment for youth fund (365-00-7000-2000) to the MSA compliance fund (565-00-2274-2274) of the department of revenue.

(g) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 2024 Supp. 79-3221q, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to enter into a memorandum of understanding with the state historical society to transfer moneys to the Kansas historic site fund (288-00-2872) in an amount as designated for contribution to the Kansas historic site fund of the above agency for fiscal year 2026 and any prior fiscal years in which the donation to historic sites by taxpayers occurred.

Sec. 72.

KANSAS LOTTERY

(a) On the effective date of this act, the aggregate of the amounts authorized by section 64(b) of chapter 88 of the 2024 Session Laws of Kansas to be transferred from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) during the fiscal year ending June 30, 2025, is hereby increased from \$71,490,000 to \$72,990,000.

(b) During the fiscal year ending June 30, 2025, notwithstanding the provisions of K.S.A. 74-8734, and amendments thereto, and K.S.A. 2024 Supp. 74-8781, and amendments thereto, or any other statute, no expenditures shall 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 2025, as authorized by section 64 of chapter 88 of the 2024 Session Laws of Kansas, this or other appropriation act of the 2025 regular session of the legislature, to negotiate or enter into any contract or extension or renewal of an existing contract for the management of sports wagering with any lottery gaming facility manager; *Provided*, That “sports wagering” and “lottery gaming facility manager” mean the same as defined in K.S.A. 74-8702, and amendments thereto.

Sec. 73.

KANSAS LOTTERY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Sports wagering receipts fund (450-00-2946-2946).....	No limit
Privilege fee repayment fund (450-00-2947-2947)	No limit
Lottery operating fund (450-00-5123).....	No limit

Provided, That expenditures from the lottery operating fund for official hospitality shall not exceed \$5,000.

Expanded lottery act

revenues fund (450-00-5127-5120).....	\$0
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Expanded lottery receipts fund (450-00-5128)	No limit
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Lottery gaming facility

manager fund (450-00-5129-5150)	No limit
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Lottery prize payment fund (450-00-7381).....	No limit
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(b) Notwithstanding the provisions of K.S.A. 74-8711, and amendments thereto, and subject to the provisions of this subsection: (1) An amount of not less than \$2,300,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before July 15, 2025; and (2) an amount of not less than \$4,700,000 shall be certified by the executive director of the Kansas lottery to the director of accounts and reports on or before August 15, 2025, and on or before the 15th of each month thereafter through June 15, 2026: *Provided*, That, upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) and shall credit such amount to the state gaming revenues fund (173-00-9011-9100) for the fiscal year ending June 30, 2026: *Provided, however*, That, after the date that an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2026 pursuant to this subsection, the executive direc-

tor of the Kansas lottery shall continue to certify amounts to the director of accounts and reports on or before the 15th of each month through June 15, 2026, except that the amounts certified after such date shall not be subject to the minimum amount of \$4,700,000: *Provided further*, That the amounts certified by the executive director of the Kansas lottery to the director of accounts and reports, after the date an amount of \$54,000,000 has been transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2026 pursuant to this subsection, shall be determined by the executive director so that an aggregate of all amounts certified pursuant to this subsection for fiscal year 2026 is equal to or more than \$79,490,000: *And provided further*, That the aggregate of all amounts transferred from the lottery operating fund to the state gaming revenues fund for fiscal year 2026 pursuant to this subsection shall be equal to or more than \$79,490,000: *And provided further*, That the transfers prescribed by this subsection shall be the maximum amount possible while maintaining an adequate cash balance necessary to make expenditures for prize payments and operating costs: *And provided further*, That the transfers prescribed in this subsection shall include the total profit attributed to the special veterans benefit game under K.S.A. 74-8724, and amendments thereto: *And provided further*, That the transfers prescribed by this subsection shall be made in lieu of transfers under K.S.A. 74-8711(d), and amendments thereto, for fiscal year 2026.

(c) In addition to the purposes for which expenditures of moneys in the lottery operating fund (450-00-5123-5100) may be made, as authorized by the provisions of K.S.A. 74-8711, and amendments thereto, in fiscal year 2026, moneys in the lottery operating fund may be used for payment of all costs incurred in the operation and administration of the Kansas lottery, the Kansas lottery act and the Kansas expanded lottery act.

(d) Notwithstanding the provisions of K.S.A. 74-8724, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer from the lottery operating fund (450-00-5123-5100) to the state gaming revenues fund (173-00-9011-9100) the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2026: *Provided*, That, the transfer to the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas office of veterans services for the fiscal year ending June 30, 2026, authorized by section 83(g) represents the total profits derived from the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto: *Provided further*, That, on or before August 1, 2026, the executive director of the lottery shall report the amount of total profit attributed to the veterans benefits game pursuant to K.S.A. 74-8724, and amendments thereto, during fiscal year 2026 to the director of the budget and the director of legislative research.

(e) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 74-8720, and amendments thereto, or any other statute, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to provide the name and address of all persons who claim a Kansas lottery prize of \$10,000 or more to the office of inspector general established under K.S.A. 75-7427, and amendments thereto: *Provided*, That the office of inspector general shall use information received pursuant to this subsection solely for the purposes of carrying out the powers, duties and functions prescribed by K.S.A. 75-7427, and amendments thereto: *Provided further*, That the office of inspector general shall not publicly disclose the identity of any lottery prize winner, including recipients for whom such prize affects such recipient's eligibility for or receipt of medical assistance.

(f) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 74-8734, and amendments thereto, and K.S.A. 2024 Supp. 74-8781, and amendments thereto, or any other statute, no expenditures shall 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 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, to negotiate or enter into any contract or extension or renewal of an existing contract for the management of sports wagering with any lottery gaming facility manager: *Provided*, That "sports wagering" and "lottery gaming facility manager" mean the same as defined in K.S.A. 74-8702, and amendments thereto.

Sec. 74.

KANSAS RACING AND
GAMING COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Horse fair racing benefit fund (553-00-2296-3000).....No limit
Tribal gaming fund (553-00-2320-3700)No limit

Provided, That expenditures from the tribal gaming fund for official hospitality shall not exceed \$1,000.

Education and training fund (553-00-2459-2450)No limit

Provided, That expenditures may be made from the education and training fund for operating expenditures, including official hospitality, incurred for

hosting or providing training, inservice workshops and conferences: *Provided further*, That the Kansas racing and gaming commission is hereby authorized to fix, charge and collect fees for hosting or providing training, inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenditures incurred for hosting or providing such training, inservice workshops and conferences: *And provided further*, That all fees received for hosting or providing such training, inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the education and training fund.

- Kansas horse breeding
 - development fund (553-00-2516-2300) No limit
- Expanded lottery regulation fund (553-00-2535) No limit
- Live horse racing purse
 - supplement fund (553-00-2546-2800) No limit
- Live greyhound racing purse
 - supplement fund (553-00-2557-2900) No limit
- Greyhound promotion and
 - development fund (553-00-2561-3100) No limit
- Racing investigative
 - expense fund (553-00-2570-2400) No limit
- Kansas greyhound breeding
 - development fund (553-00-2601-2500) No limit

Provided, That, notwithstanding K.S.A. 74-8831, and amendments thereto, all moneys transferred into this fund pursuant to K.S.A. 74-8767(b), and amendments thereto, shall be deposited to a separate account established for the purpose described in this proviso and moneys in this account shall be expended only to supplement special stake races and to enhance the amount per point paid to owners of Kansas-whelped greyhounds that win live races at Kansas greyhound tracks and pursuant to rules and regulations adopted by the Kansas racing and gaming commission: *Provided further*, That transfers from this account to the live greyhound racing purse supplement fund may be made in accordance with K.S.A. 74-8767(b), and amendments thereto.

- Racing reimbursable
 - expense fund (553-00-2616-2600) No limit
- Gaming background
 - investigation fund (553-00-2682-2680) No limit
- Illegal gambling enforcement fund (553-00-2734-2690)..... No limit

Provided, That expenditures may be made from the illegal gambling enforcement fund for direct or indirect operating expenditures incurred for

investigatory seizure and forfeiture activities, including, but not limited to: (1) Conducting investigations of illegal gambling operations or activities; (2) participating in illegal gaming in order to collect or purchase evidence as part of an undercover investigation into illegal gambling operations; and (3) acquiring information or making contacts leading to illegal gaming activities: *Provided, however,* That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund: *Provided further,* That any moneys received or awarded to the Kansas racing and gaming commission for such enforcement activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the illegal gambling enforcement fund.

Gaming machine

examination fund (553-00-2998-2990).....No limit
State racing fund (553-00-5131-5000).....No limit

Provided, That expenditures from the state racing fund for official hospitality shall not exceed \$1,000.

Racing applicant

deposit fund (553-00-7383-7000).....No limit
Provided, That expenditures from the expanded lottery regulation fund for official hospitality shall not exceed \$1,500.

(b) On July 1, 2025, the director of accounts and reports shall transfer \$450,000 from the state general fund to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission.

(c) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the state general fund: *Provided,* That all such transfers shall be for the purpose of reimbursing the state general fund for the amount equal to the net amount obtained by subtracting (1) the aggregate of any costs incurred by the state gaming agency during fiscal year 2026 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (2) the aggregate of the amounts transferred to the tribal gaming fund (553-00-2320-3700) of the Kansas racing and gaming commission during fiscal year 2026 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(d) During the fiscal year ending June 30, 2026, all payments for services provided by the Kansas bureau of investigation shall be paid by the Kansas racing and gaming commission in accordance with K.S.A. 75-5516(b), and amendments thereto, pursuant to bills that are presented in a timely manner by the Kansas bureau of investigation for services rendered.

(e) In addition to the other purposes for which expenditures may be made from the moneys appropriated in the tribal gaming fund (553-00-2320-3700) for fiscal year 2026 for the Kansas racing and gaming commission by this or other appropriation act of the 2025 regular session of the legislature, expenditures, which are hereby authorized, may be made from the tribal gaming fund for fiscal year 2026 for the state gaming agency regulatory oversight of class III gaming, including, but not limited to, the regulatory oversight and law enforcement activities of monitoring compliance with tribal-state gaming compacts and conducting investigations of violations of tribal-state gaming compacts, investigations of criminal violations of the laws of this state at tribal gaming facilities, criminal violations of the tribal gaming oversight act, background investigations of applicants and vendors and investigations of other criminal activities related to tribal gaming.

(f) Notwithstanding the provisions of K.S.A. 74-8831, and amendments thereto, or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund (553-00-2601-2500) of the Kansas racing and gaming commission to the greyhound tourism fund of the department of commerce that is directed to be made on or before June 30, 2026, by K.S.A. 74-8831(b)(1), and amendments thereto, and shall transfer on or before June 30, 2026, the amount equal to 15% of all moneys credited to the Kansas greyhound breeding development fund during the fiscal year ending June 30, 2026, from the Kansas greyhound breeding development fund to the greyhound promotion and development fund (553-00-2561-3100) of the Kansas racing and gaming commission.

(g) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, the Kansas racing and gaming commission is hereby authorized to fix, charge and collect additional fees to recover all or part of the direct and indirect costs or operating expenses incurred or expected to be incurred by the Kansas racing and gaming commission for the regulation of racing activities that are not otherwise recovered from a parimutuel facility licensee under authority of any other statute: *Provided*, That such fees shall be in addition to all taxes and other fees otherwise authorized by law: *Provided further*, That such costs or operating expenses shall include all or part of any auditing, drug testing, accounting, security and law enforcement, licensing of any office or other facility for use by a parimutuel facility licensee or projects to update and

upgrade information technology software or facilities of the commission and shall specifically include any general operating expenses that are associated with regulatory activities attributable to the entity upon which any such fee is imposed and all expenses related to reopening any race track or other racing facility: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the state racing fund (553-00-5131-5000).

Sec. 75.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Bombardier SSA project (300-00-1000).....\$5,750,000

(b) On the effective date of this act, of the amount of moneys appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 68(b) of chapter 88 of the 2024 Session Laws of Kansas from the state economic development initiatives fund in the small business R&D grants account (300-00-1900-1300), the sum of \$1,935,139 is hereby lapsed.

(c) On the effective date of this act, of the \$2,000,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 68(b) of chapter 88 of the 2024 Session Laws of Kansas from the state economic development initiatives fund in the Kansas workforce marketing account (300-00-1900-1340), the sum of \$950,037 is hereby lapsed.

Sec. 76.

DEPARTMENT OF COMMERCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Advantage Kansas (300-00-1000)\$138,992

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the advantage Kansas account is hereby reappropriated for fiscal year 2026.

Purple UAS certification innovation grant account\$1,000,000

Provided, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to the national institute for aviation research at Wichita state university to research and create an accurate and comprehensive checklist necessary for blue unmanned aircraft systems (UAS) compliance, which shall include the United States department of defense requirements for maintenance of supply chain security necessary for manufacturers of such department of defense drone technology: *Provided fur-*

ther, That, national institute for aviation research shall include specific recommendations to Kansas state university Salina for the creation of a purple UAS public safety and commercial credentialing process: *And provided further*, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to Kansas state university Salina to create a purple UAS public safety and commercial credentialing process for credentialing drones for commercial and public safety use: *Provided, however*, That if such expenditures are not expended by January 1, 2026, on such date, any remaining moneys in such account are hereby lapsed: *And provided further*, That the above agency shall prepare and submit a report to the legislature on the purple UAS public safety and commercial credentialing process by January 20, 2026.

Statewide marketing campaign for high demand
and high wage career fields\$2,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the statewide marketing campaign for high demand and high wage career fields account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from the statewide marketing campaign for high demand and high wage career fields account for a contract with Level Up Kansas, a Kansas nonprofit, for the purpose of providing a statewide marketing campaign to underskilled adult learners about training opportunities available at Kansas postsecondary educational institutions in high demand and high wage career fields.

Maintenance, repair and overhaul of airplanes.....\$10,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the maintenance, repair and overhaul of airplanes account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures in an amount of not less than \$10,000,000 shall be made by the above agency from such account during fiscal year 2026 to provide for the maintenance, repair and overhaul of airplanes at the airport in Topeka, Kansas: *And provided further*, That all expenditures for the maintenance, repair and overhaul of airplanes at the airport in Topeka, Kansas shall require a match of local nonstate or private moneys on a \$1-for-\$1 basis: *Provided, however*, That no expenditures shall be made from such account or matching moneys for site preparation: *And provided further*, That the above agency shall make a determination as to the financial feasibility of any maintenance, repair and overhaul project proposed by the metropolitan Topeka airport authority prior to any expenditures being made by the above agency from such account: *And provided further*, That such determination shall require the metropolitan Topeka airport authority to provide funding for the first 50% of the total project cost with local

nonstate or private moneys: *And provided further*, That the above agency shall review any pending or signed contracts or lease agreements before expending any moneys from such account to the metropolitan Topeka airport authority.

Cybersecurity center for excellence\$3,000,000

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Kansas semiquincentennial commission support account; housing and workforce development account; home-based child care providers pilot program account; sports hall of fame support account; and industrial park project account.

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2026, the following:

Operating grant (including

official hospitality) (300-00-1900-1110)\$9,699,069

Provided, That any unencumbered balance in the operating grant (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the operating grant (including official hospitality) account for certified development companies that have been determined to be qualified for grants by the secretary of commerce, except that expenditures for such grants shall not be made for grants to more than 10 certified development companies that have been determined to be qualified for grants by the secretary of commerce: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to submit a report on economic development incentives by economic development incentive program that includes the total incentives awarded to each program and the estimated fiscal impact on the state general fund during fiscal year 2026 to the house of representatives committee on appropriations and the senate committee on ways and means.

Older Kansans employment

program (300-00-1900-1140)\$504,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the older Kansans employment program account is hereby reappropriated for fiscal year 2026.

Rural opportunity zones

program (300-00-1900-1150)\$1,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the rural opportunity zones program account is hereby reap-

propriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to provide funds to applicants or for use in counties with a population of 15,000 or less as of the 2020 census.

Senior community service
employment program (300-00-1900-1160)\$8,400

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the senior community service employment program account is hereby reappropriated for fiscal year 2026.

Strong military bases program (300-00-1900-1170)\$214,023

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the strong military bases program account is hereby reappropriated for fiscal year 2026.

Main street program (300-00-1900-1175).....\$850,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the main street program account is hereby reappropriated for fiscal year 2026.

Governor’s council of
economic advisors (300-00-1900-1185)\$204,500

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the governor’s council of economic advisors account is hereby reappropriated for fiscal year 2026.

Creative arts industries
commission (300-00-1900-1188).....\$1,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the creative arts industries commission account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall not be made by the above agency from such account during fiscal year 2026 to employ persons on a contractual basis in order to ensure that the maximum amount of dollars may be distributed to Kansas communities for arts grants: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to award matching grant funds: *And provided further*, That an amount of not to exceed 60% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of 85,000 or less as of the 2020 census: *And provided further*, That an amount of not to exceed 40% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of more than 85,000 as of the 2020 census.

Public broadcasting grants (300-00-1900-1190)\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the public broadcasting grants account is hereby reappropriated for fiscal year 2026.

Build up Kansas (300-00-1900-1230)\$2,625,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the build up Kansas account is hereby reappropriated for fiscal year 2026.

Community development (300-00-1900-1240).....\$670,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the community development account is hereby reappropriated for fiscal year 2026.

International trade (300-00-1900-1250).....\$1,445,227

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the international trade account is hereby reappropriated for fiscal year 2026.

Reemployment implementation (300-00-1900-1260)\$99,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the reemployment implementation account is hereby reappropriated for fiscal year 2026.

Registered apprenticeship (300-00-1900-1290).....\$1,000,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the registered apprenticeship account is hereby reappropriated for fiscal year 2026.

Small business R&D grants (300-00-1900-1300).....\$500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the small business R&D grants account is hereby reappropriated for fiscal year 2026.

Work-based learning (300-00-1900-1310).....\$714,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the work-based learning account is hereby reappropriated for fiscal year 2026.

Rural champions (300-00-1900-1320).....\$150,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the rural champions account is hereby reappropriated for fiscal year 2026.

HEAL grants (300-00-1900-1350).....\$1,500,000

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the HEAL grants account is hereby reappropriated for fiscal year 2026.

Travel and tourism
operating expenditures (300-00-1900-1901)\$4,920,398
Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the travel and tourism operating expenditures account is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$4,000.

KIT/KIR programs (300-00-1900-1280)\$2,000,000
Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the KIT/KIR programs account is hereby reappropriated for fiscal year 2026.

Sunflower summer program (300-00-1900-1330).....\$3,000,000
Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the sunflower summer program account is hereby reappropriated for fiscal year 2026: *Provided, however*, That except as provided further, no expenditures shall be made by the above agency from such account during fiscal year 2026 to provide reimbursements or grants to participating venues that do not charge an admission fee to program participants: *Provided further*, That the above agency may provide reimbursements to participating venues that do not charge an admission to program participants that are located in a county with a population of 15,000 or less as of the 2020 census: *And provided further*, That no expenditures shall be made by the above agency from such account during fiscal year 2026 to provide reimbursement for more than one person who is 18 years of age or older accompanying one or more persons under 18 years of age.

Rural remote workplaces\$1,000,000
Semiquincentennial preparation\$73,000

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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 creative arts industries commission
checkoff fund (300-00-2031-2031).....No limit
Publication and other sales fund (300-00-2048)No limit
Conference registration and
disbursement fund (300-00-2049)No limit
IMPACT program services fund (300-00-2176)No limit
AJLA special revenue fund (300-00-2190-2190)No limit
Reimbursement and recovery fund (300-00-2275).....No limit
General fees fund (300-00-2310).....No limit

Provided, That expenditures may be made from the general fees fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of commerce in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary therefor under programs of the department.

Indirect cost – federal fund (300-00-2340-2300).....No limit
 Enterprise facilitation fund (300-00-2378-2710)No limit
 Publication and other
 sales fund (300-00-2399-2399)No limit

Provided, That in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2026, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2026: *And provided further*, That the secretary of commerce shall report all such expenditures to the governor and legislature as appropriate.

Conversion of equipment and
 materials fund (300-00-2411-2220).....No limit
 Job creation program fund (300-00-2467-2467)No limit
 Kan-grow engineering
 fund – KU (300-00-2494-2494).....\$3,500,000
 Kan-grow engineering
 fund – KSU (300-00-2494-2495).....\$3,500,000
 Kan-grow engineering
 fund – WSU (300-00-2494-2496).....\$3,500,000
 Athletic fee fund (300-00-2599-2500).....No limit
 Governor’s council of economic advisers private
 operations fund (300-00-2761-2701)No limit
 Technology-enabled fiduciary financial
 institutions development and
 expansion fund (300-00-2839).....No limit
 Kansas educator registered apprenticeship grant
 program fund (300-00-2856).....No limit
 Kansas nonprofit apprenticeship grant
 program fund (300-00-2873).....No limit
 Existing horse racing facility remodel fund (300-00-2884)No limit
Provided, That all expenditures from the existing horse racing facility remodel fund shall be made by the above agency for a grant to remodel an

existing horse racing facility in a Kansas county with a population between 6,000 and 6,100 as of the 2020 census.

Northwest Kansas housing economic development fund (300-00-2886)	No limit
Engineering graduate incentive fund (300-00-2930).....	No limit
Attracting professional sports to Kansas fund (300-00-2942)	No limit
Attracting powerful economic expansion payroll incentive fund (300-00-2943).....	No limit
Attracting powerful economic expansion new employee training and education fund (300-00-2944).....	No limit
Attracting powerful economic expansion Kansas residency incentive fund (300-00-2945)	No limit
Child care/development block grant – federal fund (300-00-3028-3028)	No limit
WIOA youth activities – federal fund (300-00-3039)	No limit
Senior community service employment program – federal fund (300-00-3100-3510)	No limit
American job link alliance job corps – federal fund (300-00-3100-3512)	No limit
American job link alliance – federal fund (300-00-3100-3516)	No limit
Creative arts industries commission gifts, grants and bequests – federal fund (300-00-3210-3218)	No limit
Workforce data quality initiative – federal fund (300-00-3237-3237)	No limit
WIOA adult – federal fund (300-00-3270).....	No limit
Trade adjustment assistance – federal fund (300-00-3273)	No limit
Local veterans employment representative program – federal fund (300-00-3274-3240)	No limit
Disabled veterans outreach program – federal fund (300-00-3274-3242)	No limit
Wagner Peyser employment services – federal fund (300-00-3275)	No limit
Unemployment insurance – federal fund (300-00-3335)	No limit
H-1B technical skills training grant – federal fund (300-00-3400)	No limit
Economic adjustment assistance fund (300-00-3415)	No limit

WIOA dislocated workers –	
federal fund (300-00-3428)	No limit
Work opportunity tax credit –	
federal fund (300-00-3447-3447)	No limit
Temporary labor certification foreign workers –	
federal fund (300-00-3448)	No limit
Transition assistance program grant –	
federal fund (300-00-3451-3451)	No limit
State small business credit initiative –	
federal fund (300-00-3567)	No limit
SBA STEP grant – federal fund (300-00-3573-3573).....	No limit
Workforce innovation –	
federal fund (300-00-3581)	No limit
Reemployment connections initiative –	
federal fund (300-00-3585)	No limit
Community development block grant –	
federal fund (300-00-3669)	No limit
Pathway home 2 – federal fund (300-00-3734).....	No limit
Coronavirus relief fund –	
federal fund (300-00-3753)	No limit
American rescue plan state relief –	
federal fund (300-00-3756)	No limit

Provided, That expenditures in an amount of not less than \$4,000,000 shall be made by the above agency from such fund during fiscal year 2026 to provide a grant to an airport for technology, terminal, tower upgrades, heliport, vertiport, hangar and office space to attract e-aviation unmanned aircraft systems testing or manufacturing to Kansas: *Provided further*, That, upon receipt by the above agency of certification from the KC BioHub that the KC BioHub has received a federal grant, expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such fund during fiscal year 2026 to match such KC BioHub federal grant: *Provided further*, That upon receipt of such certification the above agency shall send a copy to the director of the budget and the director of legislative research.

World cup ARPA fund (300-00-3756)	No limit
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Provided, That the above agency shall make expenditures from the world cup ARPA fund during fiscal year 2026 to require the FIFA world cup 26 Kansas City committee to provide a detailed accounting report of all expenditures of the moneys in such account to the legislature on or before January 12, 2026.

ARPA capital projects-broadband

infrastructure – federal fund (300-00-3761).....	No limit
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ARPA capital projects-digital technology	
connectivity – federal fund (300-00-3761)	No limit
RETAIN extension –	
federal fund (300-00-3770)	No limit
State broadband data development grant –	
federal fund (300-00-3782-3700)	No limit
Second chance grant –	
federal fund (300-00-3895)	No limit
State digital equity planning grant	
program fund (300-00-3927-3927).....	No limit
Broadband equity access and deployment	
program fund (300-00-3928-3928).....	No limit
Apprenticeship USA state –	
federal fund (300-00-3949)	No limit
Kansas health profession opportunity project –	
federal fund (300-00-3951)	No limit
Kansas creative arts industries commission special	
gifts fund (300-00-7004-7004).....	No limit
Kansas commission for the United States	
semiquincentennial gifts and	
donations fund (300-00-7019).....	No limit
National main street	
center fund (300-00-7325-7000).....	No limit
IMPACT program repayment fund (300-00-7388)	No limit
Kansas partnership fund (300-00-7525-7020).....	No limit
Broadband technical	
assistance fund (300-00-3807-3807)	No limit
Middle mile broadband	
grant fund (300-00-3932-3932).....	No limit
Rural community development initiatives	
federal fund (300-00-3674)	No limit
Office of broadband development fund	\$1,091,250

(d) The secretary of commerce is hereby authorized to fix, charge and collect fees during the fiscal year ending June 30, 2026, for: (1) The provision and administration of conferences held for the purposes of programs and activities of the department of commerce and for which fees are not specifically prescribed by statute; (2) sale of publications of the department of commerce and for sale of educational and other promotional items and for which fees are not specifically prescribed by statute; and (3) promotional and other advertising and related economic development activities and services provided under economic development programs and activities of the department of commerce: *Provided*, That such fees shall be fixed in order to recover all or part of the operating expenses

incurred in providing such services, conferences, publications and items, advertising and other economic development activities and services provided under economic development programs and activities of the department of commerce for which fees are not specifically prescribed by statute: *Provided further*, That all such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to one or more special revenue fund or funds of the department of commerce as specified by the secretary of commerce: *And provided further*, That expenditures may be made from such special revenue fund or funds of the department of commerce for fiscal year 2026, in accordance with the provisions of this or other appropriation act of the 2025 regular session of the legislature, for operating expenses incurred in providing such services, conferences, publications and items, advertising, programs and activities and for operating expenses incurred in providing similar economic development activities and services provided under economic development programs and activities of the department of commerce.

(e) In addition to the other purposes for which expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2026 for the department of commerce as authorized by this or other appropriation act of the 2025 regular session of the legislature, notwithstanding the provisions of any other statute, expenditures may be made by the department of commerce from moneys appropriated in any special revenue fund or funds for fiscal year 2026 for official hospitality.

(f) During the fiscal year ending June 30, 2026, the secretary of commerce, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state economic development initiatives fund for the department of commerce to another item of appropriation for fiscal year 2026 from the state economic development initiatives fund for the department of commerce. The secretary of commerce shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 12-17,169, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made from such moneys for the secretary of commerce to approve a city or county to finance a rural redevelopment project, as defined in K.S.A. 12-17,162, and

amendments thereto, without the issuance of special obligation bonds up to an amount of not to exceed \$25,000,000 for each such project: *Provided*, That such rural redevelopment project costs shall be made payable, both as to principal and interest, from any source as provided in K.S.A. 12-17,169(a)(1)(A) through (I), and amendments thereto.

(h) (1) During the fiscal year ending June 30, 2026, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made from such moneys for the secretary of commerce to approve a STAR bond project for a major amusement park or historic theater: *Provided*, That such approval shall be upon adoption of a STAR bond project plan and establishment of a STAR bond project district by a city or county for such major amusement park project or historic theater in accordance with K.S.A. 12-17,164 through 12-17,166, and amendments thereto: *Provided further*, That such major amusement park project or historic theater shall be eligible for financing by special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That such city or county is authorized to issue such special obligation bonds in one or more series to finance the undertaking of such major amusement park project or historic theater in accordance with the provisions of the STAR bonds financing act: *And provided further*, That the secretary of commerce may authorize the Kansas development finance authority to issue special obligation bonds in one or more series to finance the undertaking of such major amusement park project or historic theater: *And provided further*, That during fiscal year 2026, the Kansas development finance authority is hereby authorized to issue such special obligation bonds in accordance with K.S.A. 74-8905(a), and amendments thereto, subject to the provisions of this subsection: *And provided further*, That such special obligation bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That such special obligation bonds shall be made payable, both as to principal and interest, solely from the revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That the secretary shall review the STAR bond project plan and determine whether to approve such plan in accordance with K.S.A. 12-17,167, and amendments thereto: *And*

provided further, That any special obligation bonds issued to finance the major amusement park project or historic theater shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That such major amusement park and historic theater costs shall be considered project costs for the purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That a major amusement park area shall be considered an eligible area for purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That all such property included in, added to or removed from the STAR bond project district established pursuant to this subsection shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That if such major amusement park project or historic theater uses state sales tax financing pursuant to K.S.A. 12-17,169, and amendments thereto, such project shall be subject to the requirements of K.S.A. 12-17,176, and amendments thereto: *And provided further*, That in the event that the city or county shall default in the payment of any STAR bonds payable from revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto, no public funds shall be used to pay the holders thereof except as specifically authorized by the STAR bonds financing act: *And provided further*, That copies of all retailers' sales, use and transient guest tax returns filed with the secretary of revenue in connection with such major amusement park project shall be subject to the provisions of K.S.A. 12-17,174, and amendments thereto.

(2) For purposes of this subsection:

(A) "Amusement rides" means the same as defined in K.S.A. 44-1601, and amendments thereto, and includes such amusement rides and further include buildings necessary to house and operate such amusement park rides, buildings immediately adjacent and attached to such amusement park rides and a building necessary to house a conference center within the major amusement park area.

(B) "Major amusement park" means a project with amusement rides and related attractions and upon which the secretary has made a finding that capital improvements of not less than \$100,000,000 will be built in the state to construct the major amusement park.

(C) "Major amusement park area" means an area containing a major amusement park.

(i) (1) During the fiscal year ending June 30, 2026, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such mon-

eys for fiscal year 2026 for the secretary of commerce to authorize the Kansas development finance authority to issue special obligation bonds in one or more series to finance the undertaking of a STAR bond project as defined in K.S.A. 12-17,162(aa)(1), and amendments thereto, or a mall STAR bond project, that has been established by a city or county and approved by the secretary of commerce pursuant to K.S.A. 12-17,164 and 12-17,167, and amendments thereto: *Provided*, That during fiscal year 2026, the Kansas development finance authority is hereby authorized to issue such special obligation bonds in accordance with K.S.A. 74-8905(a), and amendments thereto, subject to the provisions of this subsection: *Provided further*, That such special obligation bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That such special obligation bonds shall be made payable, both as to principal and interest, solely from the revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That the governing body of a city or county may establish one or more STAR bond projects for the purpose of the redevelopment of a mall facility in accordance with the provisions of the STAR bonds financing act, K.S.A. 12-17,160 et seq., and amendments thereto: *And provided further*, That the secretary of commerce shall review the STAR bond project plan and determine whether to approve such plan in accordance with this subsection and the STAR bonds financing act: *And provided further*, That a mall STAR bond project may be located in a newly created mall STAR bond project district or in an existing STAR bond project district: *And provided further*, That any mall STAR bond project approved by a city or county and the secretary in accordance with the STAR bonds financing act shall be eligible for financing by special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1), and amendments thereto, which revenues may include 100% of the tax increment revenue received: *And provided further*, That any special obligation bonds issued to finance a mall STAR bond project shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That in the event that the city or county shall default in the payment of any STAR bonds payable from revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto, no public funds shall be used to pay the holders thereof except as specifically authorized by the STAR bonds financing act: *And provided further*, That any bonds issued may pay for any or all amounts of the overall project costs and shall not be limited to payment of only a certain percentage of total project costs for such mall STAR bond project: *And provided further*, That project costs for a mall STAR bond project include: (A) All costs

necessary to implement a project plan for the redevelopment of a mall STAR bond project district, including costs incurred for infrastructure and utilities, the acquisition of personal property related thereto and any other related expenses necessary to develop and finance such mall facility; and (B) costs incurred for the construction or renovation of interior and exterior structures, parking facilities and multi-level parking structures if: (i) The project is a large metropolitan mall STAR bond project and the project application is received by the secretary on or before December 31, 2025; or (ii) the project is a rural mall STAR bond project, the project includes a sports or entertainment tourism component or an education tourism component such as a museum or other educational facility and the project application is received by the secretary on or before December 31, 2025: *Provided, however*, That such costs shall not be permitted for any future expansion of the large metropolitan mall STAR bond project district: *And provided further*, That a mall facility shall be considered an eligible area for purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That on or before June 30, 2026, the secretary shall report to the legislature verifying and tracking visitors and disclose the method of visitor tracking and the visitor tracking data compiled for compliance with the visitation requirements.

(2) For purposes of this subsection:

(A) “Large metropolitan mall STAR bond project” means a project that the secretary finds meets the following criteria:

(i) The project has the primary purpose of sports or entertainment tourism that will draw at least 30% of the project’s visitors from a distance of at least 100 miles and at least 20% of the project’s visitors from outside this state;

(ii) the project is located in an area of a city or community experiencing economic decline. The secretary shall determine economic decline by the analysis of at least two measurable indicators over the most recent 10-year period for which data is available, including, but not limited to, a decline in real gross domestic product, decline in average household real income, decreased employment or reductions in industrial production or retail sales;

(iii) the project has a minimum of \$50,000,000 in capital investment and \$50,000,000 in projected gross annual sales; and

(iv) no previous application for a mall redevelopment project within the same county has been approved by the secretary.

(B) “Mall” means an enclosed area comprised of multiple interior-facing businesses and stores primarily devoted to the in-person retail sale of goods and services and the parking, green space and arterial roads contiguous thereto.

(C) “Mall facility” means an area containing a mall that is located within the state of Kansas.

(D) “Mall STAR bond project” means an approved large metropolitan mall STAR bond project or rural mall STAR bond project to implement one or more project plans for the redevelopment of a mall STAR bond project district that contains a mall in which 50% or more of the total leasable area for businesses to operate in the mall is unoccupied.

(E) “Mall STAR bond project district” means the specific area declared to be an eligible area as determined by the secretary that will include a mall STAR bond project.

(F) “Rural mall STAR bond project” means a project that the secretary finds meets the following criteria:

(i) The project is within a metropolitan area with a population of 50,000 through 75,000 or outside a metropolitan area with a population of at least 50,000 as of the 2020 census;

(ii) the project will draw at least 20% of the project’s visitors from a distance of at least 100 miles;

(iii) the project is located in an area of a city or community experiencing economic decline as determined by the secretary using the measures and analysis as provided by subparagraph (A)(ii);

(iv) no previous application for a mall redevelopment project within the same county has been approved by the secretary; and

(v) the project application is received by the secretary on or before December 31, 2025.

(j) During the fiscal year ending June 30, 2026, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such moneys for fiscal year 2026 for the secretary of commerce to approve vertical construction of any project within an approved STAR bond project district in cities with a population under 60,000 as of the 2020 census, if such approval is granted prior to December 31, 2025.

(k) During the fiscal year ending June 30, 2026, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such moneys for fiscal year 2026 for the secretary of commerce to approve a project that

will enhance the quality of life in the community and the region and is in a county with a population under 100,000 as of the 2020 census within the Kansas City or Wichita metropolitan statistical areas, of regional importance and with capital investment of at least \$3,000,000 as a rural redevelopment project for purposes of the STAR bonds financing act: *Provided, however,* That the secretary shall not approve such rural redevelopment project unless the secretary finds that such project will draw at least 20% of the project's visitors from a distance of at least 100 miles: *Provided further,* That on or before June 30, 2026, the secretary shall report to the legislature verifying and tracking visitors and disclose the method of visitor tracking and the visitor tracking data compiled for compliance with the visitation requirements.

(l) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor's department to the American rescue plan state relief – federal fund (300-00-3756) of the department of commerce.

(m) On July 1, 2025, the director of accounts and reports shall transfer \$7,000,000 from the state general fund to the attracting powerful economic expansion payroll incentive fund (300-00-2943) established by K.S.A. 2024 Supp. 74-50,316, and amendments thereto.

(n) On July 1, 2025, the director of accounts and reports shall transfer \$3,000,000 from the state general fund to the attracting powerful economic expansion new employee training and education fund (300-00-2944) established by K.S.A. 2024 Supp. 74-50,318, and amendments thereto.

(o) On July 1, 2025, the director of accounts and reports shall transfer \$800,000 from the state general fund to the attracting powerful economic expansion residency incentive fund (300-00-2945) established by K.S.A. 2024 Supp. 74-50,323, and amendments thereto.

(p) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,091,250 from the broadband infrastructure construction grant fund (276-00-2836-2836) of the department of transportation to the office of broadband development fund of the department of commerce.

Sec. 77.

DEPARTMENT OF COMMERCE

(a) (1) During the fiscal year ending June 30, 2027, notwithstanding the provisions of the STAR bonds financing act, K.S.A. 12-17,160 through 12-17,180, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2027 as authorized by this or any other appropriation act of the 2025 or 2026 regular ses-

sion of the legislature, expenditures may be made from such moneys for the secretary of commerce to approve a STAR bond project for a major amusement park or historic theater: *Provided*, That such approval shall be upon adoption of a STAR bond project plan and establishment of a STAR bond project district by a city or county for such major amusement park project or historic theater in accordance with K.S.A. 12-17,164 through 12-17,166, and amendments thereto: *Provided further*, That such major amusement park project or historic theater shall be eligible for financing by special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That such city or county is authorized to issue such special obligation bonds in one or more series to finance the undertaking of such major amusement park project or historic theater in accordance with the provisions of the STAR bonds financing act: *And provided further*, That the secretary of commerce may authorize the Kansas development finance authority to issue special obligation bonds in one or more series to finance the undertaking of such major amusement park project or historic theater: *And provided further*, That during fiscal year 2027, the Kansas development finance authority is hereby authorized to issue such special obligation bonds in accordance with K.S.A. 74-8905(a), and amendments thereto, subject to the provisions of this subsection: *And provided further*, That such special obligation bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That such special obligation bonds shall be made payable, both as to principal and interest, solely from the revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto: *And provided further*, That the secretary shall review the STAR bond project plan and determine whether to approve such plan in accordance with K.S.A. 12-17,167, and amendments thereto: *And provided further*, That any special obligation bonds issued to finance the major amusement park project or historic theater shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That such major amusement park and historic theater costs shall be considered project costs for the purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That a major amusement park area shall be considered an eligible area for purposes of K.S.A. 12-17,162, and amendments thereto: *And provided further*, That all such property included in, added to or removed from the STAR bond project district established pursuant to this subsection shall be subject to the provisions of the STAR bonds financing act: *And provided further*, That if such major amusement park project or historic theater uses state

sales tax financing pursuant to K.S.A. 12-17,169, and amendments thereto, such project shall be subject to the requirements of K.S.A. 12-17,176, and amendments thereto: *And provided further*, That in the event that the city or county shall default in the payment of any STAR bonds payable from revenues described in K.S.A. 12-17,169(a)(1), and amendments thereto, no public funds shall be used to pay the holders thereof except as specifically authorized by the STAR bonds financing act: *And provided further*, That copies of all retailers' sales, use and transient guest tax returns filed with the secretary of revenue in connection with such major amusement park project shall be subject to the provisions of K.S.A. 12-17,174, and amendments thereto.

(2) For purposes of this subsection:

(A) "Amusement rides" means the same as defined in K.S.A. 44-1601, and amendments thereto, and includes such amusement rides and further include buildings necessary to house and operate such amusement park rides, buildings immediately adjacent and attached to such amusement park rides and a building necessary to house a conference center within the major amusement park area.

(B) "Major amusement park" means a project with amusement rides and related attractions and upon which the secretary has made a finding that capital improvements of not less than \$100,000,000 will be built in the state to construct the major amusement park.

(C) "Major amusement park area" means an area containing a major amusement park.

(b) During the fiscal year ending June 30, 2027, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2027 as authorized by this or any other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures shall be made from such moneys for the secretary of commerce to submit a report on economic development incentives by economic development incentive program that includes the total incentives awarded to each program and the estimated fiscal impact on the state general fund during fiscal year 2027 to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 78.

KANSAS HOUSING RESOURCES CORPORATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

State housing trust fund (175-00-7370-7000)No limit

Provided, That all expenditures from the state housing trust fund shall be made by the Kansas housing resources corporation for the purposes of administering and supporting housing programs of the Kansas housing resources corporation as authorized by K.S.A. 74-8959, and amendments thereto, and this section: *Provided further*, That of the moneys appropriated in the state housing trust fund and identified as moneys for the rural housing revolving loan program, as authorized by section 28 of chapter 81 of the 2022 Session Laws of Kansas, or identified as moneys for the housing revolving loan program, as authorized by section 77 of chapter 82 of the 2023 Session Laws of Kansas, expenditures may be made by the above agency from such identified moneys in such fund for fiscal year 2026 for loans to a local unit of government, political subdivision of the state, not-for-profit organizations focused on housing development, for-profit or not-for-profit builder or developer for moderate and low-income housing development, including infrastructure necessary to support such development: *And provided further*, That at least 50% of such expenditures shall be used in rural communities: *And provided further*, That, notwithstanding the provisions of any statute to the contrary, a local government or political subdivision of the state is hereby authorized to enter into loan agreements under this program: *And provided further*, That the provisions and restrictions of the cash basis and budget laws of this state shall not apply to any loan received by a local government or political subdivision under this program: *And provided further*, That notwithstanding the provisions of any statute, the interest rate for a loan to any not-for-profit organization focused on housing development shall be equal to the average interest rate of certificates of deposit in Kansas financial institutions in June 2025, as determined by the state treasurer.

Sec. 79.

DEPARTMENT OF LABOR

(a) On the effective date of this act, of the \$4,085,256 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 73(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures account (296-00-1000-0503), \$936,574 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 73(b) of chapter 88 of the 2024 Session Laws of Kansas on the workmen's compensation fee fund (296-00-2124) of the department of labor is hereby increased from \$13,158,378 to \$13,326,791.

Sec. 80.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (296-00-1000-0503)\$4,232,799

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from this account for the fiscal year ending June 30, 2026, expenditures may be made from this account for the costs incurred for court reporting under K.S.A. 72-2218 et seq. and 75-4321 et seq., and amendments thereto: *And provided further*, That expenditures from this account for official hospitality by the secretary of labor shall not exceed \$5,000.

Amusement ride safety (296-00-1000-0513)\$286,519

Provided, That any unencumbered balance in the amusement ride safety account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Unemployment insurance

modernization (296-00-1000-0520)\$5,000,000

Provided, That any unencumbered balance in the unemployment insurance modernization account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Department of labor special

projects fund (296-00-2041-2105)No limit

Special employment

security fund (296-00-2120-2000).....No limit

Workmen's compensation

fee fund (296-00-2124).....\$12,908,874

Wage claims assignment

fee fund (296-00-2204-2240)No limit

Amusement ride safety fund (296-00-2224-2250)No limit

Federal indirect cost

offset fund (296-00-2302-2280)No limit

Provided, That, notwithstanding the provisions of K.S.A. 44-716a, and amendments thereto, or any other statute during fiscal year 2026, the secretary of labor, with the approval of the director of the budget, may transfer from the special employment security fund of the department of labor to the department of labor federal indirect cost offset fund the portion of such amount that is determined necessary to be in compliance with the employment security law: *Provided further*, That, upon approval of any

such transfer by the director of the budget, notification shall be provided to the director of legislative research department.

Dispute resolution fund (296-00-2587-2270)	No limit
<i>Provided</i> , That all moneys received by the secretary of labor for reimbursement of expenditures for the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, shall be deposited in the state treasury and credited to the dispute resolution fund: <i>Provided further</i> , That expenditures may be made from this fund to pay the costs incurred for mediation under K.S.A. 72-2232, and amendments thereto, and for fact-finding under K.S.A. 72-2233, and amendments thereto, subject to full reimbursement therefor by the board of education and the professional employees' organization involved in such mediation and fact-finding procedures.	
Indirect cost fund (296-00-2781-2781)	No limit
Employment services Wagner-Peyser funded	
activities federal fund (296-00-3275-3275)	No limit
Employment security	
administration fund (296-00-3335)	No limit
Occupational health and safety –	
federal fund (296-00-3339-3210)	No limit
Labor force statistics	
federal fund (296-00-3742-3742)	No limit
Compensation and working conditions	
federal fund (296-00-3743-3743)	No limit
Coronavirus relief fund (296-00-3753)	No limit
American rescue plan state	
relief fund (296-00-3756-3536)	No limit
KDOL off-budget fund (296-00-6112-6100)	No limit
Employment security fund	
benefit account (296-00-7054-7000)	No limit
Employment security fund	
clearing account (296-00-7055-7100)	No limit
Employment security fund (296-00-7056-7200)	No limit
Employment security fund	
trust account (296-00-7056-7200)	No limit
Employment security fund – special	
suspense account (296-00-7057-7300)	No limit
Special wage payment clearing	
trust fund (296-00-7362-7500)	No limit
Kansas sheltered workshop	
transition fund (296-00-2895-2895)	No limit

(c) Notwithstanding the provisions of K.S.A. 44-703, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds of the above agency for fiscal year 2026 as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2026 to consider an individual as temporarily unemployed for purposes of K.S.A. 44-703(ii), and amendments thereto, if such individual is covered by a collective bargaining agreement and has been laid off due to lack of work by an employing unit for which the individual has most recently worked full time and for which the individual reasonably expects to resume full-time work at a future date within six months: *Provided*, That such period of temporary unemployment designation shall not exceed six months: *Provided further*, That the provisions of K.S.A. 44-703(ii), and amendments thereto, concerning resuming full-time work at a future date within eight weeks shall not apply to such individuals covered by a collective bargaining agreement: *And provided further*, That such individuals shall not be required to look for work and enroll in the my reemployment plan during such six-month period of temporary unemployment: *Provided, however*, That such individuals shall be eligible for only eight weeks of temporary unemployment benefits.

Sec. 81.

KANSAS OFFICE OF VETERANS SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures –

administration (694-00-1000-0103)\$1,438,667

Provided, That any unencumbered balance in the operating expenditures – administration account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operating expenditures –

veteran services (694-00-1000-0203)\$1,831,756

Provided, That any unencumbered balance in the operating expenditures – veteran services account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,500.

Operating expenditures – Kansas

soldiers' home (694-00-1000-0403)\$4,736,348

Provided, That any unencumbered balance in the operating expenditures

– Kansas soldiers’ home account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operating expenditures – Kansas
veterans’ home (694-00-1000-0503)\$5,208,455

Provided, That any unencumbered balance in the operating expenditures – Kansas veterans’ home account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operations – state
veterans cemeteries (694-00-1000-0703).....\$1,046,822

Provided, That any unencumbered balance in the operations – state veterans cemeteries account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from this account for official hospitality shall not exceed \$1,500.

Veterans claim assistance program –
service grants (694-00-1000-0903).....\$1,000,000

Provided, That any unencumbered balance in the veterans claim assistance program – service grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from the veterans claim assistance program – service grants account shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided, however*, That no expenditures shall be made by the Kansas office of veterans services from the veterans claim assistance program – service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of K.S.A. 73-1234, 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, 2026, 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:

Veterans’ home fee fund (694-00-2236-2200).....No limit
Soldiers’ home fee fund (694-00-2241-2100).....No limit
Veterans benefit lottery
game fund (694-00-2303)No limit

Provided, That expenditures from the veterans benefit lottery game fund shall be in an amount equal to 50% for operating expenditures and capital improvements of the above agency, or for the use and benefit of the Kansas veterans’ home, the Kansas soldiers’ home and the state veterans cemetery system; and 50% for the veterans enhanced service delivery program.

State veterans cemeteries	
fee fund (694-00-2332-2600)	No limit
Soldiers' home	
medicaid fund (694-00-2464-2464)	No limit
Veterans' home	
medicaid fund (694-00-2469-2469)	No limit
Construction state home	
facilities fund (694-00-3018-3000)	No limit
State cemetery grants fund (694-00-3048).....	No limit
Kansas soldier home construction	
grant fund (694-00-3075)	No limit
Soldiers' home	
medicare fund (694-00-3168-3100)	No limit
VA burial reimbursement	
fund – federal (694-00-3212-3310)	No limit
Veterans' home federal domiciliary per	
diem fund (694-00-3220-3220)	No limit
Soldiers' home federal domiciliary per	
diem fund (694-00-3220-3225)	No limit
Veterans' home federal long-term care per	
diem fund (694-00-3232-3232)	No limit
Soldiers' home federal long-term care per	
diem fund (694-00-3232-3242)	No limit
Commission on veterans affairs federal fund	
(694-00-3241-3340)	No limit
SAA administration fund (694-00-3241-3341)	No limit
Coronavirus relief fund (694-00-3753).....	No limit
CARES provider relief fund (694-00-3754).....	No limit
American rescue plan state	
relief fund (694-00-3756-3536)	No limit
Veterans' home	
medicare fund (694-00-3893-3893)	No limit
Kansas hometown	
heroes fund (694-00-7003-7001).....	No limit
Vietnam war era veterans' recognition	
award fund (694-00-7017-7000).....	No limit
State veterans cemeteries donations and	
contributions fund (694-00-7308-5200).....	No limit
(c) (1) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 73-1231, 73-1233, 75-3728g, 76-1906 or 76-1953, and amendments thereto, or any other statute, the director of the Kansas office of veterans services, with the approval of the director of the budget, may transfer moneys that are credited to a special revenue fund of	

the Kansas office of veterans services to another special revenue fund of the Kansas office of veterans services. The director of the Kansas office of veterans services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(2) As used in this subsection, “special revenue fund” means the soldiers’ home fee fund (694-00-2241-2100), veterans’ home fee fund (694-00-2236-2200), soldiers’ home outpatient clinic fund (694-00-2258-2300), soldiers’ home benefit fund (694-00-7903-5400), soldiers’ home work therapy fund (694-00-7951-5600), veterans’ home canteen fund (694-00-7809-5300), veterans’ home benefit fund (694-00-7904-5500), Persian Gulf war veterans health initiative fund (694-00-2304-2500), state veterans cemeteries fee fund (694-00-2332-2600), state veterans cemeteries donations and contributions fund (694-00-7308-5200) and Kansas veterans memorials fund (694-00-7332-5210).

(d) During the fiscal year ending June 30, 2026, the director of the Kansas office of veterans services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the Kansas office of veterans services or any institution or facility under the general supervision and management of the Kansas office of veterans services to another item of appropriation for fiscal year 2026 from the state general fund for the Kansas office of veterans services or any institution or facility under the general supervision and management of the Kansas office of veterans services. The director of the Kansas office of veterans services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2026, the director of the Kansas office of veterans services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the Kansas office of veterans services to the Vietnam war era veterans’ recognition award fund (694-00-7017-7000). The director of the Kansas office of veterans services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(f) During the fiscal year ending June 30, 2026, the director of the Kansas office of veterans services, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state institutions building fund for the Kansas office of veterans services or any institution or facility under the general supervision and management of the Kansas office of veterans

services to another item of appropriation for fiscal year 2026 from the state institutions building fund for the Kansas office of veterans services or any institution or facility under the general supervision and management of the Kansas office of veterans services. The director of the Kansas office of veterans services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,260,000 from the lottery operating fund (450-00-5123-5100) of the Kansas lottery to the veterans benefit lottery game fund (694-00-2303-2303) of the Kansas office of veterans services.

Sec. 82.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) On the effective date of this act, of the \$5,940,415 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 77(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures (including official hospitality) account (264-00-1000-0202), \$1,386,165 is hereby lapsed.

(b) On the effective date of this act, of the \$8,249,202 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 77(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the aid to local units account (264-00-1000-0350), \$10,419 is hereby lapsed.

(c) On the effective date of this act, of the \$18,750,690 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 77(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the aid to local units – primary health projects account (264-00-1000-0460), \$583,120 is hereby lapsed.

(d) On the effective date of this act, of the amount of moneys appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 77(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the lab equipment replacement account (264-00-1000-0800), the sum of \$429,385 is hereby lapsed.

Sec. 83.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF PUBLIC HEALTH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0202)\$6,103,147

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026:

[†]

Operating expenditures (including official
hospitality) – health (264-00-1000-0270).....\$8,902,080

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) – health account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026:

[†]

Aid to local units (264-00-1000-0350).....\$8,249,202

Provided, That any unencumbered balance in the aid to local units account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, except as provided in subsection (k), all expenditures from this account for state financial assistance to local health departments shall be in accordance with the formula prescribed by K.S.A. 65-241 through 65-246, and amendments thereto.

Aid to local units – primary
health projects (264-00-1000-0460).....\$18,750,690

Provided, That any unencumbered balance in the aid to local units – primary health projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That prescription support expenditures shall be made from the aid to local units – primary health projects account for: (1) Purchasing drug inventory under section 340B of the federal public health service act for community health center grantees and federally qualified health center look-alikes who qualify; (2) increasing access to prescription drugs by subsidizing a portion of the costs for the benefit of patients at section 340B participating clinics on a sliding fee scale; and (3) expanding access to prescription medication assistance programs by making expenditures to support operating costs of assistance programs: *And provided further*, That funded clinics shall be not-for-profit or publicly funded primary care clinics or dental clinics, including federally qualified community health centers and federally qualified community health center look-alikes, as defined by 42 U.S.C. § 330, that provide comprehensive primary healthcare or dental services, offer sliding fee discounts based upon household income and serve any person regardless of ability to pay and have a unique patient panel that, at a minimum, represents the income-based disparities of the community: *And provided further*, That policies determining patient eligibility due to income or insurance status may be determined by each community but must be clearly documented and

posted: *And provided further*, That of the moneys appropriated in the aid to local units – primary health projects account, not less than \$18,750,690 shall be distributed for community-based primary care grants and services provided by the community care network of Kansas.

Infant and toddler program (264-00-1000-0570).....\$9,500,000

Provided, That any unencumbered balance in the infant and toddler program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That during the fiscal year ending June 30, 2026, expenditures shall be made by the above agency from the infant and toddler program account in the amount of \$8,000,000 for the purposes of aid to local units and other assistance: *And provided further*, That such moneys shall not be expended for administrative costs incurred by the above agency: *And provided further*, That expenditures of at least \$1,500,000 shall be made from such account to provide early childhood vision services for children served by the Kansas state school for the blind.

Aid to local units –

women’s wellness (264-00-1000-0610)\$444,296

Provided, That any unencumbered balance in the aid to local units – women’s wellness account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all expenditures from the aid to local units – women’s wellness account shall be in accordance with grant agreements entered into by the secretary of health and environment and grant recipients.

Teen pregnancy

prevention activities (264-00-1000-0650)\$338,846

Provided, That any unencumbered balance in the teen pregnancy prevention activities account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Lyme disease prevention and research (264-00-1000-0670).....\$140,000

Provided, That any unencumbered balance in the lyme disease prevention and research account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Tobacco cessation program (264-00-1000-0680)\$938,756

Provided, That any unencumbered balance in the tobacco cessation program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Lab equipment replacement (264-00-1000-0800).....\$280,000

Provided, That any unencumbered balance in the lab equipment replacement account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Vaccine purchases (264-00-1000-0900).....	\$329,607
<i>Provided</i> , That any unencumbered balance in the vaccine purchases account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Pregnancy maintenance initiative (264-00-1000-1100).....	\$677,692
<i>Provided</i> , That any unencumbered balance in the pregnancy maintenance initiative account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Breast cancer screening program (264-00-1000-1300)	\$1,219,336
<i>Provided</i> , That any unencumbered balance in the breast cancer screening program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Immunization programs (264-00-1000-1400).....	\$397,418
<i>Provided</i> , That any unencumbered balance in the immunization programs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Specialty healthcare access programs (264-00-1000-1450)	\$550,000
Cerebral palsy posture seating (264-00-1000-1500)	\$303,537
<i>Provided</i> , That any unencumbered balance in the cerebral palsy posture seating account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided further</i> , That expenditures may be made by the above agency from the cerebral palsy posture seating account for posture seating for adults.	
Child abuse review and evaluation (264-00-1000-1550)	\$875,970
<i>Provided</i> , That any unencumbered balance in the child abuse review and evaluation account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided further</i> , That expenditures shall be made from the child abuse review and evaluation program account to train healthcare providers to recognize signs of child abuse and reimburse reviews and examinations conducted by such trained healthcare providers: <i>And provided further</i> , That on or before January 12, 2026, the above agency shall submit a report to the house of representatives committee on appropriations and the senate committee on ways and means on services provided and the location of services provided by the program.	
PKU treatment (264-00-1000-1710)	\$199,274

Provided, That any unencumbered balance in the PKU treatment account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

State trauma fund (264-00-1000-1720)\$300,000

Provided, That any unencumbered balance in the state trauma fund account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Laboratory (264-00-1000-0290).....\$3,028,982

Adult inpatient behavioral health services\$10,000,000

Provided, That expenditures shall be made from the adult inpatient behavioral health services account for providing adult inpatient behavioral health services at AdventHealth Shawnee Mission, ascension Via Christi St. Joseph campus, Hutchinson regional medical center, Salina regional health center, Stormont Vail regional medical center and the university of Kansas health system and such expenditures shall be distributed based on the number of adult behavioral health beds available at each facility.

Cerebral palsy research.....\$263,000

[†]

Rural community health centers
with primary family medicine

resident educational sites\$1,000,000

Provided, That expenditures shall be made by the above agency from such account to the community health center of southeast Kansas and the Salina health education foundation for support of their rural family medicine graduate medical education programs.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: KDHE lab (264-00-1000-8750), childcare pilot (264-00-1000-0580), laboratory move (264-00-1000), specialty healthcare access programs (264-00-1000-1450).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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 newborn

screening fund (264-00-2027-2027).....No limit

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to provide for screening tests of newborns for Krabbe disease and GAMT (Guanidinoacetate methyltransferase).

ase) condition pursuant to the newborn screening program established in K.S.A. 65-180, and amendments thereto.

Power generating facility	
fee fund (264-00-2131-2130)	No limit
Health and environment training	
fee fund – health (264-00-2183-2160)	No limit

Provided, That expenditures may be made from the health and environment training fee fund – health for acquisition and distribution of division of public health program literature and films and for participation in or conducting training seminars for training employees of the division of public health of the department of health and environment, for training recipients of state aid from the division of public health of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of public health: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the health and environment training fee fund – health: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of public health from moneys appropriated from the health and environment training fee fund – health for fiscal year 2026, expenditures may be made by the department of health and environment from the health and environment training fee fund – health for fiscal year 2026 for agency operations for the division of public health.

Insurance statistical	
plan fund (264-00-2243-2840)	No limit
SSA fee fund (264-00-2269-2030)	No limit
Civil registration and health statistics	
fee fund (264-00-2291-2295)	No limit
Child care criminal background and	
fingerprint fund (264-00-2313-2313)	No limit
Right-to-know	
fee fund (264-00-2325-2325)	No limit
Conversion of materials and equipment	
fund – health (264-00-2410-2240)	No limit
Nuclear safety emergency preparedness special	
revenue fund (264-00-2415-2280)	No limit

Provided, That all moneys received by the department of health and environment – division of public health from the nuclear safety emergency management fee fund (034-00-2081-2200) of the adjutant general shall be credited to the nuclear safety emergency preparedness special revenue fund of the department of health and environment – division of public health: *Provided further*, That expenditures from the nuclear safety emergency preparedness special revenue fund for official hospitality shall not exceed \$2,500.

Health facilities review fund (264-00-2505-2250) No limit
Trauma fund (264-00-2513-2230) No limit

Provided, That expenditures may be made by the department of health and environment for fiscal year 2026 from the trauma fund of the department of health and environment – division of public health for the stroke prevention project: *Provided further*, That expenditures from the trauma fund for official hospitality shall not exceed \$3,000.

Radiation control operations
fee fund (264-00-2531-2530) No limit

Provided, That expenditures from the radiation control operations fee fund for official hospitality shall not exceed \$2,000.

Health and environment publication
fee fund – health (264-00-2541-2190) No limit

Provided, That expenditures from the health and environment publication fee fund – health shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.

Bicycle helmet revolving fund (264-00-2575-2630) No limit
District coroners fund (264-00-2653-2320) No limit

Maternity centers and child care facilities licensing
fee fund (264-00-2731-2731) No limit

Rural hospital innovation
grant fund (264-00-2871-2871) No limit

Sponsored project overhead
fund – health (264-00-2912-2710) No limit

Cancer registry federal fund (264-00-3008-3040) No limit

Child care and development block grant –
federal fund (264-00-3028-3450) No limit

Office of rural health –
federal fund (264-00-3031-3640) No limit

Hospital preparedness and response program for Ebola –
federal fund (264-00-3033-3033) No limit

Campus sexual assault prevention grant –
federal fund (264-00-3035-3035) No limit

Medicare – federal fund (264-00-3064-3062).....No limit
Provided, That transfers of moneys from the medicare – federal fund to the state fire marshal may be made during fiscal year 2026 pursuant to a contract, which is hereby authorized to be entered into by the secretary of health and environment and the state fire marshal to provide fire and safety inspections for hospitals.

Migrant health program –
 federal fund (264-00-3069-3070)No limit
 Comprehensive STD prevention systems –
 federal fund (264-00-3070-3080)No limit
 Tuberculosis prevention –
 federal fund (264-00-3071-4610)No limit
 Women, infants and children health program –
 federal fund (264-00-3077-3103)No limit
 State implementation projects for prevention
 of secondary conditions –
 federal fund (264-00-3087-4405)No limit
 Hospital preparedness Ebola –
 federal fund (264-00-3093-3093)No limit
 Kansas public health approaches for
 ensuring quitline capacity –
 federal fund (264-00-3097-3097)No limit
 Kansas vital records for quality improvement –
 federal fund (264-00-3098-3098)No limit
 Kansas early detection works breast & cervical
 cancer screening services –
 federal fund (264-00-3099-3099)No limit
 Kansas survivor care quality initiative –
 federal fund (264-00-3101-3610)No limit
 Zika birth defects surveillance & referral –
 federal fund (264-00-3102-3620)No limit
 Disease control and prevention investigations
 and technical assistance – federal fund (264-00-3150)No limit
 Children’s mercy hospital lead program –
 federal fund (264-00-3152-3154)No limit
 Homeland security grant-KHP –
 federal fund (264-00-3199-3199)No limit
 Make a difference information network –
 federal fund (264-00-3234-3234)No limit
 CDC multipurpose grant
 federal fund (264-00-3243-3243)No limit
 IDEA infant toddler-part C-ARRA –
 federal fund (264-00-3282-3282)No limit

SAMHSA project launch intv. – federal fund (264-00-3284-3284)	No limit
Expanding public health workforce fund (264-00-3287-3287)	No limit
Emergency medical services for children – federal fund (264-00-3292-3292)	No limit
Primary care offices – federal fund (264-00-3293-3293)	No limit
Injury intervention – federal fund (264-00-3294-3294)	No limit
Childhood lead poisoning prevention program – federal fund (264-00-3296-3296)	No limit
Oral health workforce activities – federal fund (264-00-3297-3297)	No limit
Rural hospital flex program – federal fund (264-00-3298-3298)	No limit
Title IV-E – federal fund (264-00-3326-3900)	No limit
Ryan White title II – federal fund (264-00-3328-3310)	No limit
HIV care formula grant federal fund (264-00-3328-3311)	No limit
Homeland security – federal fund (264-00-3329-3319)	No limit
Plant/animal disease and pest control (264-00-3360-3539)	No limit
HRSA small hospital improvement grant program – federal fund (264-00-3371-3371)	No limit
Immunization grant – federal fund (264-00-3372-3150)	No limit
Refugee assistance – federal fund (264-00-3378-3345)	No limit
Small hospital improvement program – federal fund (264-00-3392-3392)	No limit
Refugee health – federal fund (264-00-3393-3393)	No limit
ARRA – migrant – federal fund (264-00-3396-3396)	No limit
Hospital bioterrorism preparedness – federal fund (264-00-3398-3398)	No limit
HIV/AIDS surveillance – federal fund (264-00-3399-3399)	No limit
Cardiovascular health program – federal fund (264-00-3401-3407)	No limit
Kansas senior farmers market nutrition program – federal fund (264-00-3406-3406)	No limit

Universal newborn hearing screening – federal fund (264-00-3459-3459)	No limit
ARRA – transfer from SRS – federal fund (264-00-3471-3471)	No limit
ARRA ambulatory surgical center ASC/HAI medicare – federal fund (264-00-3486-3486)	No limit
Health information exchange – federal fund (264-00-3493-3493)	No limit
Personal responsibility education program – federal fund (264-00-3494-3494)	No limit
Adult lead surveillance data – federal fund (264-00-3496-3496)	No limit
Medical reserve corps contract – federal fund (264-00-3502-3502)	No limit
Home visiting grant – federal fund (264-00-3503-3503)	No limit
Carbon monoxide detector/fire injury prevention – federal fund (264-00-3508-3508)	No limit
Diagnostic x-ray program – federal fund (264-00-3511-3160)	No limit
Infants & toddlers Prt C – federal fund (264-00-3516-3171)	No limit
Affordable care act – federal fund (264-00-3546-3546)	No limit
Strengthening public health infrastructure – federal fund (264-00-3547-3547)	No limit
Improving minority health – federal fund (264-00-3548-3548)	No limit
Abstinence education – federal fund (264-00-3549-3549)	No limit
Tuberculosis elimination and laboratory – federal fund (264-00-3559-3559)	No limit
Strengthen public health immunization infrastructure – federal fund (264-00-3568-3568)	No limit
Healthy homes and lead poisoning prevention – federal fund (264-00-3572-3572)	No limit
Federal supplemental funding for tobacco prevention and control – federal fund (264-00-3574-3574)	No limit
Coordinated chronic disease prevention and health promotion program – federal fund (264-00-3575-3575)	No limit
Kansas tobacco control program – federal fund (264-00-3598-3598)	No limit
Colorectal cancer screening – federal fund (264-00-3599-3599)	No limit

Public health crisis response – federal fund (264-00-3602-3602)	No limit
Diabetes & heart disease & stroke prevention programs – federal fund (264-00-3603-3603)	No limit
Innovative state & local public health strategies to prevent & manage diabetes and heart disease and stroke – federal fund (264-00-3604-3604)	No limit
Alzheimer’s association inclusion – federal fund (264-00-3607-3607)	No limit
ESSA preschool development grants birth through five – federal fund (264-00-3608-3608)	No limit
Kansas newborn screening information system maintenance and enhancement federal fund (264-00-3612-3612)	No limit
Preventive health block grant – federal fund (264-00-3614-3200)	No limit
Maternal and child health block grant – federal fund (264-00-3616-3210)	No limit
National center for health statistics – federal fund (264-00-3617-3220)	No limit
Title X family planning services program – federal fund (264-00-3622-3271)	No limit
Lead poisoning preventive health – federal fund (264-00-3626-4132)	No limit
Lifting young families toward excellence federal fund (264-00-3627-3627)	No limit
Adult viral hepatitis prevention and control fund (264-00-3641-3641)	No limit
SHIP COVID testing and mitigation fund (264-00-3651-3651)	No limit
Drug endangered children in Kansas fund (264-00-3657-3657)	No limit
Solid waste infrastructure for recycling fund (264-00-3659-3659)	No limit
Kansas environmental health capacity program fund (264-00-3660-3660)	No limit
COVID 19 health disparities fund (264-00-3683-3683)	No limit
Falls prevention fund (264-00-3704-3704)	No limit
Self-management ed fund (264-00-3705-3705)	No limit
Child care capacity fund (264-00-3713-3713)	No limit

Maternal deaths due to	
violence fund (264-00-3724-3724)	No limit
HIV prevention projects –	
federal fund (264-00-3740-3521)	No limit
Immunization capacity building assistance –	
federal fund (264-00-3744-3744)	No limit
ARRA – survey, licensure and epidemiology –	
federal fund (264-00-3746-3746)	No limit
Immunization and vaccines for children grants –	
federal fund (264-00-3747-3741)	No limit
Actions to prevent and control diabetes,	
heart disease, and obesity –	
federal fund (264-00-3749-3742)	No limit
ARRA – WIC grants to states –	
federal fund (264-00-3750-3750)	No limit
Healthy start initiative –	
federal fund (264-00-3751-3751)	No limit
Coronavirus relief fund (264-00-3753-3753)	No limit
Arthritis evidence based interventions –	
federal fund (264-00-3755-3756)	No limit
American rescue plan state	
relief fund (264-00-3756-3536)	No limit
State loan repayment program –	
federal fund (264-00-3760-3755)	No limit
Census of trauma occp fatal. –	
federal fund (264-00-3797-3670)	No limit
Opt-out testing initiative –	
federal fund (264-00-3801-3801)	No limit
Bicycle helmet distribution –	
federal fund (264-00-3815-3815)	No limit
Community health workers for	
COVID response and resilient	
communities fund (264-00-3832-3832)	No limit
State indoor radon grant –	
federal fund (264-00-3884-3930)	No limit
Climate pollution reduction	
grants fund (264-00-3897-3897)	No limit
ARRA collaborative component I –	
federal fund (264-00-3890-3891)	No limit
ARRA collaborative component III –	
federal fund (264-00-3890-3892)	No limit
Preventing maternal deaths –	
federal fund (264-00-3896-3896)	No limit

Adv. health equity for	
diabetes fund (264-00-3901-3901)	No limit
Kansas coalition against sexual and domestic violence –	
federal fund (264-00-3907-3907)	No limit
Kansas actions to improve oral health outcomes –	
federal fund (264-00-3921-3921)	No limit
Strengthening U.S. public	
health fund (264-00-3926-3926)	No limit
Expanding COVID-19	
vaccination fund (264-00-3931-3931)	No limit
WISEWOMAN fund (264-00-3933-3933)	No limit
KS CCR state permitting	
program fund (264-00-3934-3934)	No limit
School-based services (264-00-3935-3935)	No limit
School-based data collection (264-00-3936-3936)	No limit
Gifts, grants and donations	
fund – health (264-00-7311-7090)	No limit
Special bequest fund – health (264-00-7366-7050)	No limit

(c) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2026, the following:

Healthcare upskilling training program\$1,000,000

(d) On July 1, 2025, and on other occasions during fiscal year 2026, when necessary as determined by the secretary of health and environment, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs from specified special revenue funds of the department of health and environment – division of public health or of the department of health and environment – division of environment to the sponsored project overhead fund – health (264-00-2912-2715) of the department of health and environment – division of public health.

(e) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue funds of the department of health and environment – division of public health that have available moneys to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health for expenditures, as the case may be, for administrative expenses.

(f) During the fiscal year ending June 30, 2026, the amounts transferred by the director of accounts and reports from each of the special

revenue funds of the department of health and environment – division of public health to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health pursuant to this section may include amounts not to exceed 25% of the expenditures from such special revenue fund or funds, excepting expenditures for contractual services.

(g) During the fiscal year ending June 30, 2026, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2026 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the district coroners fund (264-00-2653-2320) for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, and notwithstanding the provisions of K.S.A. 22a-245, and amendments thereto, or any other statute, expenditures may be made by the department of health and environment – division of public health from such moneys appropriated from the district coroners fund of the department of health and environment – division of public health for fiscal year 2026 pursuant to K.S.A. 22a-242, and amendments thereto.

(i) On July 1, 2025, the director of accounts and reports shall transfer \$200,000 from the health care stabilization fund (270-00-7404-2100) of the health care stabilization fund board of governors to the health facilities review fund (264-00-2505-2250) of the department of health and environment – division of public health for the purpose of financing a review of records of licensed medical care facilities and an analysis of quality of healthcare services provided to assist in correcting substandard services and to reduce the incidence of liability resulting from the rendering of healthcare services and implementing the risk management provisions of K.S.A. 65-4922 et seq., and amendments thereto.

(j) In addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health during fiscal year 2026 from moneys appropriated from the state general fund or any special revenue fund or funds by this or any other

appropriation act of the 2025 regular session of the legislature, expenditures shall be made from such moneys to contract for the services of one or more persons to survey and certify dialysis treatment facilities located in the state of Kansas: *Provided*, That, if the above agency has not surveyed a newly constructed dialysis treatment facility within one year after the operator of the facility notifies the above agency that the facility is operational, then the above agency may charge the cost of any survey performed on the facility to the operator of such facility: *Provided further*, That any expenditure of moneys and any survey conducted pursuant to this subsection shall comply with requirements imposed by federal law.

(k) Notwithstanding the provisions of K.S.A. 65-242, and amendments thereto, or any other statute to the contrary, during the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to distribute to each local health department an amount of not less than \$12,000 upon application therefor in accordance with K.S.A. 65-242, and amendments thereto: *Provided*, That any remaining moneys appropriated for such purpose, if any, after making distributions in accordance with this subsection shall be distributed in accordance with K.S.A. 65-242, and amendments thereto: *Provided, however*, That, if sufficient funds are not available to make a minimum distribution of \$12,000, then the provisions of K.S.A. 65-242, and amendments thereto, shall control.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the moneys that are identified as moneys from the federal government for coronavirus relief aid to the state of Kansas and appropriated in any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys appropriated from such special revenue fund or funds for fiscal year 2026 to reimburse for testing certified testing laboratories that have entered into an agreement with the above agency and are providing community COVID-19 testing to the general public.

Sec. 84.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures

(including official hospitality) (264-00-1000-0010)\$3,405,786

(b) On the effective date of this act, of the \$51,836,512 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 79(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the children’s health insurance program account (264-00-1000-0060), \$19,653,311 is hereby lapsed.

(c) On the effective date of this act, of the \$728,305,486 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 79(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the other medical assistance account (264-00-1000-3026), \$28,060,632 is hereby lapsed.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 79(b) of chapter 88 of the 2024 Session Laws of Kansas on the medical programs fee fund (264-00-2395-110) of the department of health and environment – division of health care finance is hereby decreased from \$126,123,554 to \$110,153,554.

[†]

Sec. 85.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (264-00-1000-0010)\$31,429,246

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made from the operating expenditures account of the above agency for the drug utilization review board to perform an annual review of the approved exemptions to the current single source limit by program.

Children’s health insurance program (264-00-1000-0060)\$51,836,512

Provided, That any unencumbered balance in the children’s health insurance program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Special enhanced FMAP (264-00-1000-0449)\$4,000,000

Provided, That any unencumbered balance in the special enhanced FMAP account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Other medical assistance (264-00-1000-3026)\$820,237,702

Provided, That any unencumbered balance in the other medical assistance account in excess of \$100 as of June 30, 2025, is hereby reappropriated

for fiscal year 2026: *Provided further*, That expenditures may be made from the other medical assistance account by the above agency for the purpose of implementing or expanding any prior authorization project: *And provided further*, That an evaluation of the automated implementation, savings obtained from implementation and other outcomes of the implementation or expansion shall be submitted to the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight prior to the start of the regular session of the legislature in 2026: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to establish a system to compile and publish data concerning the change in the number of dentists enrolled as medicaid dental providers, providers accepting new medicaid patients and utilization of medicaid dental coverage based on the increase in the medicaid dental rate in fiscal year 2026: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to implement and provide reimbursement under the medicaid state plan for services under CPT 99483 for cognitive assessment and care planning: *And provided further*, That expenditures shall be made from such moneys to submit to the centers for medicare and medicaid services any required state plan amendments needed to implement the provisions of this proviso section for fiscal year 2026: *And provided further*, That the above agency shall expend moneys in such account to provide coverage under the medicaid state plan for patients who have a prescription for a complex power wheelchair subject to the following: (1) For the service and repair of complex wheelchairs, cover the complex rehabilitation supplier's time for evaluation, diagnoses and repair needs by a repair technician using the current labor rate; and (2) cover an annual preventative maintenance appointment and any necessary repairs for such wheelchair using a preventative maintenance reimbursement code established by the above agency and amount based on current market rate: *And provided further*, That the above agency shall not require prior authorization for the services, repairs and appointments established in paragraphs (1) and (2): *And provided further*, That expenditures shall be made from such moneys to submit to the centers for medicare and medicaid services any required state plan amendments needed to implement the provisions of this proviso section for fiscal year 2026.

Wichita center for graduate
medical education (264-00-1000-3027)\$2,950,000

Provided, That any unencumbered balance in the Wichita center for graduate medical education account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Graduated medical education (264-00-1000-3028)\$1,300,000

Provided, That any unencumbered balance in the graduated medical education account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

MMIS and data analysis fund (264-00-2002-2002).....	No limit
Medical assistance fee fund (264-00-2185-2185).....	No limit
Division of health care finance special revenue fund (264-00-2360-2350)	No limit

Provided, That expenditures from the division of health care finance special revenue fund for the fiscal year ending June 30, 2026, for official hospitality shall not exceed \$1,000.

Association assistance plan fund (264-00-2391-2391)	No limit
Medical programs fee fund (264-00-2395-0110)	\$110,153,554
Other state fees fund (264-00-2440-0100).....	No limit
Health care access improvement fund (264-00-2443-2215)	No limit

Provided, That, notwithstanding the provisions of K.S.A. 65-6217, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, the interest earnings transferred from the state general fund to the health care access improvement fund pursuant to K.S.A. 65-6217(d), and amendments thereto, shall not include any amount attributable to the credit received pursuant to K.S.A. 65-6217(f)(1), and amendments thereto: *Provided further*, That the amount credited pursuant to K.S.A. 65-6217(f)(1), and amendments thereto, shall be limited to the amount estimated by the department of health and environment that is necessary to maintain a positive cash balance in the health care access improvement fund: *And provided further*, That such credit shall not exceed 80% of the moneys estimated by the director of the budget to be received from the assessment imposed on hospital providers pursuant to K.S.A. 65-6208, and amendments thereto, and credited to the health care access improvement fund during such fiscal year.

Health committee insurance fund (264-00-2569-2500).....	No limit
Health care database fee fund (264-00-2578-2570)	No limit
Quality based community assessment fund (264-00-2760-2760)	No limit

Energy assistance	
block grant (264-00-3305-3305).....	No limit
Temporary assistance for	
needy families (264-00-3323-3530).....	No limit
Ryan White title II –	
federal fund (264-00-3328-3310)	No limit
HIV care formula grant	
federal fund (264-00-3328-3311)	No limit
Title IV-E – adoption	
assistance (264-00-3357-3357)	No limit
Medical assistance program	
federal fund (264-00-3414-0440)	No limit
Children’s health insurance program	
federal fund (264-00-3424-0540)	No limit
State planning – health care –	
uninsured fund (264-00-3483-3483)	No limit
KEES interagency	
transfer fund (264-00-6001-6001).....	No limit

(c) During the fiscal year ending June 30, 2026, any moneys donated or granted to the division of health care finance of the department of health and environment and any federal funds received as a match to such donations or grants by the division of health care finance of the department of health and environment for the fiscal year ending June 30, 2026, shall only be expended by the division of health care finance of the department of health and environment to assist the clearinghouse in reducing any backlogs or waiting lists, unless otherwise specified by the donor or grantor: *Provided*, That any donated or granted moneys, and the matching moneys received therefor from the federal centers for medicare and medicaid services, shall not be used to supplant or replace funds already budgeted for the clearinghouse or to restore any other reductions in funding to the clearinghouse or the agency, unless otherwise specified by the donor or grantor.

(d) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for purposes of determining the person’s client obligation at an amount equal to 300% of federal supplemental security income for any person in Kansas receiving home and community-based services administered under section 1915(c) of the federal social security

act and any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the Kansas department for aging and disability services.

(e) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to implement analytical and publicly available reporting that is compliant with the privacy rule of the administrative simplification subtitle of the health insurance portability and accountability act of 1996 (Pub. L. No. 104-191), and any federal regulations adopted thereunder, to measure outcomes and effectiveness of the health homes program known as onecare Kansas and to assist providers with the provisions of the health homes program.

(f) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit to the United States centers for medicare and medicaid services a waiver request to allow for medicaid reimbursement for inpatient psychiatric acute care.

(g) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 38-2001, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which 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 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency to provide coverage under the state children's health insurance program for children residing in a household that has a gross household income not to exceed 250% of the federal poverty guidelines.

(h) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 the fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made from such moneys to work with hospice stakeholders to identify and submit to the centers for medicare and medicaid

services any required state plan amendments needed to implement new payment and systems for hospice providers for fiscal year 2026.

(i) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to study the required billing codes and costs of providing remote non-stress tests and ultrasound procedures to pregnant women through the medicaid program: *Provided*, That the results of such study shall be submitted to the senate committee on public health and welfare and house of representatives committee on health and human services on or before January 12, 2026.

(j) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 65-6208, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys during fiscal year 2026 to submit to the United States centers for medicare and medicaid services an approval request to increase the hospital provider assessment rate to an amount not less than 5% and not greater than 6%, to include hospital inpatient and outpatient net operating revenue in the hospital provider assessment and to base such assessment on each hospital's fiscal year 2022: *Provided*, That the department of health and environment shall cause notice of such approval by the United States centers for medicare and medicaid services to be published in the Kansas register: *And provided further*, That the changes to the hospital provider assessment described in this subsection shall take effect on and after January 1 or July 1 immediately following such publication: *And provided further*, That, after such date, no additional moneys appropriated from the state general fund shall be expended to support rate enhancements under the hospital provider assessment.

(k) On July 1, 2025, the director of the budget shall calculate and certify to the director of accounts and reports the amount of interest deposited to the health care access improvement fund attributable to the credit received pursuant to K.S.A. 65-6217(f)(1), and amendments thereto, for the fiscal year ending June 30, 2025: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer such certified amount from the health

care access improvement fund to the state general fund: *Provided further*, That when the director of the budget transmits such certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(l) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 65-6208 and 65-6209, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which 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 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to impose or collect the assessment imposed by K.S.A. 65-6208, and amendments thereto, during fiscal year 2026 from any critical access hospital, as defined in K.S.A. 65-468, and amendments thereto, or any rural emergency hospital licensed under the rural emergency hospital act, K.S.A. 65-481 et seq., and amendments thereto, if such hospital has annual revenues above the threshold established by the healthcare access improvement panel established in K.S.A. 65-6218, and amendments thereto.

(m) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the department of health and environment – division of health care finance from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to set the monthly protected income level for clients who are eligible under the category of medically needy at an amount equal to 100% of federal supplemental security income.

(n) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$8,696,232 from the health care access improvement fund (264-00-2443-2215) of the department of health and environment – division of health care finance to the state general fund.

[†]

Sec. 86.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (including	
official hospitality) (264-00-1000-0300)	\$350,000

Sec. 87.

DEPARTMENT OF HEALTH AND ENVIRONMENT –
DIVISION OF ENVIRONMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including official
hospitality) (264-00-1000-0300)\$2,974,345

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Air quality fee fund (264-00-2020-2830).....No limit

Laboratory medicaid cost recovery fund –
environment (264-00-2092-2060)No limit

Hazardous waste
collection fund (264-00-2099-2010).....No limit

Driving under the
influence fund (264-00-2101-2020)No limit

Office of laboratory services
operating fund (264-00-2161-2161).....No limit

Health and environment training fee fund –
environment (264-00-2175-2170)No limit

Provided, That expenditures may be made from the health and environment training fee fund – environment for acquisition and distribution of division of environment program literature and films and for participation in or conducting training seminars for training employees of the division of environment of the department of health and environment, for training recipients of state aid from the division of environment of the department of health and environment and for training representatives of industries affected by rules and regulations of the department of health and environment relating to the division of environment: *Provided further*, That the secretary of health and environment is hereby authorized to fix, charge and collect fees in order to recover costs incurred for such acquisition and distribution of literature and films and for the operation of such seminars: *And provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be cred-

ited to the health and environment training fee fund – environment: *And provided further*, That, in addition to the other purposes for which expenditures may be made by the department of health and environment for the division of environment from moneys appropriated from the health and environment training fee fund – environment for fiscal year 2026, expenditures may be made by the department of health and environment from the health and environment training fee fund – environment for fiscal year 2026 for agency operations for the division of environment.

Chemical control fee fund (264-00-2212-2360).....	No limit
Subsurface hydrocarbon storage fund (264-00-2228-2380).....	No limit
Mined-land conservation and reclamation fee fund (264-00-2233-2220)	No limit
Salt solution mining well plugging fund (264-00-2247-2390)	No limit
Solid waste management fund (264-00-2271-2075)	No limit
<i>Provided</i> , That expenditures may be made from the solid waste management fund during the fiscal year ending June 30, 2026, for official hospitality: <i>Provided further</i> , That such expenditures for official hospitality shall not exceed \$2,500.	
Public water supply fee fund (264-00-2284-2085).....	No limit
Voluntary cleanup fund (264-00-2288-2120)	No limit
Lead-based paint hazard fee fund (264-00-2289-2140)	No limit
Environmental use control fund (264-00-2292-2310)	No limit
Storage tank fee fund (264-00-2293-2090)	No limit
Small employer cafeteria plan development program (264-00-2386-2382).....	No limit
QuantiFERON TB laboratory fund (264-00-2458-2460).....	No limit
Hazardous waste management fund (264-00-2519-2290)	No limit
Health and environment publication fee fund – environment (264-00-2544-2195)	No limit
<i>Provided</i> , That expenditures from the health and environment publication fee fund – environment shall be made only for the purpose of paying the expenses of publishing documents as required by K.S.A. 75-5662, and amendments thereto.	
Waste tire management fund (264-00-2635-2820)	No limit
Local air quality control authority regulation services fund (264-00-2657-2330)	No limit

Environmental response fund (264-00-2662-2400).....	No limit
Mined-land reclamation fund (264-00-2685-2560)	No limit
Water program	
management fund (264-00-2798-2798)	No limit
Sponsored project overhead	
fund – environment (264-00-2911-2720)	No limit
Environmental response RMDL act –	
federal fund (264-00-3005-3010)	No limit
USDA conservation partnership –	
federal fund (264-00-3022-3022)	No limit
EPA – core support –	
federal fund (264-00-3040-3000)	No limit
Environmental response remedial activity specific	
sites – federal fund (264-00-3040-3003).....	No limit
Environmental response –	
federal fund (264-00-3066-3010)	No limit
Emergency environmental response – nonspecific	
sites federal fund (264-00-3067-3030).....	No limit
Department of defense and state cooperative	
agreement – federal fund (264-00-3067-3031)	No limit
Air quality program – federal fund (264-00-3072-3090)	No limit
Increasing technical assistance for	
regenerative agriculture peer mentoring	
programs fund (264-00-3083-3083)	No limit
EPA water monitoring –	
federal fund (264-00-3086-4200)	No limit
Intoxilyzer replacement –	
federal fund (264-00-3092-3092)	No limit
Other federal grants –	
federal fund (264-00-3095-5450)	No limit
Medicare program – environment –	
federal fund (264-00-3096-3050)	No limit
EPA multi-purpose grant –	
federal fund (264-00-3103-3630)	No limit
Alcohol impaired driving	
countermeasures incentive grants –	
federal fund (264-00-3247-3247)	No limit
Air quality section 103 –	
federal fund (264-00-3248-3246)	No limit
Air quality section 105 –	
federal fund (264-00-3249-3249)	No limit
Kansas clean diesel grant –	
federal fund (264-00-3249-3250)	No limit

Air quality program – federal fund (264-00-3253-3253)	No limit
Water related grants – federal fund (264-00-3254-3260)	No limit
Operator outreach training program – federal fund (264-00-3259-3259)	No limit
Water protection state grants – federal fund (264-00-3264-3264)	No limit
Network exchange grant – federal fund (264-00-3267-3267)	No limit
Multi-media capacity building – federal fund (264-00-3277-3277)	No limit
Brownfields revolving loan program – federal fund (264-00-3278-3278)	No limit
Expanding public health workforce fund (264-00-3287-3287)	No limit
Water supply – federal fund (264-00-3295-3130)	No limit
EPA underground injection control – federal fund (264-00-3295-3288)	No limit
Public water supply loan operations fund (264-00-3295-3295)	No limit
Plant/animal disease and pest control (264-00-3360-3539)	No limit
EPA state response program – federal fund (264-00-3370-3915)	No limit
Ticket to work grant – federal fund (264-00-3417-4367)	No limit
Demo to maintenance-indep. employer – federal fund (264-00-3419-3419)	No limit
Health watershed initiative – federal fund (264-00-3558-3558)	No limit
Resource conservation and recovery act – federal fund (264-00-3586-3190)	No limit
EPA underground injection control – federal fund (264-00-3618-3230)	No limit
Sec. 106 monitoring initiative – federal fund (264-00-3619-3240)	No limit
EPA pollution prevention – federal fund (264-00-3619-3240)	No limit
Assistance for small and disadvantaged communities drinking water grant program fund (264-00-3655-3655)	No limit
Solid waste infrastructure for recycling fund (264-00-3659-3659)	No limit

Drinking water lead testing in school and child care programs – federal fund (264-00-3670-3601)	No limit
Gulf of Mexico program fund (264-00-3703-3703)	No limit
Environmental justice fund (264-00-3706-3706)	No limit
Sewer overflow municipal grants program fund (264-00-3707-3707)	No limit
104G outreach training program – federal fund (264-00-3722-3500)	No limit
Underground storage tank – federal fund (264-00-3732-3510)	No limit
American rescue plan state relief fund (264-00-3756-3536)	No limit
Leaking underground storage tank trust – federal fund (264-00-3812-3700)	No limit
Surface mining control and reclamation act – federal fund (264-00-3820-3760)	No limit
Abandoned mined-land – federal fund (264-00-3821-3770)	No limit
EPA non-point source – federal fund (264-00-3889-3940)	No limit
Climate pollution reduction grants fund (264-00-3897-3897)	No limit
Adv. health equity for diabetes fund (264-00-3901-3901)	No limit
Pollution prevention program – federal fund (264-00-3908-3990)	No limit
Inspections Kansas infrastructure projects – federal fund (264-00-3910-3950)	No limit
EPA nonpoint source implementation – federal fund (264-00-3915-3915)	No limit
Strengthening U.S. public health fund (264-00-3926-3926)	No limit
Expanding COVID-19 vaccination fund (264-00-3931-3931)	No limit
WISEWOMAN fund (264-00-3933-3933)	No limit
KS CCR state permitting program fund (264-00-3934-3934)	No limit
Natural resources damages trust fund (264-00-7265-7265)	No limit
Volkswagen environmental fund (264-00-7269-7269)	No limit
Gifts, grants and donations fund – environment (264-00-7314-7095)	No limit

Asbestos remediation fund (264-00-7342-7342)No limit
Provided, That, notwithstanding the provisions of K.S.A. 65-5309, and amendments thereto, or any other statute, all fees or other moneys collected by the above agency during fiscal year 2026 related to asbestos remediation, as certified by the secretary of health and environment, shall be credited to the asbestos remediation fund.

Special bequest fund –
 environment (264-00-7367-7040) No limit
Environmental
 stewardship fund (264-00-7396-7096) No limit
UST redevelopment fund (264-00-7397-7080)..... No limit

Provided, That, in addition to the other purposes authorized by K.S.A. 65-34,132, and amendments thereto, notwithstanding the provisions of K.S.A. 65-34,139(a)(3), and amendments thereto, expenditures shall be made from the UST redevelopment fund for fiscal year 2026 for the purposes of reimbursing eligible owners of underground storage tanks, if, pursuant to K.S.A. 65-34,139, and amendments thereto, the owner replaces all components of a single-wall storage tank system with a secondary containment system that complies with K.S.A. 65-34,138, and amendments thereto, after August 8, 2005.

Aboveground petroleum storage tank release
 trust fund (264-00-7398-7070) No limit
Underground petroleum storage tank release
 trust fund (264-00-7399-7060) No limit
Risk management fund (264-00-7402-7402)..... No limit
Drycleaning facility release
 trust fund (264-00-7407-7250) No limit
Brownfields revolving loan
 program fund (264-00-7526-7103)..... No limit
Certification of environmental
 liability fund (264-00-7527-7230) No limit
Kansas water pollution control
 revolving fund (264-00-7530-7400) No limit

Provided, That the proceeds from revenue bonds issued by the Kansas development finance authority to provide matching grant payments under the federal clean water act of 1987 (P.L. 92-500) shall be credited to the Kansas water pollution control revolving fund: *Provided further*, That expenditures from this fund shall be made to provide for the payment of such matching grants.

Cost of issuance fund for Kansas water
 pollution control revolving fund
 revenue bonds (264-00-7531-7600) No limit

Surcharge operations fund for Kansas	
water pollution control revolving	
fund revenue bonds (264-00-7531-7620)	No limit
Public water supply	
loan fund (264-00-7539-7800).....	No limit
Surcharge fund for Kansas water	
pollution control revolving fund	
revenue bonds (264-00-7539-7805)	No limit
P/C safety net clinic loan	
guarantee fund (264-00-7551-7595)	No limit
Kansas water pollution control	
operations fund (264-00-7960-8300)	No limit
KWPC surcharge	
services fees (264-00-7961-8400).....	No limit
KPWS revolving fund (264-00-7968-8500)	No limit
KPWS surcharge service fees (264-00-7969-8600).....	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2026, for the state water plan project or projects specified as follows:

Contamination remediation (264-00-1800-1802)\$3,117,220

Provided, That any unencumbered balance in the contamination remediation account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Local environmental protection program (264-00-1800-1803)....\$800,000

Provided, That any unencumbered balance in the local environmental protection program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Nonpoint source program (264-00-1800-1804)\$446,213

Provided, That any unencumbered balance in the nonpoint source program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

TMDL initiatives and use attainability

 analysis (264-00-1800-1805).....\$395,942

Provided, That any unencumbered balance in the TMDL initiatives and use attainability analysis account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Drinking water protection (264-00-1800-1806).....\$800,000

Provided, That any unencumbered balance in the drinking water protection account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Watershed restoration and protection plan (264-00-1800-1808)	\$1,000,000
<i>Provided</i> , That any unencumbered balance in the watershed restoration and protection plan account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Aquifer recharge basin (264-00-1800-1809)	\$0
<i>Provided</i> , That any unencumbered balance in the aquifer recharge basin account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Milford and Marion reservoirs harmful algae bloom pilot (264-00-1800-1810)	\$155,934
<i>Provided</i> , That any unencumbered balance in the Milford and Marion reservoirs harmful algae bloom pilot account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Stream trash removal (264-00-1800-1816)	\$0
<i>Provided</i> , That any unencumbered balance in the stream trash removal account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Small town infrastructure support	\$0
<i>Provided</i> , That any unencumbered balance in the small town infrastructure account of the state water plan fund (264-00-1800-1817) in excess of \$100 as of June 30, 2025, is hereby reappropriated to the small town infrastructure support account for fiscal year 2026.	
Equus beds	\$75,000

(d) During the fiscal year ending June 30, 2026, the secretary of health and environment, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the department of health and environment – division of environment to another item of appropriation for fiscal year 2026 from the state water plan fund for the department of health and environment – division of environment: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on health and environment/human resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 65-3024, and amendments thereto, the director of accounts and reports shall not make the transfers of amounts of inter-

est earnings from the state general fund to the air quality fee fund (264-00-2020-2830) of the department of health and environment, which are directed to be made on or before the 10th day of each month by K.S.A. 65-3024, and amendments thereto.

(f) On July 1, 2025, and on other occasions during fiscal year 2026 when necessary, the director of accounts and reports shall transfer amounts specified by the secretary of health and environment that constitute reimbursements, credits and other amounts received by the department of health and environment for activities related to federal programs, from specified special revenue fund or funds of the department of health and environment – division of public health or of the department of health and environment – division of environment, to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment.

(g) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from any one or more special revenue fund or funds of the department of health and environment – division of environment that have available moneys to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment or to the sponsored project overhead fund – health (264-00-2912-2710) of the department of health and environment – division of public health, as the case may be, for expenditures for administrative expenses.

(h) During the fiscal year ending June 30, 2026, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment to another item of appropriation for fiscal year 2026 from the state general fund for the department of health and environment – division of public health or the department of health and environment – division of environment. The secretary of health and environment shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2026, the amounts transferred by the director of accounts and reports from each of the special revenue funds of the department of health and environment – division of environment to the sponsored project overhead fund – environment (264-00-2911-2720) of the department of health and environment – division of environment pursuant to this section may include amounts equal to not more than 25% of the expenditures from such special revenue fund, excepting expenditures for contractual services.

(j) During the fiscal year ending June 30, 2026, the secretary of health and environment, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the department of health and environment – division of environment to any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office, Kansas department of agriculture, university of Kansas or Kansas department of wildlife and parks: *Provided*, That the secretary of health and environment shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*, That when the secretary of health and environment provides certification to the director of accounts and reports under this section, the secretary shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

Sec. 88.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Kan-care caseloads (039-00-1000-0610)\$8,501,496

[†]

Osawatomie state hospital –

operating expenditures (494-00-1000-0100)\$8,000,000

Larned state hospital

operating expenditures (410-00-1000-0103)\$30,000,000

(b) On the effective date of this act, of the \$67,188,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the non-KanCare caseloads account (039-00-1000-0611), the sum of \$6,068,257 is hereby lapsed.

(c) On the effective date of this act, of the \$470,843,123 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the KanCare non-caseloads account (039-00-1000-0612), the sum of \$144,523,782 is hereby lapsed.

(d) On the effective date of this act, of the \$41,501,607 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state

general fund in the state operations account (039-00-1000-0801), the sum of \$3,684,286 is hereby lapsed.

(e) On the effective date of this act, of the \$54,184,328 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the community mental health centers support account (039-00-1000-3001), the sum of \$2,200,441 is hereby lapsed.

(f) On the effective date of this act, of the \$29,883,075 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the behavioral health services account (039-00-1000-3004), the sum of \$435,000 is hereby lapsed.

(g) On the effective date of this act, of the \$5,000,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 83(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the counties and hospitals reimbursement account (039-00-1000-3005), the sum of \$3,584,188 is hereby lapsed.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) is hereby increased from \$3,755,249 to \$5,933,759.

(i) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the problem gambling and addictions grant fund (039-00-2371-2371) is hereby increased from \$8,420,470 to \$8,970,470.

Sec. 89.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Mental health intervention team pilot (039-00-1000-0160)\$16,034,722

Provided, That any unencumbered balance in the mental health intervention team pilot account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 in an amount of \$1,500,000 for qualified schools: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026, to establish the mental health intervention team program as provided by the provisions of this proviso:

(1) *And provided further*, That such school district program shall be a continuation of the mental health intervention team pilot program first

established pursuant to section 1 of chapter 57 of the 2018 Session Laws of Kansas and K.S.A. 72-9943, and amendments thereto, and continued and expanded through subsequent appropriation acts of the legislature: *And provided further*, That the purposes of the mental health intervention team program are to: Provide greater access to behavioral health services for students enrolled in kindergarten or any of the grades one through 12 and establish a coherent structure between school districts and mental health intervention team providers to optimize scarce behavioral health resources and workforce; identify students, communicate with families and link students and their families to the statewide behavioral health systems and resources within the network of mental health intervention team providers; alleviate the shortage of staff with specialized degrees or training such as school counselors, psychologists and social workers and reduce the competition for such staff between school districts and other private and governmental service providers to provide broader-based and collaborative services to students, especially in rural districts that do not have enough students to justify a full-time staff position; provide and coordinate mental health services to students throughout the calendar year, not only during school hours over nine months of the school year; and reduce barriers that families experience to access mental health services and maintain consistency for a child to attend recurring sessions and coordination between the child's classroom schedule and the provision of such services: *And provided further*, That the program shall focus on the following students: Any student who has been adjudicated as a child in need of care and is in the custody of the secretary for children and families or has been referred for a families first program or family preservation program; and any other student who is in need of mental health support services: *And provided further*, That the secretary for aging and disability services shall appoint a mental health intervention team program manager and, within the limits of appropriations therefor, such additional staff as necessary to support such manager: *And provided further*, That the above agency shall oversee and implement the mental health intervention team program in accordance with the requirements of this proviso and the policies and procedures established by the above agency pursuant to this proviso: *And provided further*, That during fiscal year 2026, the board of education of a school district may apply to the above agency to establish or maintain a mental health intervention team program within such school district: *And provided further*, That the application shall be in such form and manner as the above agency requires and submitted at a time determined and specified by such agency: *And provided further*, That each application submitted by a school district shall specify the mental health intervention team provider that the school intends to coordinate with to provide school-based services to students who

need assistance during the applicable school year: *And provided further*, That the school district shall provide notice to the mental health intervention team provider, as soon as they are able, of their intent to partner for the following school year: *And provided further*, That the above agency shall establish an application review committee that shall include representatives from mental health intervention team providers and the department of education: *And provided further*, That if a school district and mental health intervention team provider are approved to establish or maintain a mental health intervention team program, the school district shall enter into a memorandum of understanding with a partnering mental health intervention team provider: *And provided further*, That if the school district chooses to partner with more than one mental health intervention team provider, the school district shall enter into a separate memorandum of understanding with each such mental health intervention team provider: *And provided further*, That the above agency may establish requirements for a memorandum of understanding, including contractual provisions that are required to be included in each memorandum of understanding and that are optional and subject to agreement between the school district and the mental health intervention team provider: *And provided further*, That each memorandum of understanding shall be submitted to the above agency for final approval: *And provided further*, That the above agency may authorize another category of provider other than a mental health intervention team provider to serve as a partnering provider under the mental health intervention team program pursuant to this proviso: *And provided further*, That such category of provider shall provide the required services and otherwise meet the requirements of a partnering mental health intervention team provider under this proviso: *And provided further*, That if the above agency authorizes another category of provider other than a mental health intervention team provider, such agency shall provide notification of this decision to the mental health intervention team provider that provides services in that county: *And provided further*, That, subject to appropriations therefor, a school district and mental health intervention team provider that have been approved by the above agency to establish or maintain a mental health intervention team program shall be eligible to receive a mental health intervention team program grant and a mental health intervention team provider pass-through grant: *Provided, however*, That the amount of a school district's mental health intervention team program grant shall be determined in each school year by calculating the total amount of the salary and fringe benefits paid by the school district to each school liaison: *And provided further*, That the amount of a school district's mental health intervention team provider pass-through grant shall be an amount equal to 35% of the amount of the school district's mental health intervention team grant: *And*

provided further, That moneys provided to a school district for the mental health intervention team provider pass-through grant shall be paid to any mental health intervention team provider that partners with the school district: *And provided further*, That if the amount of appropriations are insufficient to pay in full the amount of all grants school districts are entitled to receive for the school year, the above agency shall prorate the amount appropriated among all districts: *And provided further*, That the above agency shall be responsible for the allocation and distribution of grants in accordance with appropriation acts: *And provided further*, That the above agency may make grant payments in installments and may provide for payments in advance or by way of reimbursement and may make any necessary adjustments for any overpayment to a school district: *And provided further*, That the above agency shall not award any grant to a school district unless such district has entered into a memorandum of understanding with a partnering mental health intervention team provider in accordance with this proviso: *And provided further*, That any remaining appropriations that were not allocated to the mental health intervention team program shall provide funding in the form of grants from the above agency to the association of mental health intervention team providers of Kansas to fund training for school districts participating in the mental health intervention team program pursuant to this proviso: *And provided further*, That the above agency shall seek advice from mental health intervention team providers prior to awarding any grant under this subsection: *And provided further*, That the above agency may waive the requirement that a school district employ a school liaison and may instead authorize a mental health intervention team provider that partners with the school district to employ a school liaison: *And provided further*, That such waiver shall only be granted by the above agency in limited circumstances: *And provided further*, That a school district that is granted a waiver pursuant to this proviso shall continue to be eligible to receive the mental health intervention team program grant and the mental health intervention team provider pass-through grant authorized pursuant to this proviso: *And provided further*, That the amount of the mental health intervention team program grant shall be determined in the same manner as provided under this proviso as though the school liaison was employed by such school district: *And provided further*, That upon receipt of any moneys awarded pursuant to the mental health intervention team program grant to any such school district, the school district shall direct payment of such amount to the mental health intervention team provider that employs the school liaison: *And provided further*, That on or before January 12, 2026, the above agency shall prepare and submit a report on the mental health intervention team program for the preceding school year to the house of representatives standing committees on appropriations, so-

cial services budget and health and human services, or their successor committees, and the senate standing committees on ways and means, ways and means subcommittee on human services and public health and welfare, or their successor committees: *And provided further*, That such report shall provide a summary of the program, including, but not limited to, the school districts that applied to participate or continued participating under the program, the mental health intervention team providers, the grant amount each such school district received and the payments made by school districts from the mental health intervention team program fund of each school district: *And provided further*, That the staff required for the establishment and maintenance of a mental health intervention team program shall include a combination of one or more behavioral health liaisons employed by the school district and one or more case managers and therapists licensed by the behavioral sciences regulatory board who are employed by the partnering mental health intervention team provider: *And provided further*, That all staff working together under a school district's program shall be known as the mental health intervention team of the school district: *And provided further*, That the school district and the mental health intervention team provider shall cooperate and work together to identify needs specific to the students in the school district, and the families of such students and shall develop an action plan to implement a school-based program that is tailored to such needs: *And provided further*, That a school district that participates in the program shall employ one or more school liaisons who will help students in need and coordinate services between the school district, the student, the student's family and the mental health intervention team provider: *And provided further*, That a school liaison shall have a bachelor's degree in any field of study: *And provided further*, That a school liaison's roles and responsibilities include, but are not limited to: Identifying appropriate student referrals for the team to engage with; act as a liaison between the school district and the mental health intervention team provider and be the primary point of contact for communications between the school district and the mental health intervention team provider; assist with mental health intervention team provider staff understanding of the school district's system and procedures including the school calendar, professional development, drills and crisis plan protocols; triage prospective student referrals and help decide how to prioritize interventions; help the mental health intervention team provider and other school personnel understand the roles and responsibilities of the mental health intervention team; facilitate communications and connections between families of identified students and the mental health intervention team provider's staff; coordinate a student's treatment schedule with building administrators and classroom teachers to optimize the clinical therapist's productivity; trouble-

shoot problems that arise and work with the mental health intervention team provider to resolve such problems; track and compile outcomes to monitor the effectiveness of the program; maintain and update the department of education mental health intervention team database as directed by the above agency and required by this section; follow up with child welfare contacts if a student has moved schools to get the child's educational history; be an active part of the school intervention team and relay information back to mental health intervention team provider staff, including student observations, intervention feedback from teachers, communications with family and other relevant information; work with school administration to identify and provide confidential space for a mental health intervention team provider therapist; assist in planning continuity of care through summer services; and submit an annual report to the above agency on how the liaison complied with the required roles and responsibilities: *And provided further*, That within the scope of employment by a school district, an individual employed as a school liaison shall primarily perform roles and responsibilities that are related to the school liaison position as described in this section: *And provided further*, That once the initial referral has been completed for a student, all relevant information shall be entered into the database within 14 calendar days: *And provided further*, That a mental health intervention team provider that partners with a school district shall employ one or more therapists licensed by the behavioral sciences regulatory board who will collaborate with the school district to assist students in need and provide services to such students under the program: *And provided further*, That a therapist's roles and responsibilities under the program include, but are not limited to: Assist the school liaison with the identification of appropriate student referrals to the program; triage student referrals with the school liaison to prioritize treatment interventions for identified students; work with the school liaison to connect with families or child welfare contacts to obtain consent to commence treatment; conduct a clinical assessment of the identified student and make appropriate treatment recommendations; engage with the student, family or child welfare contacts in clinical interventions as identified on the treatment plan and provide individual and family therapy; administer scales or tests to detect areas of concern with depression, anxiety, self-harm or other areas as identified; make referrals to other treatment modalities as appropriate; communicate educationally appropriate information to the school liaison, such as interventions and strategies for use by classroom and school staff; gather outcome data to monitor the effectiveness of the program; coordinate with the case manager to identify ways to support the student and family; provide therapy services as determined by the students' treatment plan; and maintain the treatment plan and necessary treatment protocols

required by the mental health intervention team provider: *And provided further*, That a mental health intervention team provider that partners with a school district shall employ one or more case managers who will collaborate with the school district to assist students in need and to coordinate services under the program: *And provided further*, That a case manager's roles and responsibilities under the program include, but are not limited to: Work with the school liaison and clinical therapist to identify students and triage priorities for treatment; provide outreach to students, families and child welfare contacts to help engage in treatment; participate in the treatment planning process; communicate with the school liaison and other school district personnel about student needs, interventions and progress; help maintain communication between all entities, including the family, student, school, clinical therapist, child welfare contacts and the community; maintain the treatment plan and necessary treatment protocols required by the mental health intervention team provider; make referrals to appropriate community resources; help reconnect students and families when they are not following through with the treatment process; help families negotiate barriers to treatment; and engage with the student in the classroom, the home or the community to help build skills wherever needed: *And provided further*, That each school district that receives moneys for the mental health intervention team program grant or the mental health intervention team provider pass-through grant awarded pursuant to this proviso shall credit the moneys to a mental health intervention team program fund created by such school district: *And provided further*, That moneys in such fund shall be used by a school district to: Pay for the expenditures that are attributable to the salary and fringe benefits of any school liaison employed by the school district pursuant to the mental health intervention team program; and provide payment to each partnering mental health intervention team provider in an amount equal to the mental health intervention team provider pass-through grant received by the school district: *And provided further*, That the school district shall keep separate accounting records for the school liaison expenditures and the pass-through grants to mental health intervention team providers: *And provided further*, That the above agency shall publish on its website an aggregated report of outcomes achieved, numbers served and associated information by the mental health intervention team program: *And provided further*, That the above agency shall establish a crisis hotline, available 24 hours a day, seven days a week, that individuals receiving services from the mental health intervention team program may access outside of the hours that such individuals are receiving services: *And provided further*, That such hotline shall be established for the purposes of providing information sharing and communications regarding crisis coordination and emergency response services:

(2) *And provided further*, That such qualified school district program shall be established and implemented by the board as established in this paragraph: *And provided further*, That the board shall be appointed by the secretary as follows: (A) A school psychologist employed by a qualified school; (B) a school administrator employed by a qualified school; (C) a mental health professional employed by a community mental health center; (D) a mental health professional employed by a federally qualified health center; (E) a representative of the state board of education; (F) a representative of the above agency; and (G) a parent or guardian of a qualified school student: *And provided further*, That the board shall establish a plan, including specified criteria, for the allocation of moneys to qualified schools for the establishment and maintenance of mental health intervention teams: *And provided further*, That such teams will provide timely support and resources to students facing mental health issues in order to promote a healthier learning environment: *And provided further*, That the board shall review the criteria for school district funding as provided in paragraph (1) and determine which such criteria will work best for the qualified schools: *And provided further*, That such criteria may include student population size, demonstrated need for mental health support and the availability of qualified staff: *And provided further*, That any qualified school seeking funding for mental health intervention teams shall submit a proposal for funding to the board: *And provided further*, That the board shall evaluate each proposal based on the criteria established by the board: *And provided further*, That the board shall make recommendations to the secretary on the allocation of funding and the secretary shall allocate funding for qualified schools based on such recommendations: *And provided further*, That the board shall oversee the implementation of the qualified school's mental health intervention teams: *And provided further*, That the board shall review the criteria for school district reporting, monitoring and evaluating as provided in paragraph (1) and determine which such criteria will work best for the qualified schools: *And provided further*, That the board shall establish such reporting, monitoring and evaluating to ensure that the mental health intervention teams effectively meet the needs of students and adhere to best practices in mental healthcare program service delivery: *And provided further*, That on or before January 12, 2026, the above agency shall prepare and submit a report summarizing the mental health intervention team program for qualified schools to the house of representatives standing committees on appropriations, social services budget and health and human services, or their successor committees, and the senate standing committees on ways and means, ways and means subcommittee on human services and public health and welfare, or their successor committees: *And provided further*, That the board shall provide resources, training and support

to qualified schools and such school's mental health intervention teams, including access to professional development opportunities, educational materials and networking opportunities with other qualified schools and mental health organizations: and

(3) *And provided further*, That as used in this proviso: (A) "Mental health intervention team provider" means a center organized pursuant to article 40 of chapter 19 of the Kansas Statutes Annotated, and amendments thereto, a mental health clinic organized pursuant to article 2 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, or a federally qualified health center as defined by section 1905(l)(2) (B) of the federal social security act: *And provided further*, That "mental health intervention team provider" includes other provider categories as authorized by the above agency to serve as a partnering provider under the mental health intervention team program pursuant to this proviso: *And provided further*, That a provider under this proviso shall provide services, including: Support for students available 24 hours a day, seven days a week; person-centered treatment planning; and outpatient mental health services; (B) "school district" means a school district as defined in K.S.A. 72-5132, and amendments thereto; and (C) "qualified school" means any nonpublic school that provides education to elementary or secondary students and is accredited by the state board or a national or regional accrediting agency that is recognized by the state board for the purpose of satisfying the teaching performance assessment for professional licensure or is working in good faith toward such accreditation.

Administration

official hospitality (039-00-1000-0204)\$1,748
Provided, That any unencumbered balance in the administration official hospitality account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Senior care act (039-00-1000-0260)\$5,515,000
Provided, That any unencumbered balance in the senior care act account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That each grant agreement with an area agency on aging for a grant from the senior care act account shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2026 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during fiscal year 2026: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2026 regular session of the legislature a report of the information contained in

such reports from the area agencies on aging on expenditures for fiscal year 2025: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

Any unencumbered balance in the program for all-inclusive care for the elderly account (039-00-1000-0270) in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Program grants – nutrition –
state match (039-00-1000-0280)\$9,045,725

Provided, That any unencumbered balance in the program grants – nutrition – state match account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That each grant agreement with an area agency on aging for a grant from the program grants – nutrition – state match account shall require the area agency on aging to submit to the secretary for aging and disability services a report for federal fiscal year 2025 by the area agency on aging, which shall include information about the kinds of services provided and the number of persons receiving each kind of service during federal fiscal year 2025: *And provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2026 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for federal fiscal year 2025: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

LTSS Services (039-00-1000-0520)\$4,964,860

Provided, That any unencumbered balance in the community services and programs account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the LTSS services account for fiscal year 2026.

KanCare caseloads (039-00-1000-0610).....\$684,082,993

Provided, That any unencumbered balance in the KanCare caseloads account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to develop and implement a pilot program for nursing facilities, as defined in K.S.A. 39-923, and amendments thereto, with residents who are provided care by the medicaid state plan, to provide an additional daily reimbursement rate for

the behavioral health needs of such residents: *And provided further*, That the daily reimbursement rate for the add-on payment shall be limited to not more than \$175 per resident per medicaid day: *And provided further*, That expenditures for such pilot program shall be used for specialized staff training and enhanced care services by participating facilities and shall be limited to 125 residents: *And provided further*, That participating facilities shall be required to develop and implement for each resident in the program individualized behavioral support plans and provide monthly psychopharmacological reviews: *And provided further*, That participating facilities shall collaborate with the contracted behavioral support provider to track and report outcome metrics to the above agency: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to increase the daily reimbursement rate for substance abuse disorders treatment services for adolescents to \$375 per medicaid day.

Non-KanCare caseloads (039-00-1000-0611)\$69,967,030

Provided, That any unencumbered balance in the non-KanCare caseloads account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all people receiving or applying for services that are funded, either partially or entirely, from the non-KanCare caseloads account shall be placed in appropriate services that are determined to be the most economical services available with regard to state general fund expenditures.

KanCare non-caseloads (039-00-1000-0612)\$485,587,604

Provided, That any unencumbered balance in the KanCare non-caseloads account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

State operations (039-00-1000-0801)\$27,534,371

Provided, That any unencumbered balance in the state operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from this account for the purchase of professional liability insurance for physicians and dentists at any institution, as defined by K.S.A. 76-12a01, and amendments thereto: *And provided further*, That expenditures in an amount of not less than \$190,000 shall be made by the above agency from such account during fiscal year 2026 to create a comprehensive statewide resource directory to provide essential information on long-term care options: *And provided further*, That such directory shall be accessible in an up-to-date online version as well as in a printable version.

Alcohol and drug abuse

services grants (039-00-1000-1010)\$14,718,139

Provided, That any unencumbered balance in the alcohol and drug abuse services grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures in an amount of not less than \$1,800,000 shall be made by the above agency from such account during fiscal year 2026 to provide for workforce development for substance use disorder providers: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to submit a report on the distribution and usage of moneys from the state general fund and federal funds to substance use disorder providers, including the name of each such provider and the dollar amount received by such provider during fiscal year 2025 and fiscal year 2026 to date, to the senate committee on ways and means human services subcommittee and the house of representatives committee on social services budget on or before January 12, 2026.

Community mental health
centers support (039-00-1000-3001).....\$58,184,328

Provided, That any unencumbered balance in the community mental health centers supplemental funding account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the community mental health centers support account for fiscal year 2026.

Regional beds (039-00-1000-3003).....\$14,650,000

Provided, That any unencumbered balance in the regional beds funding account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the regional beds account for fiscal year 2026.

Behavioral health services (039-00-1000-3004)\$21,283,075

Provided, That any unencumbered balance in the BH community aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the behavioral health services account for fiscal year 2026: *Provided further*, That expenditures in an amount of not less than \$650,000 shall be made by the above agency from such account during fiscal year 2026 to assist in the renovation of a homeless shelter in southwest Kansas: *And provided further*, That expenditures in an amount of not less than \$350,000 shall be made by the above agency from such account during fiscal year 2026 to provide financial training and peer mentoring to address poverty: *And provided further*, That expenditures in an amount of not less than \$250,000 shall be made by the above agency from such account during fiscal year 2026 to provide aftercare services for individuals discharged from a psychiatric residential treatment facility: *And provided further*, That expenditures in an amount of not less than \$2,000,000 shall be made by the above agency from such account during fiscal year 2026 to develop and issue a request for proposal and select a single provider for a school-based pilot program to provide telehealth mental health services

to students during fiscal year 2026: *And provided further*, That such provider shall have demonstrated experience serving at least 50,000 students, have research-based outcomes from a division one research university, waive out of pocket costs and cover any uninsured costs.

Counties and hospitals

reimbursement (039-00-1000-3005).....\$5,000,000

Provided, That any unencumbered balance in the counties and hospitals reimbursement account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Aging services grants (039-00-1000-3006)\$5,884,597

Provided, That any unencumbered balance in the aging services grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures in an amount of not less than \$540,000 shall be made by the above agency from such account during fiscal year 2026 to provide in-home services to low-income older individuals who would be able to remain in their homes for independence and self-sufficiency if such individuals received such services.

CDDO support (039-00-1000-4001).....\$11,474,857

Provided, That any unencumbered balance in the CDDO support account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Wichita hospital.....\$15,000,000

Crisis funding\$26,461,100

Kansas neurological institute – operating

expenditures (363-00-1000-0303).....\$18,110,525

Provided, That any unencumbered balance in the Kansas neurological institute – operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Kansas neurological institute – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Osawatomie state hospital – operating

expenditures (494-00-1000-0100).....\$39,753,873

Provided, That any unencumbered balance in the Osawatomie state hospital – operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*,

That expenditures from the Osawatomie state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150.

Osawatomie state hospital – certified
care expenditures (494-00-1000-0101)\$8,798,795

Provided, That any unencumbered balance in the Osawatomie state hospital – certified care expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Larned state hospital – operating
expenditures (410-00-1000-0103)\$51,074,232

Provided, That any unencumbered balance in the Larned state hospital – operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Larned state hospital – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *Provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by Larned state hospital with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto.

Larned state hospital – sexual predator treatment
program (410-00-1000-0200)\$26,847,730

Provided, That any unencumbered balance in the Larned state hospital – sexual predator treatment program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Osawatomie state hospital –
SPTP MiCo (494-00-1000-0200)\$2,500,000

Provided, That any unencumbered balance in the Osawatomie state hospital – SPTP MiCo account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Parsons state hospital and training center –
operating expenditures (507-00-1000-0100)\$21,889,653

Provided, That any unencumbered balance in the Parsons state hospital and training center – operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Parsons state hospital and training center – operating expenditures account for official hospitality by the superintendent shall not exceed \$150: *And provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by

Parsons state hospital and training center with unified school districts or other public educational services providers: *And provided further*, That such educational services contracts shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, and amendments thereto: *And provided further*, That expenditures shall be made from this account to assist residents of the institution to take personally used items that are constructed for use by such residents and which are hereby authorized to be transferred to such residents from the institution to communities when such residents leave the institution to reside in the communities.

Parsons state hospital and
training center – sexual predator
treatment program (507-00-1000-0200).....\$2,595,207

Provided, That any unencumbered balance in the Parsons state hospital and training center – sexual predator treatment program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Other medical assistance account (039-00-1000-3002), Larned state hospital – SPTP new crimes reimbursement account (410-00-1000-0110).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Kansas neurological institute title XIX
reimbursements fund (363-00-2060-2200).....No limit
Larned state hospital title XIX
reimbursements fund (410-00-2074-2200).....No limit
Osawatomie state hospital title XIX
reimbursements fund (494-00-2080-4300).....No limit
Osawatomie state hospital certified care title XIX
reimbursements fund (494-00-2080-4301).....No limit
Parsons state hospital title XIX
reimbursements fund (507-00-2083-2300).....No limit
Kansas neurological institute
fee fund (363-00-2059-2000)\$1,715,270
Kansas neurological institute –
foster grandparents program –
federal fund (363-00-3115-3200)No limit
Kansas neurological institute – FGP gifts, grants,
donations fund (363-00-7125-7400).....No limit
Kansas neurological institute – patient
benefit fund (363-00-7910-7100).....No limit

Kansas neurological institute – work therapy patient benefit fund (363-00-7940-7200)	No limit
Larned state hospital fee fund (410-00-2073-2100)	\$4,334,054
Larned state hospital – work therapy patient benefit fund (410-00-7938-7200)	No limit
Osawatomie state hospital fee fund (494-00-2079-4200)	\$2,500,205

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Osawatomie state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Osawatomie state hospital fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, technical and program support, maintenance and replacement of associated equipment at Osawatomie state hospital: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Osawatomie state hospital fee fund.

Osawatomie state hospital certified care fund (494-00-2079-4201)	\$4,261,103
Osawatomie state hospital – cottage revenue and expenditures fund (494-00-2159-2159)	No limit
Osawatomie state hospital – training fee revolving fund (494-00-2602-2000)	No limit

Provided, That all moneys received as fees for training activities for Osawatomie state hospital shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Osawatomie state hospital – training fee revolving fund: *Provided further*, That the superintendent of Osawatomie state hospital is hereby authorized to fix, charge and collect fees for training activities at Osawatomie state hospital: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses of such training activities for Osawatomie state hospital.

Osawatomie state hospital – motor pool revolving fund (494-00-6164-5200)	No limit
Osawatomie state hospital – canteen fund (494-00-7807-5600)	No limit
Osawatomie state hospital – work therapy patient benefit fund (494-00-7939-5800)	No limit
Parsons state hospital and training center fee fund (507-00-2082-2200)	\$1,150,000

Provided, That all moneys received as fees for the use of video teleconferencing equipment at Parsons state hospital and training center shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the video teleconferencing fee account of the Parsons state hospital and training center fee fund: *Provided further*, That all moneys credited to the video teleconferencing fee account shall be used solely for the servicing, maintenance and replacement of video teleconferencing equipment at Parsons state hospital and training center: *And provided further*, That any expenditures from the video teleconferencing fee account shall be in addition to any expenditure limitation imposed on the Parsons state hospital and training center fee fund.

Parsons state hospital and training center –	
canteen fund (507-00-7808-5500).....	No limit
Parsons state hospital and training center – patient	
benefit fund (507-00-7916-5600)	No limit
DADS social welfare fund (039-00-2141-2195).....	No limit
Indirect cost fund (039-00-2193-2193)	No limit
Health occupations credentialing	
fee fund (039-00-2315-2315)	No limit
Community mental health center	
improvement fund (039-00-2336-2336)	No limit
Community crisis stabilization	
centers fund (039-00-2337-2337).....	No limit
Clubhouse model	
program fund (039-00-2338-2338).....	No limit
Medical resources and	
collection fund (039-00-2363-2100).....	No limit

Provided, That all moneys received or collected by the secretary for aging and disability services due to medicaid overpayments shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *Provided further*, That expenditures from such fund shall be made for medicaid program-related expenses and used to reduce state general fund outlays for the medicaid program: *And provided further*, That all moneys received or collected by the secretary for aging and disability services due to civil monetary penalty assessments against adult care homes shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the medical resources and collection fund: *And provided further*, That expenditures from such fund shall be made to protect the health or property of adult care home residents as required by federal law.

Problem gambling and addictions	
grant fund (039-00-2371-2371)	\$8,420,470
<i>Provided</i> , That expenditures shall be made by the above agency from the problem gambling and addictions grant fund, not to exceed \$5,000,000, to provide reimbursement to organizations that provide substance use disorder treatment for uninsured individuals.	
State licensure fee fund (039-00-2373-2370)	No limit
General fees fund (039-00-2524-2500)	No limit
<i>Provided</i> , That the secretary for aging and disability services is hereby authorized to collect: (1) Fees from the sale of surplus property; (2) fees charged for searching, copying and transmitting copies of public records; (3) fees paid by employees for personal long distance calls, postage, faxed messages, copies and other authorized uses of state property; and (4) other miscellaneous fees: <i>Provided further</i> , That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: <i>And provided further</i> , That expenditures shall be made from this fund to meet the obligations of the Kansas department for aging and disability services or to benefit and meet the mission of the Kansas department for aging and disability services.	
Title XIX fund (039-00-2595-4130)	No limit
<i>Provided</i> , That all receipts resulting from payments under title XIX of the federal social security act to any of the institutions under mental health and intellectual disabilities may be credited to the title XIX fund: <i>Provided further</i> , That moneys in the title XIX fund may be used for expenditures for contractual services to provide for collecting additional payments under title XVIII and title XIX of the federal social security act and for expenditures for premiums and surcharges required to be paid for physicians' malpractice insurance.	
Senior citizen nutrition	
check-off fund (039-00-2660-2610)	No limit
Other state fees fund – community	
alcohol treatment (039-00-2661-0000)	No limit
County competency	
expense fund (039-00-2893-2893)	No limit
988 suicide prevention and mental health crisis	
hotline fund (039-00-2913-2913)	No limit
Quality care services fund (039-00-2999-2902)	No limit
<i>Provided</i> , That the secretary for aging and disability services, acting as the agent of the secretary of health and environment, is hereby authorized to collect the quality care assessment under K.S.A. 75-7435, and amendments thereto, and notwithstanding the provisions of K.S.A. 75-7435, and	

amendments thereto, all moneys received for such quality care assessments shall be deposited in the state treasury to the credit of the quality care services fund: *Provided further*, That all moneys in the quality care services fund shall be used to finance initiatives to maintain or improve the quantity and quality of skilled nursing care in skilled nursing care facilities in Kansas in accordance with K.S.A. 75-7435, and amendments thereto.

Opioid abuse treatment & prevention –

federal fund (039-00-3023-3024) No limit

Kansas national background check program –

federal fund (039-00-3032-3132) No limit

Money follows the person grant –

federal fund (039-00-3054-4000) No limit

Survey & certification –

federal fund (039-00-3064-3064) No limit

Provided, That transfers of moneys from the survey & certification – federal fund to the state fire marshal may be made during fiscal year 2026 pursuant to a contract, which is hereby authorized to be entered into by the secretary for aging and disability services with the state fire marshal to provide fire and safety inspections for adult care homes and hospitals.

Substance abuse/mental health

services – partnership for success –

federal fund (039-00-3284-1327) No limit

Special program for aging IIID –

federal fund (039-00-3286-3285) No limit

Special program for aging IIIB –

federal fund (039-00-3287-3281) No limit

Special program for aging IV & II –

federal fund (039-00-3288-3297) No limit

National family caregiver support program IIIE –

federal fund (039-00-3289-3201) No limit

Nutrition services incentives –

federal fund (039-00-3291-3305) No limit

Prevention/treatment substance abuse –

federal fund (039-00-3301-0310) No limit

Social service block

grant fund (039-00-3307-3371) \$4,500,000

Provided, That each grant agreement with an area agency on aging for a grant from the social service block grant fund shall require the area agency on aging to submit to the secretary for aging and disability services a report for fiscal year 2026 by the area agency on aging, which shall include information about the kinds of services provided and the number of per-

sons receiving each kind of service during fiscal year 2026: *Provided further*, That the secretary for aging and disability services shall submit to the senate committee on ways and means and the house of representatives committee on appropriations at the beginning of the 2025 regular session of the legislature a report of the information contained in such reports from the area agencies on aging on expenditures for fiscal year 2026: *And provided further*, That all people receiving or applying for services that are funded, either partially or entirely, through expenditures from this fund shall be placed in appropriate services that are determined to be the most economical services available.

Community mental health block grant –	
federal fund (039-00-3310-0460)	No limit
Temporary assistance for needy families –	
federal fund (039-00-3323-3323)	No limit
PATH – federal fund (039-00-3347-4316)	No limit
Special program for aging VII-2 –	
federal fund (039-00-3358-3072)	No limit
TBI partnership	
program fund (039-00-3376-3376)	No limit
Disaster response for Children –	
federal fund (039-00-3385-3591)	No limit
Special program for aging VII-3 –	
federal fund (039-00-3402-3000)	No limit
Center for medicare/medicaid service –	
federal fund (039-00-3408-3300)	No limit
Medicare fund – oasis (039-00-3408-3350)	No limit
<i>Provided</i> , That all nonfederal reimbursements received by the Kansas department for aging and disability services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and credited to the nonfederal reimbursements fund.	
Medicare fund – SHICK (039-00-3408-3400)	No limit
Medical assistance program –	
federal fund (039-00-3414-0442)	No limit
Children’s health insurance –	
federal fund (039-00-3424-3420)	No limit
Special program for aging IIIC –	
federal fund (039-00-3425-3423)	No limit
Medicare enrollment assistance program	
fund – federal (039-00-3468-3450)	No limit
Systems of care grant –	
federal fund (039-00-3595-3595)	No limit
SAMHSA covid-19 supplemental –	
federal fund (039-00-3672-3997)	No limit

SSA xx ombudsman cares FFY21 – federal fund (039-00-3680-3083)	No limit
KS assisted outpatient treatment – federal fund (039-00-3733-3101)	No limit
ADAS data collection grant – federal fund (039-00-3887-3887)	No limit
KS ccbhc planning grant – federal fund (039-00-3930-3930)	No limit
Long-term care loan and grant fund (039-00-5110-5100)	No limit
KDFA refunding revenue bond 2013B fund (039-00-7111)	No limit
Trust fund (039-00-7299)	No limit
Gifts and donations fund (039-00-7309-7000)	No limit
<i>Provided</i> , That the secretary for aging and disability services is hereby authorized to receive gifts and donations of money for services to senior citizens or purposes related thereto: <i>Provided further</i> , That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.	
Larned state security hospital KDFA 02N-1 fund (039-00-8703)	No limit
SRS state of Kansas KDFA 04A-1 project fund (039-00-8704)	No limit
State of Kansas projects KDFA 2010E-F fund (039-00-8705)	No limit
Parking deduction clearing fund (039-00-9233-9200)	No limit
Medical assistance recovery clearing fund (039-00-9300)	No limit
Credit card clearing fund (039-00-9400)	No limit
American rescue plan state relief fund (039-00-3756-3536)	No limit

(c) On July 1, 2025, and at other times during fiscal year 2026, when necessary as determined by the secretary for aging and disability services, the director of accounts and reports shall transfer amounts specified by the secretary for aging and disability services, which amounts constitute reimbursements, credits and other amounts received by the Kansas department for aging and disability services for activities related to federal programs from specified special revenue funds of the Kansas department for aging and disability services to the indirect cost fund of the Kansas department for aging and disability services.

(d) On July 1, 2025, the superintendent of Osawatomie state hospital, upon the approval of the director of accounts and reports, shall transfer

an amount specified by the superintendent from the Osawatomie state hospital – canteen fund (494-00-7807-5600) to the Osawatomie state hospital – patient benefit fund (494-00-7914-5700).

(e) On July 1, 2025, the superintendent of Parsons state hospital, upon approval from the director of accounts and reports, shall transfer an amount specified by the superintendent from the Parsons state hospital and training center – canteen fund (507-00-7808-5500) to the Parsons state hospital and training center – patient benefit fund (507-00-7916-5600).

(f) On July 1, 2025, the superintendent of Larned state hospital, upon approval of the director of accounts and reports, shall transfer an amount specified by the superintendent from the Larned state hospital – canteen fund (410-00-7806-7000) to the Larned state hospital – patient benefit fund (410-00-7912-7100).

(g) During the fiscal year ending June 30, 2026, no moneys paid by the Kansas department for aging and disability services from the CDDO support account (039-00-1000-4001) of the state general fund shall be expended by the entity receiving such moneys to pay membership dues and fees to any entity that does not provide the Kansas department for aging and disability services, the legislative division of post audit or another state agency, access to its financial records upon request for such access.

(h) During the fiscal year ending June 30, 2026, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2026 from the state general fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(i) During the fiscal year ending June 30, 2026, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision and management of the secretary for aging and disability services to another item of appropriation for fiscal year 2026 from the state institutions building fund for the Kansas department for aging and disability services or any institution or facility under the general supervision

and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(j) In addition to the other purposes for which expenditures may be made by the Kansas department for children and families from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 for the Kansas department for children and families and in addition to the other purposes for which expenditures may be made by the department of health and environment – division of public health from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 for the department of health and environment – division of public health, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the secretary for children and families and the secretary of health and environment for fiscal year 2026 to enter into a contract with the secretary for aging and disability services, which is hereby authorized and directed to be entered into by such secretaries, to provide for the secretary for aging and disability services to perform the powers, duties, functions and responsibilities prescribed by and to conduct investigations pursuant to K.S.A. 39-1404, and amendments thereto, in conjunction with the performance of such powers, duties, functions, responsibilities and investigations by the secretary for children and families and the secretary of health and environment under such statute, with respect to reports of abuse, neglect or exploitation of residents or reports of residents in need of protective services on behalf of the secretary for children and families or the secretary of health and environment, as the case may be, in accordance with and pursuant to K.S.A. 39-1404, and amendments thereto, during fiscal year 2026: *Provided*, That, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 for the Kansas department for aging and disability services, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the secretary for aging and disability services for fiscal year 2026 to provide for the performance of such powers, duties, functions and responsibilities and to conduct such investigations: *Provided further*, That, the words and phrases used in this subsection shall have the meanings respectively ascribed thereto by K.S.A. 39-1401, and amendments thereto.

(k) During the fiscal year ending June 30, 2026, the secretary for aging and disability services, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year

2026 from the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services to any institution or facility under the general supervision and management of the secretary for aging and disability services. The secretary for aging and disability services shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(l) Notwithstanding the provisions of K.S.A. 75-5958, and amendments thereto, or any other statute, and subject to appropriations, the secretary for aging and disability services may provide rate increases for nursing facilities for fiscal year 2026.

(m) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to operate, or contract for the operation of, eight acute inpatient psychiatric care beds for children in the city of Hays, Kansas, or the surrounding area: *Provided, however,* That expenditures for such purposes during fiscal year 2026 shall not exceed \$4,000,000.

(n) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to implement a process for certification and funding for certified community behavioral health clinics: *Provided,* That such agency shall certify as a certified community behavioral health clinic any community behavioral health center licensed by such agency that provides the following services: Crisis services; screening, assessment and diagnosis, including risk assessment; person-centered treatment planning; outpatient mental health and substance use services; primary care screening and monitoring of key indicators of health risks; targeted case management; psychiatric rehabilitation services; peer support and family supports; medication-assisted treatment; assertive community treatment; and community-based mental healthcare for military servicemembers and veterans.

(o) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or from any special revenue fund or funds, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures

shall be made by such agency from such moneys to submit a report on a quarterly basis, in collaboration with the Kansas department of health and environment, to the Robert G. (Bob) Bethell joint committee on home and community based services regarding the home and community-based services brain injury waiver, including the:

(1) Number of members enrolled in such waiver at the end of the month prior to the committee meeting;

(2) unduplicated number of such members over the course of the calendar year;

(3) number of such members receiving services for a period longer than 2 years and longer than 4 years;

(4) number of such members who did not receive services within a period of 60, 90 or 120 or more days after being enrolled;

(5) number of such members who did not receive a specific waiver service within a period of 30, 60, 90 or 120 or more days prior to the date such member was officially unenrolled from such waiver;

(6) amount of the per-member, per-month enhanced dollar rate provided to a managed care organization for each member enrolled in such waiver;

(7) total number of members enrolled in the waiver disaggregated by county and the per capita enrollment in such waiver disaggregated by county; and

(8) agency's progress toward new policy implementation.

(p) During the fiscal year ending June 30, 2026, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, the above agency shall make expenditures from such moneys to establish guidelines for nursing facilities, as defined in K.S.A. 39-923, and amendments thereto, to request a waiver from staffing requirements and to study establishing similar guidelines for other adult care homes, as defined in K.S.A. 39-923, and amendments thereto: *Provided*, That any such guidelines shall be compatible with rules established by the United States centers for medicare and medicaid services.

(q) During the fiscal year ending June 30, 2026, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from the state general fund or in any special revenue fund or funds, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, the above agency shall make expenditures from such moneys to enter into agreements with community mental health centers for the purpose of establishing rates for conducting mobile competency evaluations.

(r) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for the purpose of preparing a report on such agency's progress to build capacity for crisis services for Kansans with intellectual or developmental disability: *Provided*, That such report shall be submitted to the senate committee on public health and welfare, the appropriate subcommittee of the senate committee on ways and means, the house of representatives committee on health and human services and the house of representatives committee on social services budget.

(s) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2026, for the purpose of reviewing the overall costs of providing services within the intellectual and developmental disability service system and making recommendations to the legislature for a method to make regular rate adjustments for such services based on inflationary indexes.

(t) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from moneys appropriated for the above agency from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to submit a report on how much funding goes to each community developmental disability organization to provide services that are not reimbursable from other funding sources, including what services are provided and what percentage of funds go to each service to the senate committee on ways and means human services subcommittee and the house of representatives committee on social services budget on or before January 12, 2026.

(u) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by such agency from such moneys to require all assisted living facilities, residential healthcare facilities, home plus and

boarding care homes, as such terms are defined in K.S.A. 39-923, and amendments thereto, during fiscal year 2026 to submit a report to the secretary for aging and disability services upon the completion of every involuntary transfer or discharge of a resident pursuant to K.A.R. 26-39-102(d) and (f): *Provided, however*, That such reports shall include no personally identifiable information: *Provided further*, That such report shall include: (1) The date when notice of transfer or discharge was provided; (2) the date when the resident left the facility; (3) the type of facility where the resident was transferred or discharged; (4) the reason that required the transfer or discharge of the resident pursuant to K.A.R. 26-39-102(d); (5) if the resident was transferred or discharged pursuant to K.A.R. 26-39-102(f), the reason that required such transfer or discharge; (6) if the resident filed a complaint regarding the notice of transfer or discharge; and (7) any other relevant information required by the secretary: *And provided further*, That any facility that fails to submit a report within 60 days of the completion of the transfer or discharge or resolution of a formal complaint shall be subject to a civil penalty as provided in K.S.A. 39-946, and amendments thereto: *And provided further*, That the secretary shall establish a system and collect data from the long-term care ombudsman and such assisted living facilities, residential healthcare facilities, home plus and boarding care homes on any involuntary transfers or discharges pursuant to K.A.R. 26-39-102(d) and (f): *And provided further*, That the secretary shall compile all such information and submit a report to the house of representatives committees on social services budget, health and human services and judiciary and the senate committees on public health and welfare and ways and means on the first day of the 2026 regular session of the legislature.

(v) In addition to the other purposes for which 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 2026 for the above agency as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such moneys for fiscal year 2026 for the administrative costs incurred by the community developmental disabilities organizations: *Provided however*, That such administrative costs shall not exceed 2.4% of the total amount of moneys expended during fiscal year 2026 on any new intellectual or developmental disability (I/DD) waiver slots added during fiscal year 2026.

(w) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026 as authorized by this or other appropriation act of the 2025 regular session of the legisla-

ture, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026 for the secretary of the above agency, subject to any federal reporting requirements restricting such action, to share eligibility information with the department of health and environment and the Kansas department for children and families concerning program participants, including, but not limited to, any changes in SNAP or Medicaid eligibility requirements, in order for such agencies to accurately allow program eligibility for benefits: *Provided*, That such agencies shall take immediate action on any fraudulent payments concerning such program participants identified by the inspector general.

(x) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 the above agency for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to decrease the waiting list for eligible individuals to receive home and community-based services pursuant to the physical disability (PD) waiver to not more than 1,800 eligible individuals: *Provided*, That expenditures shall be made by the above agency from such moneys to provide an estimate of the amount of additional moneys needed by the above agency to provide home and community-based services pursuant to the PD waiver to eligible individuals and maintain the waiting list to not more than 1,800 eligible individuals for fiscal years 2026 and 2027: *Provided further*, That such estimate shall be submitted to the senate committees on ways and means, public health and welfare and appropriate subcommittee of the committee on ways and means and the house of representatives committees on appropriations, health and human services and social services budget on or before January 12, 2026.

(y) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 the above agency for fiscal year 2026 as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to decrease the waiting list for eligible individuals to receive home and community-based services pursuant to the intellectual or developmental disability (I/DD) waiver to not more than 4,000 eligible individuals: *Provided*, That expenditures shall be made by the above agency from such moneys to provide an estimate of the amount of additional moneys needed by the above agency to provide home and community-based services pursuant to the I/DD waiver to eligible in-

dividuals and maintain the waiting list to not more than 4,000 eligible individuals for fiscal years 2026 and 2027: *Provided further*, That such estimate shall be submitted to the senate committees on ways and means, public health and welfare and appropriate subcommittee of the committee on ways and means and the house of representatives committees on appropriations, health and human services and social services budget on or before January 12, 2026.

(z) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any statute, in addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys to rebase the nursing rates for any person in Kansas receiving services from a program of all-inclusive care for the elderly administered by the above agency to an amount of 90% of the amount that otherwise would have been paid based on KanCare long-term care rates for fiscal year 2026.

(aa) On July 1, 2025, the \$4,000,000 appropriated for the above agency for the fiscal year ending June 30, 2026, by section 84(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the certified community behavioral health clinic planning grants account is hereby lapsed.

[†]

Sec. 91.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) On the effective date of this act, of the \$145,578,546 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 86(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the state operations (including official hospitality) account (629-00-1000-0013), the sum of \$19,316,777 is hereby lapsed.

(b) On the effective date of this act, of the \$14,794,407 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 86(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the cash assistance account (629-00-1000-2010), the sum of \$207,780 is hereby lapsed.

(c) On the effective date of this act, of the \$7,818,235 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 86(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the vocational rehabilitation aid and assistance account (629-00-1000-5010), the sum of \$185,953 is hereby lapsed.

- (d) On the effective date of this act, of the \$256,483,476 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 86(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the youth services aid and assistance account (629-00-1000-7020), the sum of \$7,116,849 is hereby lapsed.
- (e) On June 30, 2025, the secretary for children and families is hereby authorized to certify to the director of accounts and reports the amount of all remaining and unencumbered moneys for the purpose of the summer ebt program appropriated for the above agency for the fiscal year ending June 30, 2025, by section 86(a) of chapter 88 of the 2024 Session Laws of Kansas in the state operations (including official hospitality) account (629-00-1000-0013), and the sum of such remaining and unencumbered moneys is hereby lapsed.

Sec. 92.

KANSAS DEPARTMENT FOR
CHILDREN AND FAMILIES

- (a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

State operations (including	
official hospitality) (629-00-1000-0013)	\$157,323,948
<i>Provided</i> , That any unencumbered balance in the state operations (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided further</i> , That expenditures in an amount of not less than \$375,000 shall be made by the above agency from such account during fiscal year 2026 to provide for additional deaf and hard of hearing services.	
Hope ranch program for women (629-00-1000-0600)	\$300,000
<i>Provided</i> , That on or before January 12, 2026, the hope ranch program for women shall report to the Kansas legislature on performance measures evaluating the program's effectiveness for fiscal year 2026.	
WeKanDrive (629-00-1000-0700)	\$1,056,982
<i>Provided</i> , That expenditures shall be made from the WeKanDrive account to expand the WeKanDrive program statewide to support older youth in foster care and young adults in obtaining their driver's license in Kansas.	
Cash assistance (629-00-1000-2010).....	\$14,699,895
<i>Provided</i> , That any unencumbered balance in the cash assistance account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Vocational rehabilitation aid	
and assistance (629-00-1000-5010)	\$8,604,960

Provided, That any unencumbered balance in the vocational rehabilitation aid and assistance account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from this account for the acquisition of durable medical equipment and assistive technology devices: *And provided further*, That expenditures may be made from this account by the secretary for children and families for the purchase of workers compensation insurance for consumers of vocational rehabilitation services and assessments at work sites and job tryout sites throughout the state: *And provided further*, That expenditures in an amount of not less than \$600,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to an organization for such organization to provide home-based services to individuals of all ages who are blind or have low vision: *And provided further*, That expenditures in an amount of not less than \$215,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to an organization for such organization to implement a pilot project to assist young adults with disabilities in developing life skills. Youth services aid and assistance (629-00-1000-7020)\$282,237,538

Provided, That any unencumbered balance in the youth services aid and assistance account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Social welfare fund (629-00-2195-0110)	No limit
Project maintenance	
reserve fund (629-00-2214-0150).....	No limit
Other state fees fund (629-00-2220)	No limit
Disaster relief – federal fund (629-00-3005-7344)	No limit
Child care discretionary –	
federal fund (629-00-3028-0522)	No limit
Title IV-B promoting safe/stable families –	
federal fund (629-00-3302)	No limit
CSFP ccc – federal fund (629-00-3730).....	No limit
Low-income home energy assistance –	
federal fund (629-00-3305-0350)	No limit
Child welfare services state grants –	
federal fund (629-00-3306-0341)	No limit
Social services block grant –	
federal fund (629-00-3307-0370)	No limit
Commodity supp food program –	
federal fund (629-00-3308-3215)	No limit

Social security – disability insurance – federal fund (629-00-3309-0390)	No limit
Supplemental nutrition assistance program – federal fund (629-00-3311)	No limit
Emergency food assistance program – federal fund (629-00-3313-2310)	No limit
Rehabilitation services – vocational rehabilitation – federal fund (629-00-3315)	No limit
Child support enforcement – federal fund (629-00-3316)	No limit
Child care and development mandatory and matching – federal fund (629-00-3318-0523)	No limit
Temporary assistance to needy families – federal fund (629-00-3323-0530)	No limit
<i>Provided, That expenditures in an amount of not less than \$300,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to an organization for such organization to provide out-of-school time support and community-based and school-based one-to-one mentoring for youth ages six to 25.</i>	
SNAP technology project for success – federal fund (629-00-3327-3327)	No limit
Title IV-E foster care – federal fund (629-00-3337-0419)	No limit
Chafee education and training vouchers program – federal fund (629-00-3338-0425)	No limit
Adoption incentive payments – federal fund (629-00-3343-0426)	No limit
Adoption assistance – federal fund (629-00-3357-0418)	No limit
Chafee foster care independence program – federal fund (629-00-3365-0417)	No limit
Headstart – federal fund (629-00-3379-6323)	No limit
Developmental disabilities basic support – federal fund (629-00-3380-4360)	No limit
Children’s justice grants to states – federal fund (629-00-3381-7320)	No limit
Child abuse and neglect state grants – federal fund (629-00-3382-7210)	No limit
Independent living state grants – federal fund (629-00-3387)	No limit
Independent living services for older blind – federal fund (629-00-3388-5313)	No limit

Supported employment for individuals with severe disabilities – federal fund (629-00-3389)	No limit
Medical assistance program – federal fund (629-00-3414)	No limit
Children’s health insurance program – federal fund (629-00-3424-0541)	No limit
SNAP employment and training exchange – federal fund (629-00-3452-3452)	No limit
Child-care disaster – federal fund (629-00-3597-3597)	No limit
Randolph sheppard FRRP – federal fund (629-00-3647-3647)	No limit
Low income water assistance – federal fund (629-00-3653-3653)	No limit
Adult prtctve srvc eia – federal fund (629-00-3658-3658)	No limit
SNAP pandemic ebt admin-21 – federal fund (629-00-3661-0431)	No limit
SNAP summer ebt admin – federal fund (629-00-3664-3664)	No limit
SNAP data grant – federal fund (629-00-3674-3674)	No limit
Adult protective services crrsa21 – federal fund (629-00-3680-3680)	No limit
American rescue plan state relief fund (629-00-3756)	No limit
<i>Provided, That expenditures in an amount of not less than \$380,748 shall be made by the above agency from such fund during fiscal year 2026 to purchase 800 licenses for client management software.</i>	
Title IV-E kinship navigator – federal fund (629-00-3712-0429)	No limit
Coronavirus relief fund (629-00-3753)	No limit
Prevention services grant fund (629-00-3813-0428)	No limit
SRS enterprise fund (629-00-5105)	No limit
Receipt suspense clearing fund (629-00-9212-0910)	No limit
Client assistance payment clearing fund (629-00-9214-0930)	No limit
Child support collections clearing fund (629-00-9218-0970)	No limit
EBT settlement fund (629-00-9219-0980)	No limit
CAP settlement fund (629-00-9219-0990)	No limit
Credit card clearing fund (629-00-9405-9400)	No limit
SparkWheel program fund	No limit

(c) During the fiscal year ending June 30, 2026, the secretary for children and families, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the Kansas department for children and families to another item of appropriation for fiscal year 2026 from the state general fund for the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) During the fiscal year ending June 30, 2026, the secretary for children and families, with the approval of the director of the budget and subject to the provisions of federal grant agreements, may transfer moneys received under a federal grant that are credited to a federal fund of the Kansas department for children and families to another federal fund of the Kansas department for children and families. The secretary for children and families shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On June 30, 2026, the secretary for children and families is hereby authorized to certify to the director of accounts and reports the amount of all remaining and unencumbered moneys for the purpose of the summer ebt program appropriated for the above agency for the fiscal year ending June 30, 2026, by an appropriation act of the 2025 regular session of the legislature in the state operations (including official hospitality) account (629-00-1000-0013), and the sum of such remaining and unencumbered moneys is hereby lapsed.

(f) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026 as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026 for the secretary of the above agency, subject to any federal reporting requirements restricting such action, to share eligibility information with the department of health and environment and the Kansas department for aging and disability services concerning program participants, including, but not limited to, any changes in SNAP or Medicaid eligibility requirements, in order for such agencies to accurately allow program eligibility for benefits: *Provided*, That such agencies shall take immediate action on any fraudulent payments concerning such program participants identified by the inspector general.

(g) On July 1, 2025, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-1,148 or 38-1808, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund (652-00-7375-7900) of the department of education to the SparkWheel program fund of the Kansas department for children and families.

(h) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$380,748 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor’s department to the American rescue plan state relief fund (629-00-3756) of the department for children and families.

Sec. 93.

CHILDREN’S INITIATIVES FUND

(a) There is appropriated for the Kansas department for children and families from the children’s initiatives fund for the fiscal year ending June 30, 2026, the following:

Child care (629-00-2000-2406).....\$5,033,679

Provided, That any unencumbered balance in the child care account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the department of health and environment – division of public health from the children’s initiatives fund for the fiscal year ending June 30, 2026, the following:

Healthy start (264-00-2000-2105)\$1,660,924

Provided, That any unencumbered balance in the healthy start account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Infants and toddlers program (264-00-2000-2107).....\$5,800,000

Provided, That any unencumbered balance in the infants and toddlers program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Smoking prevention (264-00-2000-2109).....\$1,001,960

Provided, That any unencumbered balance in the smoking prevention account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

SIDS network grant (264-00-2000-2115).....\$122,106

Provided, That any unencumbered balance in the SIDS network grant account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(c) There is appropriated for the department of education from the children’s initiatives fund for the fiscal year ending June 30, 2026, the following:

Children’s cabinet accountability fund (652-00-2000-2402)\$375,000

Provided, That any unencumbered balance in the children’s cabinet accountability fund account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

CIF grants (652-00-2000-2408).....\$23,720,493

Provided, That any unencumbered balance in the CIF grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Parent education program (652-00-2000-2510).....\$9,437,635

Provided, That any unencumbered balance in the parent education program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from the parent education program account for each such grant shall be matched by the school district in an amount that is equal to not less than 50% of the grant.

Pre-K pilot (652-00-2000-2535)\$4,200,000

Provided, That any unencumbered balance in the pre-K pilot account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Early childhood infrastructure (652-00-2000-2555).....\$1,419,196

Provided, That any unencumbered balance in the early childhood infrastructure account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Imagination library (652-00-2000-2560)\$1,500,000

Provided, That any unencumbered balance in the imagination library account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Childcare accelerator grants\$250,000

Provided, That expenditures in an amount of not less than \$250,000 shall be made by the above agency from such account during fiscal year 2026 for a public-private partnership for childcare facility operations in south-western Kansas facilitated by the children’s cabinet.

Sec. 94.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Kansas guardianship

program (261-00-1000-0300)\$1,437,932

Provided, That any unencumbered balance in the Kansas guardianship program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Sec. 95.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

KPERS – school employer

contributions – non-USDs (652-00-1000-0100).....\$1,379,498

KPERS – school employer

contributions – USDs (652-00-1000-0110)\$10,325,891

(b) On the effective date of this act, of the \$5,060,528 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 2(a) of chapter 111 of the 2024 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290), the sum of \$2,078,502 is hereby lapsed.

(c) On the effective date of this act, of the \$2,825,725,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 3(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$130,628,717 is hereby lapsed.

(d) On the effective date of this act, of the \$590,000,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 3(a) of chapter 98 of the 2023 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of \$12,706,178 is hereby lapsed.

(e) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$328 from the department of education school district capital improvement fund to the state general fund.

(f) On the effective date of this act, the appropriation of all moneys credited to and available in the SparkWheel program fund (652-00-2221) of the department of education for the fiscal year ending June 30, 2025, by section 2(b) of chapter 111 of the 2024 Session Laws of Kansas is hereby lapsed.

Sec. 96.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including official hospitality) (652-00-1000-0053)	\$16,047,297
<i>Provided</i> , That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Center for READIng (652-00-1000-0080)	\$80,000
<i>Provided</i> , That the above agency shall expend moneys in such account to provide a project manager grant to the center for reading at Pittsburg state university to: (1) Assist in the development and support of a science of reading curricula for the state educational institutions and colleges based on the knowledge and practice standards that have been adopted by the state department of education; (2) develop and support a recom- mended dyslexia textbook list for in-class learning for school districts to use; (3) develop and support a recommended dyslexia resources list for in-class learning for school districts to use; (4) provide knowledge and support for a train the trainer program and professional development cur- riculum for school districts to use; and (5) provide knowledge and support for developing a list of qualified trainers for school districts to hire.	
KPERS – school employer contributions – non-USDs (652-00-1000-0100)	\$33,881,520
<i>Provided</i> , That any unencumbered balance in the KPERS – school em- ployer contributions – non-USDs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
KPERS – school employer contributions – USDs (652-00-1000-0110)	\$527,622,580
<i>Provided</i> , That any unencumbered balance in the KPERS – school em- ployer contributions – USDs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
ACT and workkeys assessments program (652-00-1000-0140)	\$2,800,000
Career and technical education transportation state aid (652-00-1000-0190)	\$1,482,338
Education commission of the states (652-00-1000-0220)	\$67,700
School district juvenile detention facilities and Flint Hills job corps center grants (652-00-1000-0290)	\$5,060,528
<i>Provided</i> , That any unencumbered balance in the school district juve- nile detention facilities and Flint Hills job corps center grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided further</i> , 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. 72-1173, and amendments thereto.

School food assistance (652-00-1000-0320)\$2,510,486

Virtual math education

program (652-00-1000-0330)\$2,000,000

Provided, That expenditures from the virtual math education program account shall be used by the above agency for the purpose of implementing a virtual math program to be used by school districts: *Provided further*, That the above agency is hereby authorized to select and implement a virtual math program that shall be customized to Kansas curriculum standards, be evidence-based, not impose any fee or cost upon students, provide tutoring in multiple languages, provide professional development for the implementation of the program and have been implemented in other states during the preceding eight fiscal years: *And provided further*, That any school district shall be authorized to use such program: *And provided further*, That the above agency shall recommend that all school districts use such program: *And provided further*, That all school districts shall track and report to the above agency twice during school year 2025-2026, as determined by the above agency, on the number of attendance centers and students who are and are not using such program or other virtual math program, the number of teachers participating in the professional development provided by such program or other virtual math program and the effect of any such virtual math program on student academic proficiency: *And provided further*, That the above agency shall compile such reports and submit a summary report to the house of representatives standing committee on K-12 education budget and the senate standing committee on education during the 2026 regular session of the legislature: *And provided further*, That such report shall include all available information reported to the above agency for school year 2025-2026.

Special education services aid (652-00-1000-0700)\$10,000,000

Provided, That, when reporting and publishing the district-level excess costs pursuant to K.S.A. 72-3422a(c), and amendments thereto, the above agency shall ensure that each such report and publication includes each individual school district's excess costs percentage and specific dollar amount.

Educable deaf-blind and severely handicapped

children's programs aid (652-00-1000-0630)\$110,000

Childcare accelerator grants\$1,000,000

Provided, That expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such account during fiscal year

2026 for a public-private partnership for childcare facility operations in southwestern Kansas facilitated by the children’s cabinet.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

School district capital improvement fund	No limit
School district capital outlay state aid fund.....	No limit
Educational technology coordinator fund (652-00-2157).....	No limit

Provided, That expenditures shall be made by the above agency for the fiscal year ending June 30, 2026, from the educational technology coordinator fund of the department of education to provide data on the number of school districts served and cost savings for those districts in fiscal year 2026 in order to assess the cost effectiveness of the position of the educational technology coordinator.

Inservice education workshop fee fund (652-00-2230).....	No limit
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Provided, That expenditures may be made from the inservice education workshop fee fund for operating expenditures, including official hospital-ity, incurred for inservice workshops and conferences: *Provided further*, That the state board of education is hereby authorized to fix, charge and collect fees for inservice workshops and conferences: *And provided further*, That such fees shall be fixed in order to recover all or part of such oper-ating expenditures incurred for inservice workshops and conferences: *And provided further*, That all fees received for inservice workshops and conferences shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the inservice education workshop fee fund.

Federal indirect cost reimbursement fund (652-00-2312)	No limit
Conversion of materials and equipment fund (652-00-2420).....	No limit
School bus safety fund (652-00-2532)	No limit
State safety fund (652-00-2538).....	No limit

Provided, That notwithstanding the provisions of K.S.A. 8-272, and amendments thereto, or any other statute, funds shall be distributed during fiscal year 2026 as soon as moneys are available.

Motorcycle safety fund (652-00-2633)	No limit
Teacher and administrator fee fund (652-00-2723).....	No limit

Service clearing fund (652-00-2869)	No limit
NAEP fee fund (652-00-2888).....	No limit
ARPA supplemental (652-00-3028).....	No limit
Reimbursement for	
services fund (652-00-3056)	No limit
ESSA – student support academic enrichment –	
federal fund (652-00-3113)	No limit
Educationally deprived	
children – state operations –	
federal fund (652-00-3131)	No limit
Food assistance –	
federal fund (652-00-3230)	No limit
Elementary and secondary school aid –	
federal fund (652-00-3233)	No limit
Education of handicapped children	
fund – federal (652-00-3234)	No limit
Community-based	
child abuse prevention –	
federal fund (652-00-3319)	No limit
TANF children’s programs –	
federal fund (652-00-3323)	No limit
21 st century community learning centers –	
federal fund (652-00-3519)	No limit
State assessments –	
federal fund (652-00-3520)	No limit
Rural and low-income schools program –	
federal fund (652-00-3521)	No limit
Language assistance state grants –	
federal fund (652-00-3522)	No limit
State grants for improving teacher quality –	
federal fund (652-00-3526)	No limit
State grants for improving	
teacher quality – federal fund –	
state operations (652-00-3527).....	No limit
Food assistance – school	
breakfast program –	
federal fund (652-00-3529)	No limit
Food assistance – national	
school lunch program –	
federal fund (652-00-3530)	No limit
Food assistance – child	
and adult care food program –	
federal fund (652-00-3531)	No limit

Elementary and secondary school aid – federal fund – local education agency fund (652-00-3532).....	No limit
Education of handicapped children fund – state operations – federal fund (652-00-3534)	No limit
Education of handicapped children fund – preschool – federal fund (652-00-3535)	No limit
Education of handicapped children fund – preschool state operations – federal (652-00-3536)	No limit
Elementary and secondary school aid – federal fund – migrant education fund (652-00-3537).....	No limit
Elementary and secondary school aid – federal fund – migrant education – state operations (652-00-3538).....	No limit
Vocational education title II – federal fund (652-00-3539)	No limit
Vocational education title II – federal fund – state operations (652-00-3540).....	No limit
Educational research grants and projects fund (652-00-3592).....	No limit
ARPA agency state fiscal recovery fund (652-00-3756).....	No limit
ARPA capital projects fund (652-00-3761).....	No limit
Local school district contribution program checkoff fund (652-00-7005)	No limit

Provided, That notwithstanding the provisions of K.S.A. 79-3221n, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, any moneys in such fund where a taxpayer fails to designate a unified school district on such taxpayer’s individual income tax return may be expended by the above agency to distribute to unified school districts.

Governor’s teaching excellence scholarships program repayment fund (652-00-7221)	No limit
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Provided, That all expenditures from the governor’s teaching excellence scholarships program repayment fund shall be made in accordance with K.S.A. 72-2166, and amendments thereto: *Provided further*, That each such grant shall be required to be matched on a \$1-for-\$1 basis from nonstate sources: *And provided further*, That award of each such grant shall be conditioned upon the recipient entering into an agreement re-

quiring the grant to be repaid if the recipient fails to complete the course of training under the national board for professional teaching standards certification program: *And provided further*, That all moneys received by the department of education for repayment of grants made under the governor’s teaching excellence scholarships program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the governor’s teaching excellence scholarships program repayment fund.

Private donations, gifts, grants and

bequests fund (652-00-7307) No limit
Family and children

investment fund (652-00-7375)..... No limit

(c) On March 30, 2026, and June 30, 2026, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$550,000 from the state safety fund (652-00-2538-2030) to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety 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 that are performed on behalf of the department of education by other state agencies that receive appropriations from the state general fund to provide such services.

(d) On July 1, 2025, and quarterly thereafter, the director of accounts and reports shall transfer \$93,750 from the state highway fund (276-00-4100-4100) of the department of transportation to the school bus safety fund (652-00-2532-2300) of the department of education.

(e) On July 1, 2025, the director of accounts and reports shall transfer an amount certified by the commissioner of education from the motorcycle safety fund (652-00-2633-2050) of the department of education to the motorcycle safety fund (561-00-2366-2360) of the state board of regents: *Provided*, That the amount to be transferred shall be determined by the commissioner of education based on the amounts required to be paid pursuant to K.S.A. 8-272(b)(2), and amendments thereto.

(f) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$70,000 from the USAC E-rate program federal fund (561-00-3920-3920) of the state board of regents to the education technology coordinator fund (652-00-2157-2157) of the department of education.

(g) During the fiscal year ending June 30, 2026, the commissioner of education, with the approval of the director of the budget, may transfer

any part of any item of appropriation for fiscal year 2026 from the state general fund for the department of education to another item of appropriation for fiscal year 2026 from the state general fund for the department of education. The commissioner of education shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(h) There is appropriated for the above agency from the expanded lottery act revenues fund for the fiscal year ending June 30, 2026, the following:

KPERS – school employer
contribution (652-00-1700-1700).....\$41,427,779

Provided, That during the fiscal year ending June 30, 2026, the amount appropriated from the expanded lottery act revenues fund in the KPERS – school employer contribution account (652-00-1700-1700) for the department of education shall be for the purpose of reducing the unfunded actuarial liability of the Kansas public employees retirement system attributable to the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto, in accordance with K.S.A. 74-8768, and amendments thereto.

(i) On July 1, 2025, of the \$3,027,848,697 appropriated for the above agency for the fiscal year ending June 30, 2026, by section 3(a) of chapter 111 of the 2024 Session Laws of Kansas from the state general fund in the state foundation aid account (652-00-1000-0820), the sum of \$156,085,651 is hereby lapsed.

(j) On July 1, 2025, of the \$601,800,000 appropriated for the above agency for the fiscal year ending June 30, 2026, by section 3(a) of chapter 111 of the 2024 Session Laws of Kansas from the state general fund in the supplemental state aid account (652-00-1000-0840), the sum of \$4,000,000 is hereby lapsed.

(k) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2026, the following:

Children’s cabinet administration (652-00-7000-7001)\$285,059

Provided, That any unencumbered balance in the children’s cabinet administration account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(l) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 as authorized by chapters 110 and 111 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be

made by the above agency from such moneys for fiscal year 2026 for the above agency to expand current contracted efforts to train elementary school teachers, including middle school teachers, in order to assist students who have not reached grade-level literacy competency: *Provided*, That the legislature encourages the above agency to make such expenditures for fiscal year 2026.

(m) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 as authorized by chapters 110 and 111 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures in an amount of not less than \$500,000 shall be made by the above agency from such moneys for fiscal year 2026 to provide the state match for the e-rate program.

[†]

(o) During the fiscal year ending June 30, 2026, in addition to the other purposes for which 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 2026 as authorized by chapters 110 and 111 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures in an amount of not less than \$320,000 shall be made by the above agency from such moneys during fiscal year 2026 to provide for the development and implementation of a pilot program that uses virtual reality technology to introduce youth in grades 6 through 8 to career opportunities and assists them with career planning, including support for developing individual plans of study that guide their high school curriculum: *Provided*, That the pilot program shall be administered through the department of education and implemented by the Kansas youth career discovery partners: *Provided further*, That expenditures from such moneys for the pilot program shall require a match of nonstate or private moneys on the basis of \$1 of nonstate or private moneys to \$2 of state moneys.

[†]

(q) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys during fiscal year 2026, for a payment in the amount of \$354,500 to central plains uni-

fied school district no. 112 for 500 compliant adult virtual school credits that were submitted for funding in the 2021-2022 school year.

(r) During the fiscal year ending June 30, 2026, notwithstanding the provisions of K.S.A. 72-3123, and amendments thereto, or any other statute, in addition to the other purposes for which 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 2026 as authorized by chapters 110 and 111 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2026 for a foreign exchange student who resides with a host family in a school district to be permitted to enroll in and attend such school district as if the student is a resident of the school district: *Provided*, That any such foreign exchange student shall not be excluded from enrolling in and attending school in such school district and subject to the open-seat lottery.

[†]

Sec. 97.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2027, the following:

State foundation aid (652-00-1000-0820).....\$2,921,724,116

Provided, That any unencumbered balance in the state foundation aid account in excess of \$100 as of June 30, 2026, is hereby reappropriated for fiscal year 2027.

Supplemental state aid (652-00-1000-0840)\$637,000,000

Provided, That any unencumbered balance in the supplemental state aid account in excess of \$100 as of June 30, 2026, is hereby reappropriated for fiscal year 2027.

Special education services aid (652-00-1000-0700).....\$611,018,818

Provided, That any unencumbered balance in the special education services aid account in excess of \$100 as of June 30, 2026, is hereby reappropriated for fiscal year 2027: *Provided further*, That expenditures shall not be made from the special education services aid account for the provision of instruction for any homebound or hospitalized child, unless the categorization of such child as exceptional is conjoined with the categorization of the child within one or more of the other categories of exceptionality: *And provided further*, That expenditures shall be made from this account for grants to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3425, and amendments thereto:

And provided further, That expenditures shall be made from the amount remaining in this account, after deduction of the expenditures specified in the foregoing provisos, for payments to school districts in amounts determined pursuant to and in accordance with the provisions of K.S.A. 72-3422, and amendments thereto: *And provided further*, That, when reporting and publishing the district-level excess costs pursuant to K.S.A. 72-3422a(c), and amendments thereto, the above agency shall ensure that each such report and publication includes each individual school district's excess costs percentage and specific dollar amount.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2027, 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 (652-00-7393)	No limit
Mineral production	
education fund (652-00-7669-7669)	No limit

Sec. 98.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (434-00-1000-0300)	\$1,564,477
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$755.

Grants to libraries and library systems – grants	
in aid (434-00-1000-0410)	\$1,321,717

Provided, That any unencumbered balance in the grants to libraries and library systems – grants in aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Grants to libraries and library systems – interlibrary	
loan development (434-00-1000-0420)	\$1,133,729

Provided, That any unencumbered balance in the grants to libraries and library systems – interlibrary loan development account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Grants to libraries and library systems – talking	
book services (434-00-1000-0430)	\$493,438

Provided, That any unencumbered balance in the grants to libraries and library systems – talking book services account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Blind information
access program (434-00-1000-0500)\$95,399

Provided, That any unencumbered balance in the blind information access program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

State library fund (434-00-2076-2500) No limit
Federal library services and technology
act – fund (434-00-3257-3000) No limit
Coronavirus relief fund (434-00-3753) No limit
American rescue plan – state fiscal
relief – federal fund (434-00-3756) No limit
Grants and gifts fund (434-00-7304-7000) No limit

Sec. 99.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Extended school year program (604-00-1000-0400)\$41,738

Sec. 100.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (604-00-1000-0303)\$7,620,575

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Extended school

year program (604-00-1000-0400)\$550,000

Provided, That any unencumbered balance in the extended school year program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Arts for the handicapped (604-00-1000-0502)\$133,847

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Local services

reimbursement fund (604-00-2088) No limit
Provided, That the Kansas state school for the blind is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: *Provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.

General fees fund (604-00-2093)..... No limit
 Student activity

fees fund (604-00-2146) No limit

Chapter I handicapped FDF –

federal fund (604-00-3039) No limit

Special education state grants –

federal fund (604-00-3234) No limit

School breakfast program –

federal fund (604-00-3529) No limit

Federal school lunch –

federal fund (604-00-3530) No limit

Child and adult care food program –

federal fund (604-00-3531) No limit

Safe schools – federal fund (604-00-3569)..... No limit

Deaf-blind project –

federal fund (604-00-3583) No limit

Summer food service program –

federal fund (604-00-3591) No limit

ESSER II federal fund (604-00-3638) No limit

American rescue plan – state relief –

federal fund (604-00-3756) No limit

Education improvement –

federal fund (604-00-3898) No limit

Gift fund (604-00-7329-5100)..... No limit

Special bequest fund (604-00-7333)..... No limit

Sec. 101.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (610-00-1000-0303)\$156,164

(b) On the effective date of this act, of the \$387,565 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 94(a)

of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the language assessment program account (367-00-1000-0220), the sum of \$156,164 is hereby lapsed.

Sec. 102.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (610-00-1000-0303)	\$11,951,017
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided, however</i> , That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000: <i>Provided further</i> , That expenditures in an amount of not less than \$300,000 shall be made by the above agency from such account for fiscal year 2026 for classroom resource teachers.	
Language assessment program	\$399,652
<i>Provided</i> , That any unencumbered balance in the language assessment program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Classroom resource teachers	\$300,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Local services	
reimbursement fund (610-00-2091-2200)	No limit
<i>Provided</i> , That the Kansas state school for the deaf is hereby authorized to assess and collect a fee of 20% of the total cost of services provided to local school districts: <i>Provided further</i> , That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local services reimbursement fund.	
General fees fund (610-00-2094)	No limit
Student activity fees fund (610-00-2147)	No limit
Language assessment fee fund (610-00-2891)	No limit
<i>Provided</i> , That expenditures shall be made from the language assessment fee fund for operating expenditures to implement a fee-for-service model to fund the implementation of a language assessment program for children ages three through eight: <i>Provided further</i> , That the above agency	

is hereby authorized to fix, charge and collect fees from unified school districts, special education cooperatives and interlocals to fund the operations of the language assessment program authorized pursuant to K.S.A. 75-5397e, and amendments thereto: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the language assessment fee fund: *And provided further*, That all expenditures from the language assessment fee fund shall be only for the operations of the language assessment program.

Special education state grants –	
federal fund (610-00-3234)	No limit
Universal newborn screening –	
federal fund (610-00-3459)	No limit
School breakfast program –	
federal fund (610-00-3529)	No limit
School lunch program –	
federal fund (610-00-3530)	No limit
Special education preschool grants –	
federal fund (610-00-3535)	No limit
Summer food service program –	
federal fund (610-00-3591)	No limit
Elementary and secondary school emergency	
relief – federal fund (610-00-3638)	No limit
COVID-19 federal relief fund –	
federal fund (610-00-3649)	No limit
American rescue plan – state relief –	
federal fund (604-00-3756)	No limit
Special bequest fund (610-00-7321)	No limit
Gift fund (610-00-7330)	No limit
Special workshop fund (610-00-7504)	No limit

Sec. 103.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Quindaro ruins archaeological park task force\$40,000

Provided, That expenditures shall be made by the above agency from such moneys during fiscal years 2025 and 2026 to establish the Quindaro ruins archaeological park task force: *Provided further*, That the task force shall be appointed as follows: A member of the legislature appointed by the speaker of the house of representatives, a member of the legislature appointed by the president of the senate, a member of the legislature appointed by the minority leader of the house of representatives, a mem-

ber of the legislature appointed by the minority leader of the senate, a member appointed by the executive director of the state historical society, a member appointed by the governor, a member representing the unified government appointed by the unified government of Wyandotte county Kansas city, Kansas, a member appointed by the African methodist episcopal church and a member appointed by the unified government of Wyandotte county Kansas city, Kansas, representing the Young memorial church of God in Christ: *And provided further*, That the speaker of the house of representatives shall appoint the chairperson of the task force: *And provided further*, That the task force shall convene stakeholders involved in the Quindaro ruins archaeological park for the purpose of collaboration and delineation of roles, responsibilities, timelines and goals concerning renovations and developments to the Quindaro ruins archaeological park: *And provided further*, That the task force shall: (1) Clarify the boundaries and property ownership of the Quindaro ruins archaeological park area; (2) recommend and assist in the preparation of any memorandums of understanding for the interested parties concerning the relationship between property owners and development agreements of the area; (3) research and record all state and federal opportunities for the area, including proposals for submission of state and federal historic designations; (4) review and provide an accounting of all private grants, gifts, contributions and bequests and state, federal and local funding; (5) share, review and consolidate any existing plans and reach an agreement by the stakeholders on a plan moving forward: *And provided further*, That the above agency shall provide assistance as may be requested by the task force: *And provided further*, That each member of the task force attending a meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto: *And provided further*, That the task force shall submit such plan and report to the house of representatives committee on appropriations and the senate committee on ways and means on or before January 12, 2026.

Sec. 104.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (288-00-1000-0083)	\$5,027,001
<i>Provided</i> , That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: <i>Provided, however</i> , That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.	
Humanities Kansas (288-00-1000-0600)	\$50,501

Any unencumbered balance in the following accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: Quindaro ruins archaeological park task force.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

General fees fund (288-00-2047-2300) No limit
Records center fee fund (288-00-2132-2100) No limit

Provided, That expenditures may be made from the records center fee fund for operating expenses for state records and for the trusted digital repository for electronic government records.

Museum and historic sites visitor

donation fund (288-00-2142-2250) No limit
Historic properties fund (288-00-2144-2400) No limit
Historic properties fee fund (288-00-2164-2310) No limit
Insurance collection replacement/

reimbursement fund (288-00-2182-2320) No limit
State historical society facilities fund (288-00-2192-2420) No limit
Land survey fee fund (288-00-2234-2330) No limit

Provided, That, notwithstanding the provisions of K.S.A. 58-2011, and amendments thereto, expenditures may be made by the above agency from the land survey fee fund for the fiscal year 2026 for operating expenditures that are not related to administering the land survey program.

Microfilm fees fund (288-00-2246-2370) No limit

Provided, That expenditures may be made from the microfilm fees fund for operating expenses for providing imaging services: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing imaging services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the microfilm fees fund.

Property sale proceeds fund (288-00-2414-2500) No limit

Provided, That proceeds from the sale of property pursuant to K.S.A. 75-2701, and amendments thereto, shall be deposited in the state treasury and credited to the property sale proceeds fund.

Conversion of materials and

equipment fund (288-00-2436-2700) No limit

Archeology fee fund (288-00-2638-2350)No limit
Provided, That expenditures may be made from the archeology fee fund for operating expenses for providing archeological services by contract: *Provided further*, That the state historical society is hereby authorized to fix, charge and collect fees for the sale of such services: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing archeological services by contract: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the archeology fee fund.

Kansas historic site fund (288-00-2872)No limit
Provided, That expenditures shall be made by the above agency from such fund during fiscal year 2026 to distribute to state-owned historic sites in accordance with the selections of taxpayers for the purpose of the operation, maintenance and preservation of such site pursuant to K.S.A. 2024 Supp. 79-3221q, and amendments thereto.

Historic preservation overhead fees fund (288-00-2916-2380)No limit
Provided, That expenditures from the historic preservation overhead fees fund for official hospitality shall not exceed \$1,000.

Archeology federal fund (288-00-3083-3110)No limit

National historic preservation act fund – local (288-00-3089-3000)No limit

Highway planning/ construction fund (288-00-3333-3333)No limit

National trails fund (288-00-3553-3353)No limit

American rescue plan – state fiscal relief – federal fund (288-00-3756)No limit

Native American graves protection and repatriation fund (288-00-3903-3903)No limit

National archives and records fundNo limit

Save America’s treasures fund (288-00-3923-4000)No limit

National endowment for the humanities fund (288-00-3925-3925)No limit

Private gifts, grants and bequests fund (288-00-7302-7000)No limit

Law enforcement memorial fund (288-00-7344-7300)No limit

Heritage trust fund (288-00-7379-7600)No limit
Provided, That expenditures from the heritage trust fund for state operations shall not exceed \$120,354.

(c) Notwithstanding the provisions of K.S.A. 75-2721, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026 to fix admission fees at constitution hall in Lecompton, Kansas, at \$3 per adult single admission, \$1 per student single admission, \$2 per student for guided tours and \$3 per adult for guided tours: *Provided, however,* That such admission fees may be increased by the above agency during fiscal year 2026 if all moneys from such admission fees are invested in constitution hall and the total amount of such admission fees exceeds the amount of the Lecompton historical society's constitution hall promotional expenses as determined by the average of such promotional expenses for the preceding three calendar years: *Provided further,* That the state historical society may request annual financial statements from the Lecompton historical society for the purpose of calculating such three-year average of promotional expenses.

Sec. 105.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including
official hospitality) (246-00-1000-0013)\$41,646,637

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Master's-level
nursing capacity (246-00-1000-0100).....\$147,668

Provided, That any unencumbered balance in the master's-level nursing capacity account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas wetlands education center at
Cheyenne bottoms (246-00-1000-0200)\$275,928

Provided, That any unencumbered balance in the Kansas wetlands education center at Cheyenne bottoms account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas academy of math
and science (246-00-1000-0300)\$785,253

Provided, That any unencumbered balance in the Kansas academy of math and science account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Student aid for financial need (246-00-1000-0350)\$3,537,490

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Regional stabilization (246-00-1000-0400).....\$3,000,000

Provided, That any unencumbered balance in the regional stabilization account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Western Kansas nursing workforce
development instruction (246-00-1000-0700)\$400,000

Provided, That any unencumbered balance in the western Kansas nursing workforce development instruction account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Telehealth certification for mental
health providers (246-00-1000-0600)\$250,000

Provided, That any unencumbered balance in the telehealth certification for mental health providers account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Fort Hays state university professional workforce development (246-00-1000-0340).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (246-00-2035-2000)No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Oil and gas royalties fund (246-00-2036-2010)No limit

Faculty of distinction
matching fund (246-00-2471-2400)No limit
Restricted fees fund (246-00-2510-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Special events; technology equipment; Gross coliseum services; capital improvements; performing arts center services; farm income; choral music clinic; yearbook; off-campus tours; memorial union

activities; student activity (unallocated); tiger media; conferences, clinics and workshops – noncredit; summer laboratory school; little theater; library services; student affairs; speech and debate; student government; counseling center services; interest on local funds; student identification cards; nurse education programs; athletics; placement fees; virtual college classes; speech and hearing; child care services for dependent students; computer services; interactive television contributions; midwestern student exchange; departmental receipts for all sales, refunds and other collections not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further*, That expenditures may be made from the restricted fees fund for official hospitality.

Commencement fees fund (246-00-2511-2050) No limit
 Kansas career work study

 program fund (246-00-2548-2060) No limit

Institutional overhead fund (246-00-2900-2070) No limit

Sponsored research

 overhead fund (246-00-2914-2080) No limit

Economic opportunity act –

 federal fund (246-00-3034-3000) No limit

University federal fund (246-00-3141-3140) No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *Provided further*, That expenditures may be made by the above agency from such fund to procure a policy of accident, personal liability and excess automobile liability insurance insuring volunteers participating in the senior companion program

against loss in accordance with specifications of federal grant guidelines as provided in K.S.A. 75-4101, and amendments thereto.

Education opportunity act –
federal fund (246-00-3394-3500) No limit

Governor’s emergency education
relief fund (246-00-3638) No limit

Coronavirus relief federal fund (246-00-3753) No limit

American rescue plan – state fiscal relief –
federal fund (246-00-3756) No limit

Health fees fund (246-00-5101-5000) No limit

Provided, That expenditures from the health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Student union fees fund (246-00-5102-5010) No limit

Provided, That expenditures may be made from the student union fees fund for official hospitality.

Housing system
revenue fund (246-00-5103-5020) No limit

Provided, That expenditures may be made from the housing system revenue fund for official hospitality.

Parking fees fund (246-00-5185-5050) No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

Housing system
suspense fund (246-00-5707-5090) No limit

Service clearing fund (246-00-6000) No limit

Provided, That the service clearing fund shall be used for the following service activities: Computer services, storeroom for official supplies including office supplies, paper products, janitorial supplies, printing and duplicating, carpool, postage, copy center, and telecommunications and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Kansas distinguished
scholarship fund (246-00-7204-7000) No limit

Federal Perkins student
loan fund (246-00-7501-7050) No limit

Nine month payroll clearing
account fund (246-00-7709-7060) No limit

Temporary deposit fund (246-00-9013-9400) No limit

Federal receipts

suspense fund (246-00-9105-9410)	No limit
Suspense fund (246-00-9134-9420)	No limit
Mandatory retirement annuity	
clearing fund (246-00-9136-9430)	No limit
Voluntary tax shelter annuity	
clearing fund (246-00-9163-9440)	No limit
Agency payroll deduction	
clearing fund (246-00-9197-9450)	No limit
Pre-tax parking	
clearing fund (246-00-9220-9200)	No limit
University payroll fund (246-00-9800)	No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Fort Hays state university of not to exceed \$125,000 from the general fees fund (246-00-2035-2000) to the federal Perkins student loan fund (246-00-7501-7050).

Sec. 106.

KANSAS STATE UNIVERSITY

(a) On the effective date of this act, of the \$2,200,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 100(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the biosecurity research account (367-00-1000-0220), \$3,900 is hereby lapsed.

(b) On the effective date of this act, the amount of the \$3,100,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 100(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the pure imagination facility (Kansas advanced immersive research for emerging systems center) account (367-00-1000-0240) is hereby lapsed.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Crime victim assistance –

federal fund (367-00-3260)	No limit
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Sec. 107.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including

official hospitality) (367-00-1000-0003)	\$117,412,263
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas state university Salina (including
official hospitality) (367-00-1000-0150)\$9,465,238

Provided, That any unencumbered balance in the Kansas state university polytechnic campus (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the Kansas state university Salina (including official hospitality) account for fiscal year 2026.

Midwest institute for comparative stem
cell biology (367-00-1000-0170).....\$127,178

Provided, That any unencumbered balance in the midwest institute for comparative stem cell biology account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Global food systems (367-00-1000-0190).....\$5,144,062

Provided, That any unencumbered balance in the global food systems account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all moneys in the global food systems account expended for fiscal year 2026 shall be matched by Kansas state university on a \$1-for-\$1 basis from other moneys of Kansas state university: *And provided further*, That Kansas state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how the global food systems-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2026.

Biomanufacturing institute (367-00-1000-0200)\$5,011,678

Provided, That any unencumbered balance in the biomanufacturing institute account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all expenditures for the biomanufacturing institute shall require a match of local nonstate or private moneys on a \$1-for-\$1 basis.

Biosecurity research.....\$2,191,600

Water wide institute\$5,000,000

Provided, That any unencumbered balance in the water wide institute account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from such account to submit a plan and report on the goals, accomplishments and return on investment regarding the state’s vital interests in water quality and quantity to the house of representatives committee on appropriations, the senate committee on ways and means and the governor on or before January 12, 2026.

Student aid for financial need (367-00-1000-0350)\$3,949,980

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas state university college of
aviation jet (367-00-1000-0360)\$1,200,000

Provided, That any unencumbered balance in the Kansas state university college of aviation jet account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Central immersive training hub account (367-00-1000-0370): *Provided*, That all expenditures shall be made by the above agency from the central immersive training hub account for the central immersive training hub at the Kansas state university Salina campus.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Animal health research fund (367-00-2053-2053)No limit

National bio agro-defense
facility fund (367-00-2058-2058).....No limit

Provided, That all expenditures from the national bio agro-defense facility fund shall be approved by the president of Kansas state university.

General fees fund (367-00-2062-2000)No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Kan-grow engineering
fund – KSU (367-00-2154-2154).....No limit

Faculty of distinction
matching fund (367-00-2472-2500)No limit

State emergency fund –
building repair (367-00-2451-2451).....No limit

Restricted fees fund (367-00-2520-2080).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Technology equipment; flight services; communications and marketing; computer services; copy centers; standardized test fees; placement center; recreational services; Kansas state university Salina; motor pool; music; professorships; student activities fees; biology sales and services; chemistry; field camps; physics storeroom; sponsored research,

sponsored instruction, sponsored public service, equipment and facility grants; contract-post office; library collections; sponsored construction or improvement projects; attorney, educational and personal development; human capital services; student financial assistance; application for undergraduate programs; speech and hearing; gifts; human development and family research and training; college of education – publications and services; guaranteed student loan application processing; auditorium receipts; catalog sales; interagency consulting; sales and services of educational programs; transcript fees; facility use fees; college of health and human sciences storeroom; college of health and human sciences sales; application for post baccalaureate programs; art exhibit fees; college of education – Kansas careers; foreign student application fee; student union repair and replacement reserve; departmental receipts for all sales, refunds and other collections; institutional support fee; miscellaneous renovations – construction; speech receipts; art museum; exchange program; flight training lab fees; administrative reimbursements; parking fees; printing; short courses and conferences; student government association receipts; late registration fee; engineering equipment fee; architecture equipment fee; biotechnology facility; English language program; international programs; Bramlage coliseum; planning and analysis; telecommunications; comparative medicine; Marlatt memorial park; departmental student organization receipts; other specifically designated receipts not available for general operations of the university: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures from the restricted fees fund may be made for the purchase of insurance for operation and testing of completed project aircraft and for operation of aircraft used in professional pilot training, including coverage for public liability, physical damage, medical payments and voluntary settlement coverages: *And provided further,* That expenditures may be made from this fund for official hospitality.

Kansas career work study
program fund (367-00-2540-2090).....No limit
Interest bearing grants fund (367-00-2630-2630).....No limit
Provided, That, on or before the 10th day of each month commencing during fiscal year 2026, the director of accounts and reports shall transfer

from the state general fund to the interest bearing grants fund interest earnings based on: (1) The average daily balance in the interest bearing grants fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sponsored research

overhead fund (367-00-2901-2160) No limit

Provided, That expenditures may be made from the sponsored research overhead fund for official hospitality.

University federal fund (367-00-3142) No limit

Crime victim assistance –

federal fund (367-00-3260) No limit

Governor's emergency education

relief fund (367-00-3638) No limit

Coronavirus relief federal fund (367-00-3753) No limit

American rescue plan – state fiscal relief –

federal fund (367-00-3756) No limit

Federal award advance payment –

U.S. department of education

awards fund (367-00-3855-3350) No limit

Student health fees fund (367-00-5109-4410) No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Salina student life center

revenue fund (367-00-5111-5120) No limit

Salina – student union fees fund (367-00-5114-4420) No limit

Salina – housing system

revenue fund (367-00-5117-4430) No limit

Child care facility

revenue fund (367-00-5125-5101) No limit

Housing system operations fund (367-00-5163) No limit

Provided, That expenditures may be made from the housing system operations fund for official hospitality.

Parking fees fund (367-00-5181) No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking improvements.

Student union renovation expansion

revenue fund (367-00-5191-4650) No limit

Housing system repair, equipment and

improvement fund (367-00-5641-4740) No limit

Coliseum system repair, equipment and improvement fund (367-00-5642-4750)	No limit
Housing system	
suspense fund (367-00-5708-4830)	No limit
Salina – housing system	
suspense fund (367-00-5724-4890)	No limit
Service clearing fund (367-00-6003-7000)	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Supplies stores; telecommunications services; photographic services; K-State printing services; postage; facilities services; facilities carpool; public safety services; facility planning services; facilities storeroom; computing services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.	
Interest on endowment fund (367-00-7100-7200)	No limit
Scholarship funds fund (367-00-7201-7210)	No limit
Kansas comprehensive	
grant fund (367-00-7223-7300)	No limit
Perkins student loan fund (367-00-7506-7260)	No limit
State agricultural	
university fund (367-00-7400-7250)	No limit
Nine month payroll	
clearing fund (367-00-7710-7270)	No limit
Temporary deposit fund (367-00-9020-9300)	No limit
Temp dep fund	
external source (367-00-9065-9305)	No limit
Business procurement card	
clearing fund (367-00-9102-9400)	No limit
Mandatory retirement annuity	
clearing fund (367-00-9137-9310)	No limit
Suspense fund (367-00-9146-9320)	No limit
Voluntary tax shelter annuity	
clearing fund (367-00-9164-9330)	No limit
Fed ext emp clearing fund –	
employee deduct (367-00-9182-9340)	No limit
Fed ext emp clearing fund –	
employer deduct (367-00-9183-9350)	No limit
Agency payroll deduction	
clearing fund (367-00-9186-9360)	No limit
Pre-tax parking clearing fund (367-00-9221-9200)	No limit
Payroll clearing fund (367-00-9801-9000)	No limit
Engineer graduate incentive fund –	
Kansas state university (367-00)	No limit

Sec. 108.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Cooperative extension service (including
official hospitality) (369-00-1000-1020)\$21,863,222

Provided, That any unencumbered balance in the cooperative extension service (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Agricultural experiment stations (including
official hospitality) (369-00-1000-1030)\$35,013,049

Provided, That any unencumbered balance in the agricultural experiment stations (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Wildfire suppression/state forest service (369-00-1000-1040)\$699,973

Provided, That any unencumbered balance in the wildfire suppression/state forest service account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Restricted fees fund (369-00-2697-1100).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Plant pathology; Kansas artificial breeding service unit; technology equipment; professorships; agricultural experiment station, director's office; agronomy – Ashland farm; KSU agricultural research center – Hays; KSU southeast agricultural research center; KSU southwest research extension center; agronomy – general; agronomy – experimental field crop sales; entomology sales; grain science and industry – Kansas state university; food and nutrition research; extension services and publication; sponsored construction or improvement projects; gifts; comparative medicine; sales and services of educational programs; animal sciences and industry livestock and product sales; horticulture greenhouse and farm products sales; Konza prairie operations; departmental receipts for all sales, refunds and other collections; institutional support fee; KSU northwest research extension center operations; sponsored research, public service, equipment and facility grants; statistical laboratory; equipment/pesticide storage building; miscellaneous renovation – construction; other specifically designated receipts not available

for general operations of the university: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from the Kansas agricultural mediation service account of the restricted fees fund during fiscal year 2026: *And provided further,* That expenditures may be made from this fund for official hospitality.

Fertilizer research fund (369-00-2263-1150).....	No limit
Agricultural land use-value fund (369-00-2364-1180).....	No limit
Faculty of distinction	
matching fund (369-00-2479-1190)	No limit
Sponsored research	
overhead fund (369-00-2921-1200)	No limit
<i>Provided,</i> That expenditures may be made from the sponsored research overhead fund for official hospitality.	
Smith-Lever special program grant –	
federal fund (369-00-3047-1330)	No limit
University federal fund (369-00-3144)	No limit
Coronavirus relief federal fund (369-00-3753)	No limit
American rescue plan – state fiscal relief –	
federal fund (369-00-3756)	No limit
Federal awards – advance	
payment fund (369-00-3872-1360)	No limit

[†]

(d) Notwithstanding any provision of this act or any statute to the contrary, no expenditures or transfers shall be made by the above agency from any state general fund account of the above agency during fiscal year 2026 for the responsibility centered budget model implemented by the main campus of Kansas state university.

Sec. 109.

KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including
official hospitality) (368-00-1000-5003)\$14,114,469

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Veterinary training program for
rural Kansas (368-00-1000-5013)\$650,000

Provided, That any unencumbered balance in the veterinary training program for rural Kansas account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Operating enhancement (368-00-1000-5023)\$5,544,539

Provided, That any unencumbered balance in the operating enhancement account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all expenditures from the operating enhancement account shall be expended in accordance with the plan submitted by the board of regents for improving the rankings of the Kansas state university veterinary medical center and shall be approved by the president of Kansas state university.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (368-00-2129-5500)No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Faculty of distinction matching fund (368-00-2478-5220)No limit

Restricted fees fund (368-00-2590-5530)No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Sponsored research, instruction, public service, equipment and facility grants; sponsored construction or improvement projects; technology equipment; pathology fees; laboratory test fees; miscellaneous renovations or construction; dean of veterinary medicine receipts; gifts; application for postbaccalaureate programs; professorship; embryo transfer unit; swine serology; rapid focal fluorescent inhibition test; comparative medicine; storerooms; departmental receipts for all sales, refunds and other collections; departmental student organization receipts; other specifically designated receipts not available for general operation of the Kansas state university veterinary medical center: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of

legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund for official hospitality.

University federal fund (368-00-3143-5140).....	No limit
Governor’s emergency education relief fund (368-00-3638)	No limit
Coronavirus relief federal fund (368-00-3753)	No limit
American rescue plan – state fiscal relief – federal fund (368-00-3756)	No limit
Vet health center revenue fund (including official hospitality) (368-00-5160-5300)	No limit
Health professions student loan fund (368-00-7521-5710).....	No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an amount specified by the president of Kansas state university of not to exceed a total of \$15,000 from the general fees fund (368-00-2129-5500) to the health professions student loan fund (368-00-7521-5710).

(d) Notwithstanding any provision of this act or any statute to the contrary, no expenditures or transfers shall be made by the above agency from any state general fund account of the above agency during fiscal year 2026 for the responsibility centered budget model implemented by the main campus of Kansas state university.

Sec. 110.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including official hospitality) (379-00-1000-0083)	\$39,121,546
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Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Nat’l board cert/future teacher academy (379-00-1000-0200).....	\$327,844
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Provided, That any unencumbered balance in the nat’l board cert/future teacher academy account in excess of \$100 as of June 30, 2025, is hereby

reappropriated for fiscal year 2026: *Provided further*, That expenditures may be made from the nat'l board cert/future teacher academy account for official hospitality.

Regional stabilization (379-00-1000-0270).....\$3,000,000

Provided, That any unencumbered balance in the regional stabilization account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Student aid for financial need (379-00-1000-0350)\$1,227,910

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

SMaRT Kansas 21 (379-00-1000-0500).....\$513,051

Provided, That any unencumbered balance in the SMaRT Kansas 21 account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Cybersecurity academic programming center

(379-00-1000-0600)\$1,107,612

Provided, That any unencumbered balance in the cybersecurity academic programming center account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Program reduction expenses.....\$2,200,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 only for the purpose of paying legal fees and costs associated with program reductions, including salaries and wages, and associated fringe benefits.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Emporia state model investment.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (379-00-2069-2010)No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Faculty of distinction matching fund (379-00-2473-2400)No limit

Restricted fees fund (379-00-2526-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; student activity; technology equipment;

student union; sponsored research; computer services; extension classes; gifts and grants (for teaching, research and capital improvements); capital improvements; business school contributions; state department of education (vocational); library services; library collections; interest on local funds; receipts from conferences, clinics, and workshops held on campus for which no college credit is given; physical plant reimbursements from auxiliary enterprises; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further,* That all amounts of tuition received from students participating in the midwestern student exchange program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the midwestern student exchange account of the restricted fees fund: *And provided further,* That expenditures may be made from the restricted fees fund for official hospitality.

Commencement fees fund (379-00-2527-2050)	No limit
Kansas career work study	
program fund (379-00-2549-2060)	No limit
Kansas distinguished	
scholarship fund (379-00-2762-2700)	No limit
Research and institutional	
overhead fund (379-00-2902-2070)	No limit
Sponsored research	
overhead fund (385-00-2903-2903)	No limit
Economic opportunity act – work study –	
federal fund (379-00-3128-3000)	No limit
Educational opportunity grants –	
federal fund (379-00-3129-3010)	No limit
Basic opportunity grant program –	
federal fund (379-00-3130-3020)	No limit
University federal fund (379-00-3145)	No limit

Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

Leveraging educational assistance partnership
federal fund (379-00-3224-3200) No limit
Governor's emergency education
relief fund (379-00-3638) No limit
Coronavirus relief federal fund (379-00-3753) No limit
American rescue plan – state fiscal relief –
federal fund (379-00-3756) No limit
Student health fees fund (379-00-5115-5010) No limit

Provided, That expenditures from the student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center.

Bureau of educational
measurements fund (379-00-5118-5020) No limit
Twin towers project
revenue fund (379-00-5120-5030) No limit
Student union refurbishing fund (379-00-5161-5040) No limit
Housing system
operations fund (379-00-5169-5050) No limit
Parking fees fund (379-00-5186) No limit

Provided, That expenditures may be made from the parking fees fund for a capital improvement project for parking lot improvements.

Housing system repairs, equipment and
improvement fund (379-00-5650-5120) No limit
Housing system

suspense fund (379-00-5701-5130) No limit
Service clearing fund (379-00-6004) No limit

Provided, That the service clearing fund shall be used for the following service activities: Telecommunications services; state car operation; ESU press including duplicating and reproducing; postage; physical plant storeroom including motor fuel inventory; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Interest on state normal
school fund (379-00-7101-7000) No limit
Kansas comprehensive
grant fund (379-00-7224-7060) No limit
National direct student loan fund (379-00-7507-7040) No limit

Nine month payroll	
clearing fund (379-00-7712-7050)	No limit
Suspense fund (379-00-9021)	No limit
Temporary deposit fund (379-00-9022-9510)	No limit
Federal receipts	
suspense fund (379-00-9085-9520)	No limit
Mandatory retirement annuity	
clearing fund (379-00-9138-9530)	No limit
Voluntary tax shelter annuity	
clearing fund (379-00-9165-9540)	No limit
Agency payroll deduction	
clearing fund (379-00-9196-9550)	No limit
Pre-tax parking	
clearing fund (379-00-9222-9200)	No limit
University payroll fund (379-00-9802)	No limit

Sec. 111.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including	
official hospitality) (385-00-1000-0063)	\$42,134,641
<i>Provided</i> , That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
School of construction (385-00-1000-0200)	\$802,086
<i>Provided</i> , That any unencumbered balance in the school of construction account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Global center for STEM (385-00-1000-0260)	\$2,001,084
<i>Provided</i> , That any unencumbered balance in the global center for STEM account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Regional stabilization (385-00-1000-0270)	\$3,000,000
<i>Provided</i> , That any unencumbered balance in the regional stabilization account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	
Center for emerging technologies (385-00-1000-0280)	\$2,002,510
<i>Provided</i> , That any unencumbered balance in the center for emerging technologies account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.	

Polymer science program (385-00-1000-0300).....\$1,064,189

Provided, That any unencumbered balance in the polymer science program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Student aid for financial need (385-00-1000-0350)\$1,818,970

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in the following account or accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: NIMA manufacturing prove out facility (385-00-1000-0250); and institute for emerging technologies center for graphene (385-00-1000-0310).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (385-00-2070-2010)No limit

Provided, That all moneys received for tuition received from students participating in the gorilla advantage program or the midwestern student exchange program shall be deposited in the state treasury to the credit of the general fees fund: *Provided further*, That expenditures may be made from the general fees fund to match federal grant moneys: *And provided further*, That expenditures may be made from the general fees fund for official hospitality.

Faculty of distinction

matching fund (385-00-2474-2400)No limit

Restricted fees fund (385-00-2529-2040).....No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Computer services; capital improvements; instructional technology fee; technology equipment; student activity fee accounts; commencement fees; ROTC activities; continuing education receipts; vocational auto parts and service fees; receipts from camps, conferences and meetings held on campus; library service collections and fines; grants from other state agencies; Midwest Quarterly; chamber music series; contract – post office; gifts and grants; intensive English program; business and technology institute; public sector radio station activities; economic opportunity – state match; Kansas career work study; regents supplemental grants; departmental receipts, and other specifically designated receipts not available for general operations of the university: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed

in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That surplus restricted fees moneys generated by the music department may be transferred to the Pittsburg state university foundation, inc., for the express purpose of awarding music scholarships: *And provided further*, That expenditures may be made from this fund for official hospitality.

Kansas career work study

program fund (385-00-2552-2060).....	No limit
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Overman student center

renovation fund (385-00-2820-2820).....	No limit
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Student health center

revenue fund (385-00-2828-2851)	No limit
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Horace Mann building

renovation fund (385-00-2833)	No limit
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University federal fund (385-00-3146).....

	No limit
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Provided, That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.

College work study

federal fund (385-00-3498-3030)	No limit
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Nurse faculty loan program federal fund (385-00-3596-3596)

	No limit
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Governor’s emergency education

relief fund (385-00-3638)	No limit
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Coronavirus relief federal fund (385-00-3753)

	No limit
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American rescue plan – state fiscal relief –

federal fund (385-00-3756)	No limit
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Revenue 2014A fund (385-00-5106-5105).....

	No limit
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Hospital and student health

fees fund (385-00-5126-5010)	No limit
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Provided, That expenditures from the hospital and student health fees fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff, including pharmacists and physical therapists, at the student health center: *Provided further*,

That expenditures may be made from this fund for capital improvement projects for hospital and student health center improvements.

Housing system

operations fund (385-00-5165-5050) No limit
 Parking fees fund (385-00-5187-5060) No limit

Provided, That expenditures may be made from the parking fees fund for capital improvement projects for parking lot improvements.

Housing system repairs, equipment and

improvement fund (385-00-5646-5160) No limit

Housing system

suspense fund (385-00-5703-5170) No limit
 Service clearing fund (385-00-6005) No limit

Provided, That the service clearing fund shall be used for the following service activities: Duplicating and printing services; instructional media division; office stationery and supplies; motor carpool; postage services; photo services; telephone services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Kansas comprehensive

grant fund (385-00-7227-7200) No limit

Nursing student loan fund (385-00-7508-7010) No limit

Perkins student loan fund (385-00-7509-7020) No limit

Nine month payroll

clearing fund (385-00-7713-7030) No limit

Payroll clearing fund (385-00-9023-9500) No limit

Suspense fund (385-00-9024-9510) No limit

Temporary deposit fund (385-00-9025-9520) No limit

Federal receipts

suspense fund (385-00-9104-9530) No limit

BPC clearing fund (385-00-9109-9570) No limit

Mandatory retirement annuity

clearing fund (385-00-9139-9540) No limit

Voluntary tax shelter annuity

clearing fund (385-00-9166-9550) No limit

Agency payroll deduction

clearing fund (385-00-9195-9560) No limit

Pre-tax parking clearing fund (385-00-9223-9200) No limit

University payroll fund (385-00-9803) No limit

Engineer graduate incentive fund –

Pittsburg state university (385-00) No limit

(c) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer amounts specified by the president of

Pittsburg state university of not to exceed a total of \$145,000 for all such amounts, from the general fees fund (385-00-2070-2010) to the following specified funds and accounts of funds: Perkins student loan fund (385-00-7509-7020); nursing student loan fund (385-00-7508-7010); and nurse faculty loan program federal fund (385-00-3596-3596).

Sec. 112.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Engineer graduate incentive fund –	
university of Kansas (682-00)	No limit
Bulletproof vest partnership –	
federal fund (682-00-3216-3216)	No limit
American rescue plan state relief fund (682-00-3756-3536)	No limit

Provided, That expenditures in an amount of not less than \$760,809 shall be made by the above agency from such fund during fiscal year 2025 for airborne electromagnetic surveys at the Kansas geological survey.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$760,809 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor’s department to the American rescue plan state relief fund (682-00-3756-3536) of the university of Kansas.

Sec. 113.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including	
official hospitality) (682-00-1000-0023)	\$162,312,449

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Geological survey (682-00-1000-0170)	\$10,167,566
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Provided, That any unencumbered balance in the geological survey account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That in addition to the other purposes for which expenditures may be made by the above agency from the geological survey account of the state general fund for fiscal year 2026, expenditures shall be made by the above agency from such account for fiscal year 2026 for seismic surveys in an amount of not less than \$100,000.

Student aid for financial need (682-00-1000-0350)\$4,099,160

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Umbilical cord

matrix project (682-00-1000-0370)\$153,734

Provided, That any unencumbered balance in the umbilical cord matrix project account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas law enforcement training center

operating expenditures (682-00-1000-0380)\$12,073,048

Provided, That any unencumbered balance in the Kansas law enforcement training center operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (682-00-2107-2000)No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Fire service training fund (682-00-2123-2170).....No limit

Kan-grow engineering

fund – KU (682-00-2153-2153).....No limit

Child care facility revenue

bond fund (682-00-2372)No limit

Johnson county education research

triangle fund (682-00-2393-2390)No limit

Standard water data

repository fund (682-00-2463-2463)No limit

Faculty of distinction

matching fund (682-00-2475-2500)No limit

Kansas career work study

program fund (682-00-2534-2050).....No limit

Restricted fees fund (682-00-2545)No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Institute for policy and social research; technology equipment; capital improvements; concert course; speech, language and hearing clinic; perceptual motor clinic; application for admission fees; named professorships; summer institutes and workshops; dramatics; economic opportunity act; executive management; continuing education programs;

geology field trips; gifts and grants; extension services; counseling center; investment income from bequests; reimbursable salaries; music and art camp; child development lab preschools; orientation center; educational placement; press publications; Rice estate educational project; sponsored research; student activities; sale of surplus books and art objects; building use charges; Kansas applied remote sensing program; executive master's degree in business administration; applied English center; cartographic services; economic education; study abroad programs; computer services; recreational activities; animal care activities; geological survey; midwestern student exchange; department commercial receipts for all sales, refunds, and all other collections or receipts not specifically enumerated above: *Provided, however,* That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further,* That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further,* That moneys received for student fees in any account of the restricted fees fund may be transferred to one or more other accounts of the restricted fees fund.

- Law enforcement training center
 - fees fund (682-00-2763-2700) No limit

Provided, That all moneys received for tuition from students enrolling in the basic law enforcement training program for undergraduate or graduate credit shall be deposited in the state treasury and credited to the law enforcement training center fees fund.
- Student recreation fitness center
 - KDFA fund (682-00-2864-2860)..... No limit
- University of Kansas and
 - Wichita state university health
 - collaboration fund (682-00-2878-2878) No limit
- Multicultural rescr center
 - construction fund (682-00-2890-2890) No limit
- Bulletproof vest partnership –
 - federal fund (682-00-3216-3216) No limit
- Governor’s emergency education
 - relief fund (682-00-3638) No limit
- Coronavirus relief federal fund (682-00-3753) No limit
- American rescue plan state
 - relief fund (682-00-3756-3536) No limit

University of Kansas ARPA health collaboration fund (682-00-3756)	No limit
Sponsored research	
overhead fund (682-00-2905-2160)	No limit
University federal fund (682-00-3147)	No limit
Educational opportunity act –	
federal fund (682-00-3842-3020)	No limit
Health service fund (682-00-5136-5030)	No limit
Student union fund (682-00-5137-5040)	No limit
Housing system	
operations fund (682-00-5142-5050)	No limit
Student union renovation	
revenue fund (682-00-5171-5060)	No limit
Parking facility KDFA 1993G	
revenue fund (682-00-5175-5070)	No limit
Parking facilities	
revenue fund (682-00-5175-5070)	No limit
<i>Provided</i> , That expenditures may be made from the parking facilities revenue fund for capital improvement projects for parking improvements.	
Housing system repairs, equipment and	
improvement fund (682-00-5621-5110)	No limit
Student health facility	
maintenance, repair and equipment	
fee fund (682-00-5640-5120)	No limit
Housing system	
suspense fund (682-00-5704-5150)	No limit
Service clearing fund (682-00-6006)	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Residence hall food stores; university motor pool; military uniforms; telecommunications service; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.	
Interest fund (682-00-7103-7000)	No limit
Kansas comprehensive	
grant fund (682-00-7226-7110)	No limit
Loans for disadvantaged	
students fund (682-00-7510-7100)	No limit
Federal Perkins loan fund (682-00-7512-7040)	No limit
Health professions student	
loan fund (682-00-7513-7050)	No limit
Prepaid tuition fees	
clearing fund (682-00-7765)	No limit

Suspense fund (682-00-9060-9010).....	No limit
Temporary deposit fund (682-00-9061-9020)	No limit
GTAs/GRA emp health insurance	
clearing fund (682-00-9063-9070)	No limit
BPC clearing fund (682-00-9119-9050)	No limit
Mandatory retirement annuity	
clearing fund (682-00-9142-9030)	No limit
Voluntary tax shelter annuity	
clearing fund (682-00-9167-9040)	No limit
Agency payroll deduction	
clearing fund (682-00-9193-9060)	No limit
Pre-tax parking clearing fund (682-00-9224-9200)	No limit
University payroll fund (682-00-9806)	No limit
Engineer graduate incentive fund –	
university of Kansas (682-00)	No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$325,000 for all such amounts, from the general fees fund (682-00-2107-2000) to the following specified funds and accounts of funds: Federal Perkins loan fund (682-00-7512-7040); educational opportunity act – federal fund (682-00-3842-3020); university federal fund (682-00-3147-3140); health professions student loan fund (682-00-7513-7050); loans for disadvantaged students fund (682-00-7510-7100).

(d) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2026, for the water plan project or projects specified, the following:

Water quantity/aquifer (682-00-1800-9991)	\$740,000
Water quality (682-00-1800-9993)	\$1,000,000

Any unencumbered balance in excess of \$100 as of June 30, 2025, in the geological survey account (682-00-1800-1810) is hereby reappropriated for fiscal year 2026.

(e) During the fiscal year ending June 30, 2026, the chancellor of the university of Kansas, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the university of Kansas to another item of appropriation for fiscal year 2026 from the state water plan fund for the university of Kansas: *Provided*, That the chancellor of the university of Kansas shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(f) During the fiscal year ending June 30, 2026, the chancellor of the university of Kansas, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the university of Kansas to any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office, Kansas department of agriculture, Kansas department of wildlife and parks or the department of health and environment – division of environment: *Provided*, That the chancellor of the university of Kansas shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*, That when the chancellor of the university of Kansas provides certification to the director of accounts and reports under this section, the chancellor shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

Sec. 114.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including
 official hospitality) (683-00-1000-0503)\$120,300,302

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from this account may be used to reimburse medical residents in residency programs located in Kansas City at the university of Kansas medical center for the purchase of health insurance for residents' dependents: *Provided, however*, That no expenditure shall be made by the above agency from such account for the purchase of or payment for the use of a secure online platform that allows the user access to health information, including, but not limited to, medications, test results, appointments and bills, unless the above agency submits a written report to the state board of regents stating that the above agency is allowing parents and guardians of a minor child access to such online platform concerning the health information of such minor child without prior authorization or consent of such minor child and in accordance with state law: *And provided further*, That a copy of such report shall be transmitted to the chairperson of the house of representatives committee on appropriations and the chairperson of the senate committee on ways and means: *And provided further*, That if the above agency fails to

submit such report, then on June 30, 2026, any moneys used for such platform is hereby lapsed from such account.

Student aid for financial need (683-00-1000-0350)\$1,120,150

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Medical scholarships
and loans (683-00-1000-0600).....\$4,488,171

Provided, That any unencumbered balance in the medical scholarships and loans account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

OBGYN medical residency
bridging loan (683-00-1000-0630)\$30,000

Provided, That any unencumbered balance in the OBGYN medical residency bridge loan account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Midwest stem cell
therapy center (683-00-1000-0800)\$787,830

Provided, That any unencumbered balance in the midwest stem cell therapy center account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Rural health bridging (683-00-1000-1010).....\$140,000

Provided, That any unencumbered balance in the rural health bridging account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Rural health bridging psychiatry (683-00-1000-1015)\$30,000

Provided, That any unencumbered balance in the rural health bridging psychiatry account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Specialty medical student loan program\$1,913,000

Provided, That any unencumbered balance in the medical scholarships and loans psychiatry account and the OBGYN medical student loan account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the specialty medical student loan program account for fiscal year 2026.

Any unencumbered balance in the following account or accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: Health science center KUMed and WSU (683-00-1000-0810); and KUMC Wichita residency program (683-00-1000-0650): *Provided*, That expenditures shall be made by the above agency from the KUMC Wichita residency program account to the department of family and community medicine of the univer-

sity of Kansas school of medicine Wichita for use in the Smoky Hill family medicine residency program, Wesley family medicine residency program and Ascension Via Christi family medicine residency program.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Midwest stem cell therapy

center fund (683-00-2072-2072)	No limit
General fees fund (683-00-2108-2500)	No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys.

Rural health bridging

psychiatry fund (683-00-2218-2218)	No limit
Johnson county education research	
triangle fund (683-00-2394-2390)	No limit
Faculty of distinction	
matching fund (683-00-2476-2400)	No limit
Restricted fees fund (683-00-2551)	No limit

Provided, That restricted fees shall be limited to the following accounts:

Technology equipment; capital improvements; computer services; expenses reimbursed by the Kansas university endowment association; postgraduate fees; pathology fees; student health insurance premiums; gift receipts; designated research collaboration; facilities use; photography; continuing education; student activity fees; student application fees; department duplicating; student health services; student identification badges; student transcript fees; loan administration fees; fitness center fees; occupational health fees; employee health; telekid care fees; area outreach fees; police fees; endowment payroll reimbursement; rental property; e-learning fees; surplus property sales; outreach air travel; student loan legal fees; hospital authority salary reimbursements; graduate medical education contracts; Kansas university physicians inc., salaries reimbursements; housestaff activity fees; anatomy cadavers; biotechnology services; energy center funded depreciation; biostatistics; electron microscope services; Wichita faculty contracts; physical therapy services; legal fee reimbursements; sponsored research; departmental commercial receipts for all sales, refunds and all other collections of receipts not specifically enumerated above; and Kansas department for children and families cost-sharing; *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c),

and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase health insurance coverage for all students enrolled in the school of allied health, school of nursing and school of medicine.

Cancer center research (683-00-2551-2700)	No limit
Medical student loan programs provider assessment fund (683-00-2625-2650)	No limit
Kansas breast cancer research fund (683-00-2671-2660).....	No limit
Sponsored research overhead fund (683-00-2907-2800)	No limit
Services to hospital authority fund (683-00-2915-2900).....	No limit
Direct medical education reimbursement fund (683-00-2918-3000)	No limit
Graduate medical education reimbursement fund (683-00-2918-3050)	No limit
Cancer research and public information trust fund (683-00-2925-2925)	No limit
Scientific research and development – special revenue fund (683-00-2926).....	No limit
Federal scholarship for disadvantaged students fund (683-00-3094-3100).....	No limit
University federal fund (683-00-3148)	No limit
Leveraging educational assistance partnership federal fund (683-00-3223-3200)	No limit
Federal Pell grant fund (683-00-3252-3500)	No limit
Federal student educational opportunity grant fund (683-00-3255-3510)	No limit
Federal college work study fund (683-00-3256-3520).....	No limit
Governor’s emergency education relief fund (683-00-3638)	No limit
Coronavirus relief federal fund (683-00-3753)	No limit
American rescue plan – state fiscal relief – federal fund (683-00-3756)	No limit
Parking facility revenue fund – KC campus (683-00-5176-5550)	No limit

Provided, That expenditures may be made from the parking facility revenue fund – KC campus for capital improvement projects for parking improvements.

Parking fee fund – Wichita campus (683-00-5180-5590) No limit

Provided, That expenditures may be made from the parking fee fund – Wichita campus for capital improvement projects for parking improvements.

Graduate medical education administration

reserve fund (683-00-5652-5640)..... No limit

University of Kansas medical center

private practice foundation

reserve fund (683-00-5659-5660)..... No limit

Service clearing fund (683-00-6007) No limit

Provided, That the service clearing fund shall be used for the following service activities: Printing services; purchasing storeroom; university motor pool; physical plant storeroom; photo services; telecommunications services; facilities operations discretionary repairs; animal care; instructional services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

AMA education and

research grant fund (683-00-7207-7500) No limit

Medical loan repayment fund (683-00-7214-7520) No limit

Provided, That expenditures from the medical loan repayment fund for attorney fees and litigation costs associated with the administration of the medical scholarship and loan program shall be in addition to any expenditure limitation imposed on the operating expenditures account of the medical loan repayment fund.

Psychiatry medical loan

repayment fund (683-00-7233-7233)..... No limit

Educational nurse faculty loan

program fund (683-00-7505-7540)..... No limit

Federal Perkins student

loan fund (683-00-7515-7550)..... No limit

Federal health professions/

primary care student

loan fund (683-00-7516-7560)..... No limit

Federal nursing student

loan fund (683-00-7517-7570)..... No limit

Suspense fund (683-00-9057-9500)..... No limit

Robert Wood Johnson

award fund (683-00-7328-7530)..... No limit

Temporary deposit fund (683-00-9058-9510).....	No limit
Mandatory retirement annuity	
clearing fund (683-00-9143-9520)	No limit
Voluntary tax shelter annuity	
clearing fund (683-00-9168-9530)	No limit
Agency payroll deduction	
clearing fund (683-00-9194-9600)	No limit
Pre-tax parking clearing fund (683-00-9225-9200).....	No limit
University payroll fund (683-00-9807)	No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer amounts specified by the chancellor of the university of Kansas of not to exceed a total of \$125,000 for all such amounts, from the general fees fund (683-00-2108-2500) to the following funds: Federal nursing student loan fund (683-00-7517-7570); federal student education opportunity grant fund (683-00-3255-3510); federal college work study fund (683-00-3256-3520); educational nurse faculty loan program fund (683-00-7505-7540); federal health professions/primary care student loan fund (683-00-7516-7560).

(d) During the fiscal year ending June 30, 2026, and within the limits of appropriations therefor, the university of Kansas medical center may enter into contracts to purchase additional malpractice insurance for medical students enrolled at the university of Kansas medical center while in clinical training at the university of Kansas medical center or at other healthcare institutions.

Sec. 115.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Bulletproof vest partnership –	
federal fund (715-00-3216-3216)	No limit

Sec. 116.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including	
official hospitality) (715-00-1000-0003)	\$79,951,342

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Technology transfer facility (715-00-1000-0005)\$2,000,000

Provided, That any unencumbered balance in the technology transfer account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Aviation infrastructure (715-00-1000-0010).....\$5,200,000

Provided, That any unencumbered balance in the aviation infrastructure account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That during the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the aviation infrastructure account for fiscal year 2026 by Wichita state university, as authorized by this or other appropriation act of the 2025 regular session of the legislature, the moneys appropriated in the aviation infrastructure account for fiscal year 2026 may only be expended for training and equipment expenditures of the national center for aviation training.

Aviation research (715-00-1000-0015)\$15,000,000

Provided, That any unencumbered balance in the aviation research account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all moneys in the aviation research account expended for fiscal year 2026 shall be matched by Wichita state university on a \$1-for-\$1 basis from other moneys of Wichita state university: *And provided further*, That Wichita state university shall submit a plan to the house committee on appropriations, the senate committee on ways and means and the governor as to how aviation research-related activities create additional jobs in the state and other economic value, particularly for and with the private sector, for fiscal year 2026.

Student aid for financial need (715-00-1000-0350)\$4,246,340

Provided, That any unencumbered balance in the student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Business partnership\$5,000,000

Provided, That any unencumbered balance in the business partnership account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

[†]

Any unencumbered balance in the following account or accounts as of June 30, 2025, are hereby reappropriated for fiscal year 2026: Health science center WSU (715-00-1000-0800).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all

moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Aviation research fund (715-00-2052-2052)..... No limit
General fees fund (715-00-2112)..... No limit

Provided, That expenditures may be made from the general fees fund to match federal grant moneys: *Provided further*, That expenditures may be made from the general fees fund for official hospitality.

Kan-grow engineering
fund – WSU (715-00-2155-2155)..... No limit

Faculty of distinction
matching fund (715-00-2477-2400) No limit

Kansas career work study
program fund (715-00-2536-2020)..... No limit

Restricted fees fund (715-00-2558)..... No limit

Provided, That restricted fees shall be limited to receipts for the following accounts: Summer school workshops; technology equipment; concert course; dramatics; continuing education; flight training; gifts and grants (for teaching, research, and capital improvements); capital improvements; testing service; state department of education (vocational); investment income from bequests; sale of surplus books and art objects; public service; veterans counseling and educational benefits; sponsored research; campus privilege fee; student activities; national defense education programs; engineering equipment fee; midwestern student exchange; departmental receipts – for all sales, refunds and other collections or receipts not specifically enumerated above: *Provided, however*, That the state board of regents, with the approval of the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, may amend or change this list of restricted fees: *Provided further*, That all restricted fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the appropriate account of the restricted fees fund and shall be used solely for the specific purpose or purposes for which collected: *And provided further*, That expenditures may be made from this fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance: *And provided further*, That expenditures from this fund may be made for the purchase of medical malpractice liability coverage for individuals employed on the medical staff at the student health center: *And provided further*, That expenditures may be made from this fund for official hospitality.

Center of innovation for biomaterials in orthopaedic research – Wichita state university fund (715-00-2750-2700).....	No limit
Wichita state university and university of Kansas health collaboration fund (715-00-2878-2878)	No limit
Sponsored research overhead fund (715-00-2908-2080)	No limit
University federal fund (715-00-3149-3140).....	No limit
<i>Provided</i> , That expenditures may be made by the above agency from the university federal fund to purchase insurance for equipment purchased through research and training grants only if such grants include money for and authorize the purchase of such insurance.	
Bulletproof vest partnership – federal fund (715-00-3216-3216)	No limit
Economic opportunity act – federal fund (715-00-3265-3100)	No limit
Educational opportunity grant – federal fund (715-00-3266-3110)	No limit
Pell grants federal fund (715-00-3366-3120)	No limit
Governor's emergency education relief fund (715-00-3638)	No limit
Coronavirus relief federal fund (715-00-3753)	No limit
Wichita state university ARPA health collaboration fund (715-00-3756)	No limit
American rescue plan state relief fund (715-00-3756-3536)	No limit
WSU housing systems revenue fund (715-00-5100-5250)	No limit
Parking system project KDFA bond revenue fund (715-00-5148-5000)	No limit
Parking system project maintenance KDFA revenue bond fund (715-00-5159-5040)	No limit
WSU housing system surplus fund (715-00-5620-5270).....	No limit
Housing system suspense fund (715-00-5705-5160).....	No limit
WSU housing system depreciation and replacement fund (715-00-5800-5260)	No limit
Service clearing fund (715-00-6008)	No limit
<i>Provided</i> , That the service clearing fund shall be used for the following service activities: Central service duplicating and reproducing bureau; au-	

tomobiles; furniture stores; postal clearing; telecommunications; computer services; and such other internal service activities as are authorized by the state board of regents under K.S.A. 76-755, and amendments thereto.

Scholarship funds fund (715-00-7211-7000)..... No limit

Nine month payroll clearing
account fund (715-00-7717-7030)..... No limit

National direct student
loan fund (715-00-7519-7010)..... No limit

Temporary deposit fund (715-00-9059-9500) No limit

Suspense fund (715-00-9077) No limit

Mandatory retirement annuity
clearing fund (715-00-9144-9520) No limit

Voluntary tax shelter annuity
clearing fund (715-00-9169-9530) No limit

Agency payroll deduction
clearing fund (715-00-9198-9400) No limit

Pre-tax parking
clearing fund (715-00-9226-9200) No limit

Engineer graduate incentive fund –
Wichita state university (715-00) No limit

Sec. 117.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Tuition for technical education (561-00-1000-0120)\$358,836

Sec. 118.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (including
official hospitality) (561-00-1000-0103)\$5,256,170

Provided, That any unencumbered balance in the operating expenditures (including official hospitality) account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, during fiscal year 2026, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2026 by the state board of regents, as authorized by this or other appropriation act of the 2025 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2026 for attendance at an in-state meeting by members

of the state board of regents for participation in matters of educational interest to the state of Kansas, upon approval of such attendance and participation by the state board of regents: *And provided further*, That each member of the state board of regents attending an in-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature: *And provided further*, That, during fiscal year 2026, notwithstanding the provisions of any other statute and in addition to the other purposes for which expenditures may be made from the operating expenditures (including official hospitality) account for fiscal year 2026 by the state board of regents, as authorized by this or other appropriation act of the 2025 regular session of the legislature, the state board of regents is hereby authorized to make expenditures from the operating expenditures (including official hospitality) account for fiscal year 2026 for attendance at an out-of-state meeting by members of the state board of regents whenever under any provision of law such members of the state board of regents are authorized to attend the out-of-state meeting or whenever the state board of regents authorizes such members to attend the out-of-state meeting for participation in matters of educational interest to the state of Kansas: *And provided further*, That each member of the state board of regents attending an out-of-state meeting so authorized shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3212, and amendments thereto, for members of the legislature.

Tuition for technical education (561-00-1000-0120)\$47,050,000

Provided, That, any unencumbered balance in the tuition for technical education account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, notwithstanding the provisions of any other statute, in addition to the other purposes for which expenditures may be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2026, expenditures shall be made by the above agency from the tuition for technical education account of the state general fund for fiscal year 2026 for the payment of technical education tuition for adult students who are enrolled in technical education classes while obtaining a high school equivalency (HSE) credential using the accelerating opportunity program and for the postsecondary education institution to provide a transcript to each student who completes such technical education course: *And provided further*, That such expenditures shall be in an amount of not less than \$500,000: *And provided further*, That during the fiscal year ending June 30, 2026, not later than 60 days following the class start date, expenditures shall be made by the above agency from such account for tuition reimbursement.

NISS playbook (561-00-1000-0140)\$5,827,300
Technical colleges operating grants (561-00-1000-0150)\$7,000,000

Provided, That any unencumbered balance in the technical colleges operating grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures shall be made by the above agency from such account to divide the moneys equally between the technical colleges.

Osteopathic service scholarship (561-00-1000-0180)\$1,000,000

Provided, That any unencumbered balance in the osteopathic service scholarship account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas education

opportunity scholarships (561-00-1000-0230)\$1,700,000

Provided, That any unencumbered balance in the Kansas education opportunity scholarships account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Midwest higher education

commission (561-00-1000-0250)\$115,000

Provided, That any unencumbered balance in the midwest higher education commission account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Community and technical college

capital outlay aid (561-00-1000-0310)\$12,419,311

Provided, That any unencumbered balance in excess of \$100 as of June 30, 2025, in the career technical capital outlay aid account is hereby reappropriated to the community and technical college capital outlay aid account for fiscal year 2026: *Provided further*, That all expenditures from such account shall require a local match of nonstate moneys or donated equipment on a \$1-for-\$1 basis from either a nonstate or private donation: *And provided further*, That expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$335,649; Barton community college, \$507,299; Butler community college, \$623,047; Cloud county community college, \$369,376; Coffeyville community college, \$360,160; Colby community college, \$390,442; Cowley community college, \$439,114; Dodge City community college, \$392,729; Flint Hills technical college, \$388,072; Fort Scott community college, \$371,216; Garden City community college, \$402,725; Highland community college, \$375,580; Hutchinson community college, \$675,986; Independence community college, \$324,719; Johnson county community college, \$1,226,400; Kansas City Kansas community college, \$596,536; Labette community college, \$366,503;

Manhattan area technical college, \$393,036; Neosho county community college, \$384,949; Fort Hays state university – north central Kansas technical college, \$459,442; Fort Hays state university – northwest Kansas technical college, \$416,890; Pratt community college, \$375,189; Salina area technical college, \$401,108; Seward county community college, \$387,723; institute of technology at Washburn university, \$492,345; and Wichita state university campus of applied sciences and technology, \$963,076.

Washburn university student aid for
financial need (561-00-1000-0350)\$1,784,260

Provided, That any unencumbered balance in the Washburn university student aid for financial need account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Regional growth and development.....\$12,000,000

Provided, That expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Fort Hays state university, \$4,400,000; Emporia state university, \$3,800,000; and Pittsburg state university, \$3,800,000.

Non-tiered course credit

hour grant (561-00-1000-0550)\$88,361,538

Provided, Except as provided further, that any unencumbered balance in the non-tiered course credit hour grant account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, Except as provided further, that, notwithstanding the provisions of K.S.A. 71-1801 through 71-1810, and amendments thereto, or any other statute, expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$3,270,135; Barton community college, \$7,323,181; Butler community college, \$12,781,595; Cloud county community college, \$2,715,003; Coffeyville community college, \$1,336,638; Colby community college, \$1,827,746; Cowley community college, \$3,376,842; Dodge City community college, \$1,612,560; Flint Hills technical college, \$813,079; Fort Hays tech north central, \$890,535; Fort Hays tech northwest, \$954,353; Fort Scott community college, \$1,763,555; Garden City community college, \$2,238,010; Highland community college, \$3,827,268; Hutchinson community college, \$6,236,859; Independence community college, \$999,030; Johnson county community college, \$16,873,303; Kansas City Kansas community college, \$4,973,227; Labette community college, \$1,948,252; Manhattan area technical college, \$798,568; Neosho county community college, \$2,018,056; Pratt community college, \$1,501,584; Salina area technical college, \$983,319; Seward county community college, \$1,504,714; institute of technology at Washburn university, \$381,927; and Wichita state university campus of applied sciences and technology, \$5,412,199.

Postsecondary tiered technical education
state aid (561-00-1000-0760).....\$66,453,525

Provided, Except as provided further, that any unencumbered balance in the postsecondary tiered technical education state aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, Except as provided further, that, notwithstanding the provisions of K.S.A. 71-1801 through 71- 1810, and amendments thereto, or any other statute, expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$473,848; Barton community college, \$2,266,994; Butler community college, \$5,079,186; Cloud county community college, \$1,181,769; Coffeyville community college, \$853,054; Colby community college, \$1,391,319; Cowley community college, \$1,919,674; Dodge City community college, \$951,091; Flint Hills technical college, \$1,696,132; Fort Hays tech north central, \$3,087,761; Fort Hays tech northwest, \$1,925,676; Fort Scott community college, \$1,181,923; Garden City community college, \$1,205,191; Highland community college, \$1,262,666; Hutchinson community college, \$5,782,346; Independence community college, \$235,575; Johnson county community college, \$8,637,305; Kansas City Kansas community college, \$4,156,731; Labette community college, \$1,016,383; Manhattan area technical college, \$1,819,187; Neosho county community college, \$1,354,084; Pratt community college, \$1,061,068; Salina area technical college, \$1,818,392; Seward county community college, \$1,046,871; institute of technology at Washburn university, \$3,643,102; and Wichita state university campus of applied sciences and technology, \$11,406,197.

Adult basic education (561-00-1000-0900)\$1,567,031

Provided, That any unencumbered balance in the adult basic education account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Municipal university
operating grant (561-00-1000-1010)\$17,570,000

Nursing student
scholarship program (561-00-1000-4100).....\$1,000,000

Provided, That any unencumbered balance in the nursing student scholarship program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Nursing faculty and supplies
grant program (561-00-1000-4130).....\$3,787,193

Provided, That any unencumbered balance in the nursing faculty and supplies grant program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That the

state board of regents is hereby authorized to make grants to Kansas post-secondary educational institutions with accredited nursing programs from the nursing faculty and supplies grant program account for expansion of nursing faculty, laboratory supplies and tools for student success: *And provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nursing faculty and supplies grant program account for \$1 from the postsecondary educational institution receiving the grant.

Two-year college business/industry

and apprenticeship act.....\$14,300,000

Provided, Except as provided further, that all expenditures from the two-year college business/industry and apprenticeship act account shall be distributed to the community colleges and technical colleges to be used for the development of apprenticeships, business and industry outreach and development of programming to meet the emerging needs of Kansas businesses: *Provided further*, Except as provided further, that expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$316,423; Barton community college, \$998,958; Butler community college, \$1,309,893; Cloud county community college, \$307,278; Coffeyville community college, \$323,739; Colby community college, \$307,887; Cowley community college, \$509,081; Dodge City community college, \$377,086; Flint Hills technical college, \$200,280; Fort Scott community college, \$303,620; Garden City community college, \$448,113; Highland community college, \$445,980; Hutchinson community college, \$996,214; Independence community college, \$189,915; Johnson county community college, \$2,988,947; Kansas City Kansas community college, \$910,249; Labette community college, \$270,392; Manhattan area technical college, \$146,628; Neosho county community college, \$325,263; Fort Hays state university – north central Kansas technical college, \$187,781; Fort Hays state university – northwest Kansas technical college, \$177,721; Pratt community college, \$291,121; Salina area technical college, \$185,647; Seward county community college, \$360,015; institute of technology at Washburn university, \$319,471; and Wichita state university campus of applied sciences and technology, \$1,102,298: *And provided further*, That each community college shall be eligible to receive the specified amount from the two-year college business/industry and apprenticeship act account during the fiscal year ending June 30, 2026, upon certification by the chief executive officer of the state board of regents to the director of accounts and reports that the cash on hand of the community college is equal to or less than six months for the fiscal year ending June 30, 2025: *And provided further*, That at the same time the above agency transmits such certification to the director of accounts and reports, the above agen-

cy shall transmit a copy to the director of legislative research and the director of the budget: *And provided further*, That if a community college is found to have cash on hand greater than six months for the fiscal year ending June 30, 2025, and is therefore not eligible to receive the specified amount from the two-year college business/industry and apprenticeship act account for the fiscal year ending June 30, 2026, the board of trustees of such community college may within 30 days adopt a resolution that either reduces the current year tax levy on the taxable tangible property of the community college district or provides a property tax rebate to the taxpayers within the community college district that is equal to the amount required for the community college to be eligible to receive the specified amount from the two-year college business/industry and apprenticeship act account in the fiscal year ending June 30, 2026: *And provided further*, That upon notice by the county treasurer of the county in which the community college is located that such taxpayer relief has been provided, the chief executive officer of the state board of regents may certify the community college is eligible to receive the specified amount from the two-year college business/industry and apprenticeship act account for the fiscal year ending June 30, 2026.

Two-year college student success initiatives.....\$10,500,000

Provided, Except as provided further, that all expenditures from the two-year college student success initiatives account shall be distributed to the community colleges and technical colleges to be used for the development and implementation of initiatives that increase student success: *Provided further*, Except as provided further, that expenditures shall be made by the above agency from such account to the following institutions in the following amounts: Allen community college, \$232,339; Barton community college, \$733,500; Butler community college, \$961,810; Cloud county community college, \$225,624; Coffeyville community college, \$237,711; Colby community college, \$226,071; Cowley community college, \$373,801; Dodge City community college, \$276,881; Flint Hills technical college, \$147,058; Fort Hays tech north central, \$137,881; Fort Hays tech northwest, \$130,495; Fort Scott community college, \$222,938; Garden City community college, \$329,034; Highland community college, \$327,467; Hutchinson community college, \$731,486; Independence community college, \$139,448; Johnson county community college, \$2,194,681; Kansas City Kansas community college, \$668,365; Labette community college, \$198,540; Manhattan area technical college, \$107,664; Neosho county community college, \$238,830; Pratt community college, \$213,760; Salina area technical college, \$136,314; Seward County community college, \$264,347; Washburn institute of technology, \$234,577; Wichita state university campus of applied sciences and technology, \$809,380: *And provided further*, That each community college shall be eligible to receive the spec-

ified amount from the two-year college student success initiatives account during the fiscal year ending June 30, 2026, upon certification by the chief executive officer of the state board of regents to the director of accounts and reports that the cash on hand of the community college is equal to or less than six months for the fiscal year ending June 30, 2025: *And provided further*, That at the same time the above agency transmits such certification to the director of accounts and reports, the above agency shall transmit a copy to the director of legislative research and the director of the budget: *And provided further*, That if a community college is found to have cash on hand greater than six months for the fiscal year ending June 30, 2025, and is therefore not eligible to receive the specified amount from the two-year college student success initiatives account for the fiscal year ending June 30, 2026, the board of trustees of such community college may within 30 days adopt a resolution that either reduces the current year tax levy on the taxable tangible property of the community college district or provides a property tax rebate to the taxpayers within the community college district that is equal to the amount required for the community college to be eligible to receive the specified amount from the two-year college student success initiatives account in the fiscal year ending June 30, 2026: *And provided further*, That upon notice by the county treasurer of the county in which the community college is located that such taxpayer relief has been provided, the chief executive officer of the state board of regents may certify the community college is eligible to receive the specified amount from the two-year college student success initiatives account for the fiscal year ending June 30, 2026.

ESPCOR.....\$993,265

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Kansas nursing initiative grant program (561-00-1000-4110); EMERGE program assistance (561-00-1000-0240); community college capital outlay (561-00-1000-0850); rural family physician residency program expansion grant (561-00-1000-0220); Kansas blueprint for literacy; and Washburn university student aid for financial need (561-00-1000-0350).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

GED credentials processing	
fees fund (561-00-2151-2100)	No limit
Truck driver training fund (561-00-2172-4900)	No limit
Inservice education workshop	
fee fund (561-00-2266)	No limit
Financial aid services fee fund (561-00-2280-2800)	No limit

Provided, That expenditures may be made from the financial aid services fee fund for operating expenditures directly or indirectly related to the operating costs associated with student financial assistance programs administered by the state board of regents: *Provided further*, That the chief executive officer of the state board of regents is hereby authorized to fix, charge and collect fees for the processing of applications and other activities related to student financial aid assistance programs administered by the state board of regents: *And provided further*, That such fees shall be fixed in order to recover all or a part of the direct and indirect operating expenses incurred for administering such programs: *And provided further*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the financial aid services fee fund.

Motorcycle safety fund (561-00-2366-2360) No limit

Conversion of materials and
equipment fund (561-00-2433-3200)..... No limit

Grants fund (561-00-2525-2500) No limit

Private and out-of-state
postsecondary educational institution
fee fund (561-00-2614-2610) No limit

Private postsecondary educational institution degree
authorization expense reimbursement
fee fund (561-00-2643-3300) No limit

Postsecondary education performance-based
incentives fund (561-00-2777-2777) No limit

KAN-ED services fee fund (561-00-2814-2814) No limit

Kansas high school equivalency credential
processing fee fund (561-00-2832-2832) No limit

Adult basic education –
federal fund (561-00-3042-3000) No limit

Carl D. Perkins vocational
and technical education –
federal fund (561-00-3539-3539) No limit

Governor’s emergency education
relief fund (561-00-3638) No limit

Earned indirect costs
fund – federal (561-00-3642-3600) No limit

Coronavirus relief federal fund (561-00-3753) No limit

American rescue plan – state fiscal relief –
federal fund (561-00-3756) No limit

Paul Douglas teacher scholarship
fund – federal (561-00-3879-3950) No limit

USAC E-rate program federal fund (561-00-3920-3920) No limit

Faculty of distinction	
program fund (561-00-7200-7050).....	No limit
State scholarship discontinued	
attendance fund (561-00-7213-6100)	No limit
Osteopathic medical service scholarship	
repayment fund (561-00-7216-6300).....	No limit
Nursing service scholarship	
program fund (561-00-7220-6800).....	No limit
Tuition waiver gifts, grants and	
reimbursements fund (561-00-7230-7230).....	No limit
Kansas ethnic minority fellowship	
program fund (561-00-7238-7600).....	No limit
Optometry education	
repayment fund (561-00-7203-7100).....	No limit
Teacher scholarship	
repayment fund (561-00-7205-7200).....	No limit
Nursing service scholarship	
repayment fund (561-00-7210-7400).....	No limit
Kansas national guard	
educational assistance program	
repayment fund (561-00-7228-7000).....	No limit
Nurse educator service scholarship	
repayment fund (561-00-7231-7300).....	No limit
ROTC service scholarship	
repayment fund (561-00-7232-7232).....	No limit
Private donations, gifts, grants	
bequest fund (561-00-7262-7700).....	No limit
Clearing fund (561-00-9029-9100)	No limit
Regents clearing fund (561-00-9052-9200).....	No limit
Transportation research fund.....	No limit
Kansas adult learner grant program fund.....	No limit
Kansas national guard EMERGE program repayment fund.....	No limit

(c) During the fiscal year ending June 30, 2026, the chief executive officer of the state board of regents, with the approval of the director of the budget, may transfer any part of any item of appropriation in an account of the state general fund for the fiscal year ending June 30, 2026, to another item of appropriation in an account of the state general fund for fiscal year 2026. The chief executive officer of the state board of regents shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research. As used in this subsection, “account” means any account of the state general fund of the state board of regents, the university of Kansas, the university of Kansas medical center, Kansas state university, Kansas

state university Salina, Kansas state university veterinary medical center, Kansas state university extension systems and agriculture research programs, Wichita state university, Emporia state university, Pittsburg state university and Fort Hays state university.

(d) (1) In addition to the other purposes for which expenditures may be made by any state educational institution from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 for such state educational institution, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by such state educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 for the purposes of capital improvement projects making energy and other conservation improvements: *Provided*, That such capital improvement projects are hereby approved for such state educational institution for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of issuance of one or more series of bonds by the Kansas development finance authority in accordance with that statute from time to time during fiscal year 2026: *Provided, however*, That no such bonds shall be issued until the state board of regents has first advised and consulted on any such project with the joint committee on state building construction: *Provided further*, That the amount of the bond proceeds that may be utilized for any such capital improvement project shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session: *And provided further*, That, in addition to such project costs, any such amount of bond proceeds may include costs of issuance, capitalized interest and any required reserves for the payment of principal and interest on such 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 payments relating to principal and interest on such bonds shall be subject to and dependent upon annual appropriations therefor to the state educational institution for which the bonds are issued: *And provided further*, That each energy conservation capital improvement project for which bonds are issued for financing under this subsection shall be designed and completed in order to have cost savings sufficient to be equal to or greater than the cost of debt service on such bonds: *And provided further*, That the state board of regents shall prepare and submit a report to the committee on appropriations of the house of representatives and the committee on ways and means of the senate on the savings attributable to energy conservation

capital improvements for which bonds are issued for financing under this subsection at the beginning of the 2026 regular session of the legislature.

(2) As used in this subsection, “state educational institution” includes each state educational institution as defined in K.S.A. 76-711, and amendments thereto.

(e) (1) In addition to the other purposes for which expenditures may be made by any postsecondary educational institution from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 for such postsecondary educational institution as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by such postsecondary educational institution from such moneys for fiscal year 2026 for the purpose of deeming any person who is enrolled as a member of the Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas, the Prairie Band Potawatomi Nation, the Iowa Tribe of Kansas, the Sac and Fox Nation of Missouri in Kansas and Nebraska or of indigenous nations with historical connections to Kansas territories named in this subsection, regardless of the residence of such person prior to admission at a postsecondary educational institution, as a resident of this state for the purpose of tuition and fees for attendance at any postsecondary educational institution.

(2) As used in this subsection:

(A) “Postsecondary educational institution” means the same as defined in K.S.A. 74-3201b, and amendments thereto; and

(B) “indigenous nations with historical connections to Kansas territories” means any federally recognized tribe containing one or more references to the following tribal affiliations within such tribe’s name: Apache, Arapaho, Caddo, Cheyenne, Cherokee, Chickasaw, Chippewa and Ojibwe (including Bay Mills), Choctaw, Comanche, Delaware, Iowa (Ioway and Baxoje), Kaw (Kanza), Kickapoo, Kiowa, Miami, Missouri (including Otoe-Missouria), Modoc, Muscogee (Creek, including Yuchi, Euchee or Uchee), Nez Perce, Omaha, Oneida, Osage, Otoe, Ottawa (Odawa), Potawatomi (Pottawatomi), Pawnee, Peoria, Ponca, Pueblo, Quapaw, Sac and Fox (including Meskwaki), Seminole, Seneca-Cayuga, Shawnee, Stockbridge-Munsee (Mohican), Wichita and Affiliated Tribes (Wichita, Keechi, Waco and Tawakonie) and Wyandotte.

(f) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the Kansas adult learner grant program fund (561-00-2857-2857) of the state board of regents.

(g) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as au-

thorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, to establish the blue ribbon commission on higher education: *Provided*, That the purpose of the commission shall be to study, discuss and make recommendations on higher education in the state of Kansas: *Provided further*, That the commission shall consist of 17 members as follows: (1) One member appointed by the chairperson of the state board of regents; (2) one member appointed by the governor; (3) one member of the majority party of the house of representatives appointed by the speaker of the house of representatives; (4) one member of the majority party of the house of representatives appointed by the majority leader of the house of representatives; (5) one member of the minority party of the house of representatives appointed by the minority leader of the house of representatives; (6) one member of the majority party of the senate appointed by the president of the senate; (7) one member of the majority party of the senate appointed by the majority leader of the senate; (8) one member of the minority party of the senate appointed by the minority leader of the senate; (9) one member to represent the regional universities jointly appointed by the president of the senate and the speaker of the house of representatives; (10) one member to represent the big three universities jointly appointed by the president of the senate and the speaker of the house of representatives; (11) one member appointed by the Kansas association of technical colleges; (12) one member appointed by the Kansas association of community colleges; (13) one member who is a student attending a postsecondary educational institution appointed by the speaker pro tem of the house of representatives; (14) one member who is the parent of a student attending a postsecondary educational institution appointed by the vice president of the senate; (15) one member who is a higher education expert jointly appointed by the president of the senate and the speaker of the house of representatives; (16) one member of the public appointed by the speaker of the house of representatives; and (17) one member of the public appointed by the president of the senate: *And provided further*, That the term of members of the commission shall expire on January 1, 2027: *And provided further*, That any vacancy in members of the commission shall be filled in the same manner as the original appointment: *And provided further*, That the chairperson of the commission shall be jointly appointed by the president of the senate and the speaker of the house of representatives: *And provided further*, That the commission may meet at any time, at any place within the state and through any means upon call of the chairperson: *And provided further*, That all actions taken by the commission shall be made by motion and adopted by a majority of those present when there is a quorum: *And pro-*

vided further, That a quorum of the commission is nine members: *And provided further*, That the members of the commission attending meetings authorized by the commission shall be paid amounts for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto, by the state board of regents: *And provided further*, That the commission shall study, discuss and make recommendations on the following: (A) Long-term goals and priorities for higher education; (B) governing structure, financing, cost, savings and consolidation of state board of regents schools, community colleges and technical colleges; (C) accessibility and affordability of higher education; (D) strengths and weaknesses of higher education and postsecondary educational institutions; (E) strategies for enrollment and degree completion; and (F) strategies for right-sizing and streamlining higher education for the future with a student focus: *And provided further*, That on or before January 1, 2026, the commission shall submit to the legislature a preliminary report on the commission's findings and recommendations for higher education in the state of Kansas: *And provided further*, That the staff of the state board of regents, office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide assistance as may be requested by the commission: *And provided further*, That as used in this subsection, "postsecondary educational institution" means any public university, municipal university, community college, technical college and institute of technology.

(h) On July 1, 2025, of the amount appropriated for the above agency for the fiscal year ending June 30, 2026, by section 117(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the career technical workforce grant (561-00-1000-2200), the sum of \$114,075 is hereby lapsed.

(i) On July 1, 2025, of the amount appropriated for the above agency for the fiscal year ending June 30, 2026, by section 117(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the computer science preservice grant (561-00-1000-4700), the sum of \$1,000,000 is hereby lapsed.

Sec. 119.

BOARD OF REGENTS

(a) During the fiscal year ending June 30, 2027, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund or funds for fiscal year 2026, to continue the studies, discussions and recommendations of the

blue ribbon commission on higher education pursuant to section 118(g): *Provided*, That on or before January 1, 2027, the commission shall submit to the legislature a final report on the commission’s findings and recommendations for higher education in the state of Kansas.

Sec. 120.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Treatment and programs –

medical and mental (521-00-1000-0152).....\$5,425,167

(b) On the effective date of this act, of the \$19,307,030 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 119(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the facilities operations account (521-00-1000-0303), the sum of \$792,000 is hereby lapsed.

(c) On the effective date of this act, of the \$756,213 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 119(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the equipment replacements account (521-00-1000-0810), the sum of \$15,626 is hereby lapsed.

(d) On the effective date of this act, of the amount of moneys reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 173(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the priority capital improvement projects account (521-00-1000-0800), the sum of \$363,688 is hereby lapsed.

(e) On the effective date of this act, of the \$25,150,855 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 119(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the Kansas juvenile correctional complex – facilities operations account (352-00-1000-0303), the sum of \$2,023 is hereby lapsed.

(f) On the effective date of this act, notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, of the amount of moneys appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 119(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the evidence-based programs account (521-00-1000-0050), the sum of \$10,000,000 is hereby lapsed.

Sec. 121.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Evidence-based programs (521-00-1000-0050)\$13,466,904

Provided, That any unencumbered balance in the evidence-based programs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, expenditures may be made from this account to conduct research into, and development of, evidence-based practices to reduce offender behavior and recidivism among juveniles: *Provided, however*, That the expenditures for such research and development shall not exceed \$1,000,000: *And provided further*, That expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such account during fiscal year 2026 to provide for services to families at the O'Connell children's shelter in Lawrence, Kansas: *And provided further*, That, notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, expenditures shall be made by the above agency from the evidence-based programs account for the jobs for America's graduates-Kansas programs: *Provided, however*, That the expenditures for such programs shall not exceed \$5,500,000: *And provided further*, That expenditures shall be made by the above agency from such account to require jobs for America's graduates-Kansas to submit a report to the Kansas juvenile justice oversight committee established by K.S.A. 75-52,161, and amendments thereto, on or after June 15, 2026, but on or before June 30, 2026: *And provided further*, That such report shall include the number of youths served and performance outcomes.

Juvenile crime

community prevention (521-00-1000-0051)\$1,500,000

Provided, That expenditures shall be made by such agency from such account during fiscal year 2026 to provide grants to communities for evidence-based juvenile crime prevention programs: *Provided further*, That at least \$500,000 of such grants shall require a \$1-for-\$1 local or private match.

Operating expenditures –

juvenile services (521-00-1000-0103)\$1,807,359

Provided, That any unencumbered balance in the operating expenditures – juvenile services account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Treatment and programs –

offender programs (521-00-1000-0151)\$13,543,826

Provided, That any unencumbered balance in the treatment and programs – offender programs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Treatment and programs – medical

and mental (521-00-1000-0152)\$95,810,002

Provided, That any unencumbered balance in the treatment and programs – medical and mental account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Department of corrections
hepatitis C treatment (521-00-1000-0153)\$2,600,000

Provided, That any unencumbered balance in the department of corrections hepatitis C treatment account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Treatment and programs –
KUMC contract (521-00-1000-0154)\$2,172,472

Provided, That any unencumbered balance in the treatment and programs – KUMC contract account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Community corrections (521-00-1000-0220)\$31,098,494

Provided, That any unencumbered balance in the community corrections account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That no expenditures may be made by any county from any grant made to such county from the community corrections account for either half of state fiscal year 2026 that supplant any amount of local public or private funding of existing programs as determined in accordance with rules and regulations adopted by the secretary of corrections.

Prevention and graduated sanctions
community grants (521-00-1000-0221).....\$21,620,419

Provided, That any unencumbered balance in the prevention and graduated sanctions community grants account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That moneys awarded as grants from the prevention and graduated sanctions community grants account is not an entitlement to communities, but a grant that must meet conditions prescribed by the above agency for appropriate outcomes.

Facilities operations (521-00-1000-0303).....\$20,970,639

Provided, That any unencumbered balance in the facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Local jail payments (521-00-1000-0510)\$1,550,000

Provided, That any unencumbered balance in the local jail payments account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, notwithstanding the provisions of K.S.A. 19-1930, and amendments thereto, payments by the depart-

ment of corrections under K.S.A. 19-1930(b), and amendments thereto, for the cost of maintenance of prisoners shall not exceed the per capita daily operating cost, not including inmate programs, for the department of corrections.

Operating expenditures (521-00-1000-0603)\$57,311,502

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$2,000.

Debt service payments – data

systems replacement (521-00-1000-0702)\$3,346,286

Priority capital

improvement projects (521-00-1000-0800)\$4,000,000

Equipment replacements (521-00-1000-0810)\$756,213

Provided, That any unencumbered balance in the equipment replacements account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Vehicle replacements (521-00-1000-0820)\$591,717

Provided, That any unencumbered balance in the vehicle replacements account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Ellsworth correctional facility –

facilities operations (177-00-1000-0303)\$24,391,081

Provided, That any unencumbered balance in the Ellsworth correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Ellsworth correctional facility – facilities operations account for official hospitality shall not exceed \$500.

El Dorado correctional facility –

facilities operations (195-00-1000-0303)\$48,480,936

Provided, That any unencumbered balance in the El Dorado correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the El Dorado correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Hutchinson correctional facility –

facilities operations (313-00-1000-0303)\$53,121,639

Provided, That any unencumbered balance in the Hutchinson correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*,

That expenditures from the Hutchinson correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Kansas juvenile correctional complex –
facilities operations (352-00-1000-0303)\$28,985,818

Provided, That any unencumbered balance in the Kansas juvenile correctional complex – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Kansas juvenile correctional complex – facilities operations account for official hospitality shall not exceed \$500: *Provided further*, That expenditures may be made from this account for educational services contracts, which are hereby authorized to be negotiated and entered into by the above agency with unified school districts or other accredited educational services providers.

Lansing correctional facility –
facilities operations (400-00-1000-0303)\$51,451,496

Provided, That any unencumbered balance in the Lansing correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Lansing correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Larned state correctional facility –
facilities operations (408-00-1000-0303)\$19,284,631

Provided, That any unencumbered balance in the Larned state correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Larned state correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Norton correctional facility –
facilities operations (581-00-1000-0303)\$25,986,288

Provided, That any unencumbered balance in the Norton correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Norton correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Topeka correctional facility –
facilities operations (660-00-1000-0303)\$25,054,852

Provided, That any unencumbered balance in the Topeka correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Topeka correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Winfield correctional facility –

facilities operations (712-00-1000-0303)\$27,600,301

Provided, That any unencumbered balance in the Winfield correctional facility – facilities operations account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the Winfield correctional facility – facilities operations account for official hospitality shall not exceed \$500.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Purchase of services account (521-00-1000-0300).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Supervision fees fund (521-00-2116-2100)No limit

Juvenile alternatives to

detention fund (521-00-2250)No limit

Provided, That, notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for per diem payments to detention centers: *Provided, however*, That expenditures from the juvenile alternatives to detention fund for per diem payments to detention centers shall not exceed \$100,000: *And provided further*, That the department of corrections is hereby authorized and directed to make expenditures from the juvenile alternatives to detention fund for fiscal year 2026 for purchase of services: *And provided further*, That, notwithstanding the provisions of K.S.A. 79-4803, and amendments thereto, or any other statute, expenditures may be made by the above agency from the juvenile alternatives to detention fund for graduated sanctions.

Juvenile justice fee fund central office (521-00-2257)No limit

Alcohol and drug abuse

treatment fund (521-00-2339-2110)No limit

Provided, That expenditures may be made from the alcohol and drug abuse treatment fund for payments associated with providing treatment services to offenders who were driving under the influence of alcohol or drugs regardless of when the services were rendered.

Department of corrections – general

fees fund (521-00-2427-2450)No limit

Provided, That expenditures may be made from the department of corrections – general fees fund for operating expenditures for training programs for correctional personnel, including official hospitality: *Provided further*,

That the secretary of corrections is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred for such training programs, including official hospitality: *And provided further*, That all fees received for such programs shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the department of corrections – general fees fund.

Community corrections special

revenue fund (521-00-2447-2447) No limit

Department of corrections forensic

psychologist fund (521-00-2492-2492)..... No limit

Provided, That expenditures may be made from the department of corrections forensic psychologist fund for general healthcare contract expenses.

Community corrections supervision

fund (521-00-2748-2748)..... No limit

Residential substance abuse treatment –

federal fund (521-00-3006) No limit

Title I program for neglected and

delinquent children – federal fund (521-00-3009)..... No limit

Distance learning and telemedicine –

federal fund (521-00-3025) No limit

Ed Byrne memorial

justice assistance grants –

federal fund (521-00-3057) No limit

Prisoner reentry intv demo –

federal fund (521-00-3063) No limit

Federal asset forfeiture –

federal fund (521-00-3063-3713) No limit

Violence against women –

federal fund (521-00-3082) No limit

Ed Byrne state and local law assistance –

federal fund (521-00-3213-3213) No limit

Violence against women –

federal fund (521-00-3214) No limit

Bulletproof vest partnership –

federal fund (521-00-3216-3216) No limit

Title VI-B special education –

federal fund (521-00-3234) No limit

Victims of crime act –

federal fund (521-00-3260) No limit

Juvenile justice delinquency prevention

federal fund (521-00-3351) No limit

Byrne grant – federal fund (521-00-3353-3200)	No limit
Medical assistance program –	
federal fund (521-00-3414)	No limit
Economic adjustment assistance –	
federal fund (521-00-3415)	No limit
USMS reimbursement –	
federal fund (521-00-3562-3562)	No limit
Elementary & secondary schools emergency relief –	
federal fund (521-00-3638)	No limit
Detection & mitigation of COVID-19	
in confinement facilities –	
federal fund (521-00-3649)	No limit
Coronavirus relief fund –	
federal fund (521-00-3756)	No limit
Justice reinvestment technical assistance	
for state governments project –	
federal fund (521-00-3758-3758)	No limit
Prison rape elimination act (PREA) justice	
assistance grant –	
federal fund (521-00-3758)	No limit
JRI technical assistance and training –	
federal fund (521-00-3804-3804)	No limit
Second chance act –	
federal fund (521-00-3895-3895)	No limit
Department of corrections –	
alien incarceration grant	
fund – federal (521-00-3943-3800)	No limit
Second chance act reentry initiative –	
federal fund (521-00-3985-3901)	No limit
ICJR – federal fund.....	No limit
Juvenile delinquency prevention	
trust fund (521-00-7322-7000)	No limit
State of Kansas – department	
of corrections inmate	
benefit fund (521-00-7950-5350)	No limit
Ellsworth correctional facility – general	
fees fund (177-00-2227-2000)	No limit
El Dorado correctional facility – general	
fees fund (195-00-2252-2000)	No limit
Hutchinson correctional facility – general	
fees fund (313-00-2051-2000)	No limit
Kansas juvenile correctional	
complex – fee fund (352-00-2321-2300).....	No limit

Kansas juvenile correctional complex – title I neglected and delinquent children – federal fund (352-00-3009).....	No limit
National school breakfast program – federal fund – Kansas juvenile correctional complex (352-00-3529-3529).....	No limit
National school lunch program – federal fund – Kansas juvenile correctional complex (352-00-3530-3530).....	No limit
Kansas juvenile correctional complex – gifts, grants and donations fund (352-00-7016-7000).....	No limit
Lansing correctional facility – general fees fund (400-00-2040-2040)	No limit
Larned state correctional facility – general fees fund (408-00-2145-2000).....	No limit
Correctional industries fund (522-00-6126-7300)	No limit
<i>Provided</i> , That expenditures may be made from the correctional indus- tries fund for official hospitality.	
Norton correctional facility – general fees fund (581-00-2238-2000)	No limit
Topeka correctional facility – general fees fund (660-00-2090-2090)	No limit
Topeka correctional facility – community development block grant – federal fund (660-00-3669-3669)	No limit
Winfield correctional facility – general fees fund (712-00-2237-2000)	No limit

(c) During the fiscal year ending June 30, 2026, the secretary of corrections, with the approval of the director of the budget, may transfer any part of any item of appropriation for the fiscal year ending June 30, 2026, from the state general fund for the department of corrections or any correctional institution or correctional facility under the general supervision and management of the secretary of corrections to another item of appropriation for fiscal year 2026 from the state general fund for the department of corrections or any correctional institution or correctional facility under the general supervision and management of the secretary of corrections. The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(d) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports

shall accept for payment from the secretary of corrections any duly authorized claim to be paid from the local jail payments account (521-00-1000-0510) of the state general fund during fiscal year 2026 for costs pursuant to K.S.A. 19-1930(b), and amendments thereto, even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act.

(e) Notwithstanding the provisions of K.S.A. 75-3731, and amendments thereto, or any other statute, the director of accounts and reports shall accept for payment from the director of Kansas correctional industries any duly authorized claim to be paid from the correctional industries fund (522-00-6126-7300) during fiscal year 2026 for operating or manufacturing costs even though such claim is not submitted or processed for payment within the fiscal year in which the service is rendered and whether or not the services were rendered prior to the effective date of this act. The director of Kansas correctional industries shall provide to the director of the budget on or before September 15, 2026, a detailed accounting of all such payments made from the correctional industries fund during fiscal year 2026.

(f) During the fiscal year ending June 30, 2026, the secretary of corrections, with the approval of the director of the budget, may make transfers from the correctional industries fund (522-00-6126-7300) to the department of corrections – general fees fund (521-00-2427-2450). The secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(g) During the fiscal year ending June 30, 2026, all expenditures made by the department of corrections from the correctional industries fund (522-00-6126-7300) shall be made on budget for all purposes of state accounting and budgeting for the department of corrections.

(h) Notwithstanding the provisions of K.S.A. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2026, the director of accounts and reports shall transfer the amount certified pursuant to K.S.A. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence-based programs account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

Sec. 122.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Operating expenditures (034-00-1000-0053)	\$400,000
Disaster relief (034-00-1000-0200).....	\$1,600,000

Sec. 123.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (034-00-1000-0053)	\$7,514,875
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Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,500.

Civil air patrol – operating expenditures (034-00-1000-0103)	\$43,068
Disaster relief (034-00-1000-0200).....	\$3,800,000

Provided, That any unencumbered balance in the disaster relief account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Military activation payments (034-00-1000-0300)	\$9,114
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Provided, That any unencumbered balance in the military activation payments account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all expenditures from the military activation payments account shall be for military activation payments authorized by and subject to the provisions of K.S.A. 75-3228, and amendments thereto.

Kansas military emergency relief (034-00-1000-0400)	\$9,881
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Provided, That expenditures may be made from the Kansas military emergency relief account for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any grants or interest-free loans made from the Kansas military emergency relief account shall be deposited in the state treasury in accordance with

the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief account.

Office of emergency

communication (034-00-1000-0800).....\$307,537

Provided, That any unencumbered balance in the office of emergency communication account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Inaugural expense fund (034-00-2003-2300)No limit

Nuclear safety emergency management

fee fund (034-00-2081-2200)No limit

Provided, That, notwithstanding the provisions of any other statute, the adjutant general may make transfers of moneys from the nuclear safety emergency management fee fund to other state agencies for fiscal year 2026 pursuant to agreements, which are hereby authorized to be entered into by the adjutant general with other state agencies to provide appropriate emergency management plans to administer the Kansas nuclear safety emergency management act, K.S.A. 48-940 et seq., and amendments thereto.

General fees fund (034-00-2102).....No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees agreed upon in memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred under the provisions of the memorandums of understanding with other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received pursuant to such memorandums of understanding shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Military fees fund – federal (034-00-2152)No limit

Provided, That all moneys received by the adjutant general from the federal government for reimbursement for expenditures made under agreements with the federal government shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military fees fund – federal.

Armories and units general

fees fund (034-00-2171-2010)	No limit
NG – federal forfeiture fund (034-00-2184-2100).....	No limit
Adjutant general expense fund (034-00-2357).....	No limit
Conversion of materials and equipment fund –	
military division (034-00-2400-2030).....	No limit
State emergency fund (034-00-2437)	No limit
State emergency fund weather	
disasters 5/4/2007 (034-00-2441)	No limit
State emergency fund weather	
disasters 12/06, 7/07 (034-00-2445)	No limit
Office of emergency communications	
fund (034-00-2496-2496).....	No limit

Provided, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the above agency’s communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the above agency’s communication equipment by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the above agency’s communication equipment by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the office of emergency communications fund.

State asset forfeiture fund (034-00-2498-2498)	No limit
Kansas military emergency	
relief fund (034-00-2658-2650)	No limit

Provided, That expenditures may be made from the Kansas military emergency relief fund for grants and interest-free loans, which are hereby authorized to be entered into by the adjutant general with repayment provisions and other terms and conditions including eligibility as may be prescribed by the adjutant general therefor, to members and families of the Kansas army and air national guard and members and families of the reserve forces of the United States of America who are Kansas residents, during the period preceding, during and after mobilization to provide assistance to eligible family members experiencing financial emergencies: *Provided further*, That such assistance may include, but shall not be limited to, medical, funeral, emergency travel, rent, utilities, child care, food expenses and other unanticipated emergencies: *And provided further*, That any moneys received by the adjutant general in repayment of any

grants or interest-free loans made from the Kansas military emergency relief fund shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas military emergency relief fund.

Great plains joint regional training center

fee fund (034-00-2688-2688) No limit

Provided, That expenditures may be made from the great plains joint regional training center fee fund for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *Provided further*, That the adjutant general is hereby authorized to fix, charge and collect fees for recovery of costs associated with the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing for the use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations and not-for-profit organizations: *And provided further*, That all fees received for use of the great plains joint regional training center by other state agencies, local government agencies, for-profit organizations or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the great plains joint regional training center fee fund.

Military honors funeral fund (034-00-2789-2789) No limit

Provided, That the adjutant general is hereby authorized to accept gifts and donations of money during fiscal year 2026 for military funeral honors or purposes related thereto: *Provided further*, That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the military honors funeral fund.

Disaster grants – public assistance

federal fund (034-00-3005) No limit

Hazard mitigation grant federal fund (034-00-3019) No limit

National guard military operations/maintenance

federal fund (034-00-3055-3300) No limit

Hazard material training and planning –

federal fund (034-00-3121-3310) No limit

Military construction national guard

federal fund (034-00-3192-3192) No limit

National guard civilian youth opportunities

federal fund (034-00-3193-3193) No limit

Econ adjustment/military installation	
federal fund (034-00-3196-3196)	No limit
Public safety partner/community policing (034-00-3218-3220).....	No limit
Pre-disaster mitigation –	
federal fund (034-00-3268-3269)	No limit
Fire management assistance grant –	
federal fund (034-00-3320-3320)	No limit
Public safety interoperable	
communications grant program	
federal fund (034-00-3340-3340)	No limit
Citizen corps federal fund (034-00-3341-3341)	No limit
Emergency management performance grant –	
federal fund (034-00-3342-3342)	No limit
Disaster assistance to individual/household	
federal fund (034-00-3405-3405)	No limit
Interoperability communication	
equipment fund (034-00-3449-3449).....	No limit
Safe and drug-free schools and	
communities national programs	
federal fund (034-00-3569-3569)	No limit
State and local implementation grant program –	
federal fund (034-00-3576-3576)	No limit
Emergency management assistance compact	
federal fund (034-00-3609-3605)	No limit
Law enforcement terrorism prevention program	
federal fund (034-00-3613-3600)	No limit
State homeland security program	
federal fund (034-00-3629-3629)	No limit
Emergency systems for advanced registration	
for volunteer health professionals –	
federal fund (034-00-3748-3748)	No limit
Coronavirus relief fund –	
federal fund (034-00-3753)	No limit
American rescue plan state	
relief fund (034-00-3756-3536)	No limit
Civil air patrol – grants and contributions –	
federal fund (034-00-7315-7000)	No limit
Kansas intelligence fusion center fund.....	No limit
Kansas national guard counter drug state	
forfeiture fund	No limit

(c) In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year

2026 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026, notwithstanding the provisions of K.S.A. 48-205, and amendments thereto, or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law for additional positions in the unclassified service under the Kansas civil service act: *Provided*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: *Provided further*, That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2026 made by this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the adjutant general, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026, from the state general fund for the adjutant general to another item of appropriation for fiscal year 2026 from the state general fund for the adjutant general: *Provided*, That the adjutant general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

Sec. 124.

STATE FIRE MARSHAL

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the fire marshal fee fund (234-00-2330) of the state fire marshal is hereby increased from \$9,102,098 to \$9,104,848.

Sec. 125.

STATE FIRE MARSHAL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund

or funds, except that expenditures, other than refunds authorized by law, purchases of nationally recognized adopted codes for resale and federally reimbursed overtime, shall not exceed the following:

Boiler inspection fee fund (234-00-2128-2128) No limit

Provided, That, during the fiscal year ending June 30, 2026, notwithstanding the provisions of any statute, in addition to the other purposes for which expenditures may be made from the boiler inspection fee fund for fiscal year 2026 by the above agency, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from the boiler inspection fee fund for operating expenses of the above agency.

Fire marshal fee fund (234-00-2330)\$10,390,287

Provided, That expenditures from the fire marshal fee fund for official hospitality shall not exceed \$1,000; *Provided further*, That expenditures in an amount of not to exceed \$500,000 shall be made by the above agency from such account during fiscal year 2026 to award grants to local volunteer fire departments for equipment.

Hemp processing program (234-00-2330-2002) No limit
Explosives regulatory and

training fund (234-00-2361-2361) No limit

Emergency response fund (234-00-2589) No limit

Provided, That expenditures may be made by the state fire marshal from the emergency response fund for fiscal year 2026 for the purposes of responding to specific incidences of emergencies related to hazardous materials or search and rescue incidents without prior approval of the state finance council; *Provided, however*, That expenditures from the emergency response fund during fiscal year 2026 for the purposes of responding to any specific incidence of an emergency related to hazardous materials or search and rescue incidents without prior approval by the state finance council shall not exceed \$25,000, except upon approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.

State fire marshal liquefied petroleum gas
fee fund (234-00-2608-2600) No limit

Non-fuel flammable or combustible
liquid aboveground storage tank
system fund (234-00-2626-2610) No limit

Fire safety standard and
firefighter protection act
enforcement fund (234-00-2694-2620) No limit

Cigarette fire safety standard and firefighter protection act fund (234-00-2696-2630).....	No limit
Elevator safety fee fund (234-00-2854-2854).....	No limit
FFY12 HMEP grant – federal fund (234-00-3121-3121)	No limit
Contract inspections fund (234-00-6122-6122)	No limit
Intragovernmental service fund (234-00-6160-6000)	No limit
Gifts, grants and donations fund (234-00-7405-7400).....	No limit

(b) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, the state fire marshal, with the approval of the director of the budget, may transfer funds from the fire marshal fee fund (234-00-2330-2000) to the emergency response fund (234-00-2589) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget: *Provided*, That the aggregate amount of such transfers for the fiscal year ending June 30, 2026, shall not exceed \$500,000.

(c) During the fiscal year ending June 30, 2026, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) during fiscal year 2026, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2026 are insufficient to fund the budgeted expenditures and transfers from the fire marshal fee fund for fiscal year 2026 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the emergency response fund (234-00-2589) to the fire marshal fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the fire marshal fee fund for the remainder of fiscal year 2026 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2026, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the fire marshal fee fund (234-00-2330-2000) and any other

resources available to the fire marshal fee fund during the fiscal year 2026, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the fire marshal fee fund during fiscal year 2026 are insufficient to meet in full the estimated expenditures for fiscal year 2026 as they become due to meet the financial obligations imposed by law on the fire marshal fee fund as a result of a cash flow shortfall, within the authorized budgeted expenditures in accordance with the provisions of appropriation acts, the director of the budget is authorized and directed to certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money specified in such certification from the state general fund to the fire marshal fee fund in order to maintain the cash flow of the fire marshal fee fund for such purposes for fiscal year 2026. The aggregate amount of such transfers during fiscal year 2026 pursuant to this subsection shall not exceed \$500,000. Within one year from the date of each such transfer to the fire marshal fee fund pursuant to this subsection, the director of accounts and reports shall transfer the amount equal to the amount transferred from the state general fund to the fire marshal fee fund from the fire marshal fee fund to the state general fund in accordance with a certification for such purpose by the director of the budget. At the same time as the director of the budget transmits any certification under this subsection to the director of accounts and reports during fiscal year 2026, the director of the budget shall transmit a copy of such certification to the director of legislative research.

(e) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, the state fire marshal, may transfer funds from the contract inspections fund (234-00-6122-6122) of the state fire marshal to the fire marshal fee fund (234-00-2330-2000) of the state fire marshal. The state fire marshal shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(f) During the fiscal year ending June 30, 2026, notwithstanding the provisions of any other statute, the state fire marshal is hereby authorized to transfer moneys appropriated during fiscal year 2025 from the elevator safety fee fund (234-00-2854-2854) to the fire marshal fee fund (234-00-2330-2000) to be expended during fiscal year 2026 by the state fire marshal to administer the provisions of the elevator safety act, K.S.A. 2024 Supp. 44-1801 through 44-1820, and amendments thereto.

(g) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the state general fund to the fire marshal fee fund (234-00-2330) of the state fire marshal.

Sec. 126.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, 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:

Body worn camera implementation fund.....	No limit
General department of justice federal grant fund	No limit

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by state finance council by section 145(f) of chapter 88 of the 2024 Session Laws of Kansas on the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol is hereby increased from \$77,312,654 to \$78,926,480.

(c) On the effective day of this act, or soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,474,812 from the state highway fund (276-00-4100-4100) of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol.

Sec. 127.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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 highway patrol operations fund (280-00-2034-1100)	\$78,968,732
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Provided, That expenditures from the Kansas highway patrol operations fund for official hospitality shall not exceed \$3,000: *Provided further*, That expenditures may be made from the Kansas highway patrol operations fund for the purchase of civilian clothing for members of the Kansas highway patrol assigned to duties pursuant to K.S.A. 74-2105, and amendments thereto: *And provided further*, That the superintendent shall make expenditures from the Kansas highway patrol operations fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

General fees fund (280-00-2179-2200)	No limit
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Provided, That all moneys received from the sale of used equipment, recovery of and reimbursements for expenditures and any other source of revenue shall be deposited in the state treasury in accordance with

the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund, except as otherwise provided by law: *Provided further*, That, notwithstanding the provisions of article 66 of chapter 75 of the Kansas Statutes Annotated, and amendments thereto, in addition to the other purposes for which expenditures may be made by the above agency from the general fees fund, expenditures shall be made by the above agency from such fund to sell the personal sidearm, with a trigger lock, of a part-time state law enforcement officer, who has 10 years or more of service, to such officer, subject to the following: (1) Such officer is resigning; (2) the sale of such personal sidearm shall be for the amount equal to the total of the fair market value of the sidearm, as fixed by the superintendent, plus the cost of the trigger lock; and (3) no sale of a personal sidearm shall be made to any resigning officer unless the superintendent determines that the employment record and performance evaluations of each such officer are satisfactory: *And provided further*, That all proceeds from the sale of personal sidearms and trigger locks shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Nuclear fee fund (280-00-2179-2206) No limit
Motor carrier safety assistance program
state fund (280-00-2208) No limit

Provided, That expenditures shall be made from the motor carrier safety assistance program state fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Kansas highway patrol staffing and
training fund (280-00-2211-2211)..... No limit
Vehicle identification number
fee fund (280-00-2213)..... No limit
Highway safety fund (280-00-2217-2250) No limit
State forfeiture
fund – pending (280-00-2264-2264) No limit
Highway patrol training
center fund (280-00-2306) No limit

Provided, That expenditures may be made from the highway patrol training center fund for use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for recovery of costs associated with use of the highway patrol training center by other state agencies, local government agencies and not-for-profit organizations: *And provided further*, That such fees shall be fixed in order to recover all or

part of the expenses incurred in providing for the use of the highway patrol training center by other state or local government agencies: *And provided further*, That all fees received for use of the highway patrol training center by other state agencies, local government agencies or not-for-profit organizations shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the highway patrol training center fund.

Highway patrol motor
vehicle fund (280-00-2317-2800) No limit
Aircraft fund – on budget (280-00-2368-2360) No limit

Provided, That expenditures shall be made from the aircraft fund – on budget by the above agency in an amount of not to exceed \$1,300,000 for the maintenance and operations of any aircraft of the above agency.

DUI – IID designation fund (280-00-2380-2380) No limit
Kansas highway patrol state
forfeiture fund (280-00-2413-2100) No limit

Provided, That, notwithstanding the provisions of K.S.A. 60-4117, and amendments thereto, or any other statute, during the fiscal year ending June 30, 2026, expenditures may be made from the Kansas highway patrol state forfeiture fund for salaries and wages, and associated fringe benefits of non-supervisory personnel.

For patrol of Kansas
turnpike fund (280-00-2514-2500) No limit

Provided, That expenditures shall be made from the for patrol of Kansas turnpike fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

Drug tax stamp enforcement fund (280-00-2825-2825) No limit
Disaster grants – public assistance –
federal fund (280-00-3005-3005) No limit

Edward Byrne memorial justice assistance grant –
federal fund (280-00-3057) No limit
National motor carrier safety assistance program –
federal fund (280-00-3073) No limit

Provided, That expenditures shall be made from the national motor carrier safety assistance program – federal fund for necessary moving expenses in accordance with K.S.A. 75-3225, and amendments thereto.

BAU fund (280-00-3092) No limit
Homeland security federal fund (280-00-3199) No limit
Edward Byrne memorial assistance grant –
state and local law enforcement –
federal fund (280-00-3213-3213) No limit

Bulletproof vest partner – federal fund (280-00-3216-3216)	No limit
Public safety partnership and community policing federal fund (280-00-3218-3218)	No limit
Performance registration information system management – federal fund (280-00-3239-3239)	No limit
Commercial vehicle information system network – federal fund (280-00-3244-3244)	No limit
High priority – innovative technology deployment grant fund (280-00-3244-3245)	No limit
Highway planning and construction – federal fund (280-00-3333-3333)	No limit
KHP federal forfeiture – federal fund (280-00-3545)	No limit
<i>Provided</i> , That expenditures may be made from the KHP federal forfei- ture – fund by the above agency for the capital improvement project or projects for troop F headquarters.	
High intensity drug trafficking areas – federal fund (280-00-3615-3000)	No limit
Homeland security program – federal fund (280-00-3629)	No limit
American rescue plan state relief fund (280-00-3756)	No limit
Emergency ops cntr – federal fund (280-00-3808-3808)	No limit
State and community highway safety – federal fund (280-00-3815-3815)	No limit
Capitol area security fund (280-00-6143-6100)	No limit
Executive aircraft fund (280-00-6144-6120)	No limit

Provided, That expenditures may be made from the executive aircraft fund to provide aircraft services to other state agencies and to purchase liability and property damage insurance for state aircraft: *Provided further*, That the superintendent of the highway patrol is hereby authorized to fix, charge and collect fees for such aircraft services to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the operating expenses incurred in providing such services: *And provided further*, That all fees received for such services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the executive aircraft fund: *And provided further*, That expenditures shall be made from the executive aircraft fund by the above agency in an amount of not

to exceed \$1,500,000 for the maintenance and operations of any aircraft of the above agency.

Motor vehicle fuel and storeroom

sales fund (280-00-6155-6200) No limit

Provided, That expenditures may be made from the motor vehicle fuel and storeroom sales fund to acquire and sell commodities and to provide services to local governments and other state agencies: *Provided further*, That the superintendent of the Kansas highway patrol is hereby authorized to fix, charge and collect fees for such commodities and services: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in acquiring or providing and selling such commodities and services: *And provided further*, That all fees received for such commodities and services shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the motor vehicle fuel and storeroom sales fund.

1122 program clearing fund (280-00-7280) No limit

Gifts and donations fund (280-00-7331) No limit

Provided, That expenditures from the gifts and donations fund for official hospitality shall not exceed \$1,000.

Ignition interlock devices program fund No limit

Body worn camera implementation fund No limit

General department of justice federal grant fund No limit

(b) On or before the 10th of each month during the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer from the state general fund to the 1122 program clearing fund (280-00-7280-7280) interest earnings based on: (1) The average daily balance of moneys in the 1122 program clearing fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(c) Except as provided further, on July 1, 2025, October 1, 2025, January 1, 2026, and April 1, 2026, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer an amount specified by the executive director of the state corporation commission, with the approval of the director of the budget, of not more than \$500,000 from the motor carrier license fees fund (143-00-2812-5500) of the state corporation commission to the motor carrier safety assistance program state fund (280-00-2208) of the Kansas highway patrol: *Provided, however*, That the total of all transfers shall not exceed \$2,000,000 in fiscal year 2026.

(d) Except as provided further, on July 1, 2025, October 1, 2025, January 1, 2026, and April 1, 2026, or as soon thereafter each such date as

moneys are available, the director of accounts and reports shall transfer \$19,742,183 from the state highway fund (276-00-4100-4100) of the department of transportation to the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol for the purpose of financing the Kansas highway patrol operations. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2026 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2026 for support and maintenance of the Kansas highway patrol.

(e) On July 1, 2025, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$295,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the highway safety fund (280-00-2217-2250) of the Kansas highway patrol for the purpose of financing the motorist assistance program of the Kansas highway patrol.

(f) On July 1, 2025, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$250,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the general fees fund (280-00-2179-2200) of the Kansas highway patrol for the purpose of financing operating expenditures of the Kansas highway patrol.

(g) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,300,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol.

(h) On July 1, 2025, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$1,500,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the executive aircraft fund (280-00-6144-6120) of the Kansas highway patrol for the purpose of maintaining and operating the executive aircraft.

Sec. 128.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Meth lab cleanup (083-00-1000-0200).....\$29,618

Sec. 129.

ATTORNEY GENERAL – KANSAS
BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (083-00-1000-0083)\$44,616,981

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated to the operating expenditures account for fiscal year 2026: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$750.

Meth lab cleanup (083-00-1000-0200)\$51,447

Provided, That any unencumbered balance in the meth lab cleanup account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That the above agency is hereby authorized to make expenditures from the meth lab cleanup account to contract for services for remediation of sites determined by law enforcement as hazardous resulting from the production of methamphetamine.

[†]

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Record check fee fund (083-00-2044-2010)No limit

Provided, That the director of the Kansas bureau of investigation is authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses for criminal history record checks conducted for noncriminal justice entities including government agencies and private organizations: *Provided, however*, That all moneys received for such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the record check fee fund: *Provided further*, That expenditures may be made from the record check fee fund for operating expenditures of the Kansas bureau of investigation.

Forensic laboratory and materials

fee fund (083-00-2077)No limit

Provided, That expenditures may be made from the forensic laboratory and materials fee fund for the acquisition of laboratory equipment and materials and for other direct or indirect operating expenditures for the

forensic laboratory of the Kansas bureau of investigation: *Provided, however,* That all expenditures from this fund of moneys received as Kansas bureau of investigation laboratory analysis fees pursuant to K.S.A. 28-176, and amendments thereto, shall be for the purposes authorized by K.S.A. 28-176(e), and amendments thereto: *Provided further,* That all fees received for such laboratory tests, including all moneys received pursuant to K.S.A. 28-176(a), and amendments thereto, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the forensic laboratory and materials fee fund.

General fees fund (083-00-2140).....No limit

Provided, That expenditures may be made from the general fees fund for direct or indirect operating expenditures incurred for the following activities: (1) Conducting education and training classes for special agents and other personnel, including official hospitality; (2) purchasing illegal drugs, making contacts and acquiring information leading to illegal drug outlets, contraband and stolen property, and conducting other activities for similar investigatory purposes; (3) conducting investigations and related activities for the Kansas lottery or the Kansas racing and gaming commission; (4) conducting DNA forensic laboratory tests and related activities; (5) preparing, publishing and distributing crime prevention materials; and (6) conducting agency operations: *Provided, however,* That the director of the Kansas bureau of investigation is hereby authorized to fix, charge and collect fees in order to recover all or part of the direct and indirect operating expenses incurred, except as otherwise hereinafter provided, for the following: (1) Education and training services made available to local law enforcement personnel in classes conducted for special agents and other personnel of the Kansas bureau of investigation; (2) investigations and related activities conducted for the Kansas lottery or the Kansas racing and gaming commission, except that the fees fixed for these activities shall be fixed in order to recover all of the direct and indirect expenses incurred for such investigations and related activities; (3) DNA forensic laboratory tests and related activities; and (4) sale and distribution of crime prevention materials: *Provided further,* That all fees received for such activities shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further,* That all moneys that are expended for any such evidence purchase, information acquisition or similar investigatory purpose or activity from whatever funding source and that are recovered shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further,* That all moneys received as gifts, grants or donations for the preparation, publication

or distribution of crime prevention materials shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund: *And provided further*, That expenditures from any moneys received from the division of alcoholic beverage control and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for operating expenditures: *And provided further*, That expenditures from any moneys received from the Kansas criminal justice information system committee and credited to the general fees fund may be made by the Kansas bureau of investigation for all purposes for which expenditures may be made for training activities and official hospitality.

Kansas bureau of investigation state
forfeiture fund (083-00-2283) No limit

Provided, That expenditures made from the Kansas bureau of investigation state forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

Kansas bureau of investigation motor
vehicle fund (083-00-2344-2050) No limit

Provided, That expenditures may be made from the Kansas bureau of investigation motor vehicle fund to acquire and sell motor vehicles for the Kansas bureau of investigation: *Provided further*, That all moneys received for sale of motor vehicles of the Kansas bureau of investigation shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the Kansas bureau of investigation motor vehicle fund.

Criminal justice information system
line fund (083-00-2457) No limit

Provided, That in addition to the other purposes for which expenditures may be made from the criminal justice information system line fund pursuant to K.S.A. 74-5707, and amendments thereto, expenditures may be made from the criminal justice information system line fund for salaries and wages, contractual services, commodities and capital outlay for the maintenance and support of the Kansas criminal justice information system.

DNA database fund (083-00-2676-2700) No limit

Disaster grants – public assistance
federal fund (083-00-3005-3005) No limit

Ed Byrne memorial justice assistance
federal fund (083-00-3057) No limit

eCitation national priority safety program – federal fund (083-00-3092)	No limit
Sexual assault kit grant – federal fund (083-00-3146-3146)	No limit
National criminal history improvement program federal fund (083-00-3189-3189)	No limit
Homeland security federal fund (083-00-3199).....	No limit
Ed Byrne state/local law enforcement federal fund (083-00-3213-3213)	No limit
Violence against women – ARRA federal fund (083-00-3214)	No limit
Bulletproof vest partnership – federal fund (083-00-3216-3211)	No limit
Project safe neighborhoods fund (083-00-3217-3217).....	No limit
Public safety partnership and community policing federal fund (083-00-3218-3218)	No limit
Law enforcement mental health and wellness act grant (083-00-3218-3221)	No limit
Forensic DNA backlog reduction federal fund (083-00-3226-3226)	No limit
Coverdell forensic sciences improvement federal fund (083-00-3227-3227)	No limit
AWA implementation grant program federal fund (083-00-3228-3228)	No limit
Anti-gang initiative federal fund (083-00-3229-3229)	No limit
Crime victim assistance discretionary grant (083-00-3250-3260)	No limit
Substance use disorder federal fund (083-00-3294)	No limit
High intensity drug trafficking area – federal fund (083-00-3349-3100)	No limit
Federal grants – marijuana eradication – federal fund (083-00-3350)	No limit
Ed Byrne memorial JAG – ARRA federal fund (083-00-3455-3455)	No limit
Convicted/arrestee DNA backlog reduction federal fund (083-00-3489-3489)	No limit
Convicted offender/arrestee DNA backlog reduction federal fund (083-00-3489-3489)	No limit

KBI-FBI reimbursement

federal fund (083-00-3506-3506) No limit

Social security administration reimbursement –

federal fund (083-00-3560-3560) No limit

Ncs-x grant – federal fund (083-00-3580-3580) No limit

State homeland security program

federal fund (083-00-3629-3629) No limit

Byrne discretionary community fund (083-00-3654) No limit

Coronavirus emergency

supplemental fund (083-00-3671) No limit

American rescue plan state relief fund (083-00-3756) No limit

State and community

highway safety fund (083-00-3815) No limit

Federal forfeiture fund (083-00-3940) No limit

Provided, That expenditures made from the federal forfeiture fund shall not be considered a source of revenue to meet normal operating expenses, but for such special, additional law enforcement purposes including direct or indirect operating expenditures incurred for conducting educational classes and training for special agents and other personnel, including official hospitality.

Agency motor pool fund (083-00-6117) No limit

Intergovernmental

service fund (083-00-6119-6100) No limit

Opioid summit fund No limit

(c) During the fiscal year ending June 30, 2026, the attorney general may authorize full-time non-FTE unclassified permanent positions and regular part-time non-FTE unclassified permanent positions for the Kansas bureau of investigation that are paid from appropriations for the attorney general – Kansas bureau of investigation for fiscal year 2026 made by this act or other appropriation act of the 2025 regular session of the legislature, which shall be in addition to the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, authorized for fiscal year 2026 for the attorney general – Kansas bureau of investigation. The attorney general shall certify each such authorization for non-FTE unclassified permanent positions for the Kansas bureau of investigation to the director of personnel services of the department of administration and shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

Sec. 130.

EMERGENCY MEDICAL SERVICES BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Emergency medical services
operating fund (206-00-2326-4000).....\$2,318,031

Provided, That the emergency medical services board is hereby authorized to fix, charge and collect fees in order to recover costs incurred for distributing educational videos, replacing lost educational materials and mailing labels of those licensed by the board: *Provided further*, That such fees may be fixed in order to recover all or part of such costs: *And provided further*, That all moneys received from such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the emergency medical services operating fund: *And provided further*, That, notwithstanding the provisions of K.S.A. 65-6128 or 65-6129b, and amendments thereto, or any other statute, all moneys received by the emergency medical services board for fees authorized by law for licensure or the issuance of permits, or for any other regulatory duties and functions prescribed by law in the field of emergency medical services, shall be deposited in the state treasury to the credit of the emergency medical services operating fund of the emergency medical services board: *And provided further*, That expenditures from the emergency medical services operating fund for official hospitality shall not exceed \$2,000.

Education incentive grant
payment fund (206-00-2396-2510)No limit

Provided, That the priority for award of education incentive grants shall be to award such grants to rural areas.

EMS revolving fund (206-00-2449-2400)No limit

Provided, That, if an organization agrees to receive money from the EMS revolving fund, the organization shall enter into a grant agreement requiring such organization to submit a written report to the emergency medical services board detailing and accounting for all expenditures and receipts related to the use of the moneys received from the EMS revolving fund: *Provided further*, That the emergency medical services board shall prepare a written report specifying and accounting for all moneys allocated to and expended from the EMS revolving fund: *And provided further*, That such report shall be submitted to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2026.

EMS criminal history and
fingerprinting fund (206-00-2806-2806).....No limit

(b) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the emergency medical services operating fund (206-00-2326-4000) for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the emergency medical services board from the emergency medical services operating fund for fiscal year 2026 for the purpose of implementing a grant program for emergency medical services training and educational assistance for persons in underserved areas: *Provided*, That when issuing such grants, first priority shall be given to ambulance services submitting applications seeking grants to pay the cost of recruiting volunteers and cost of the initial courses of training for emergency medical service providers: *Provided further*, That the second priority shall be given to ambulance services submitting applications seeking grants to pay the cost of continuing education for emergency medical service providers: *And provided further*, That the third priority shall be given to ambulance services submitting applications seeking grants to pay the cost of education for emergency medical service providers who are obtaining a postsecondary education degree for the purpose of becoming instructors of emergency medical services educational courses.

(c) In addition to the other purposes for which expenditures may be made by the emergency medical services board from the moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the emergency medical services board from moneys appropriated from the state general fund or from any special revenue fund or funds for the emergency medical services board for fiscal year 2026 to require emergency medical services agencies in each of the six EMS regions of the state to prepare and submit a report of the expenditures made and moneys received in each of the EMS regions that are related to the operation and administration of the Kansas emergency medical services regional operations to the emergency medical services board: *Provided*, That the report for each EMS region shall specify and account for all moneys appropriated from the state treasury for the emergency medical services board and disbursed to each such EMS region for the operation of the education and training of emergency medical service providers in each such EMS region.

(d) On July 1, 2025, and January 1, 2026, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$150,000 from the emergency medical services operating fund (206-00-2326-4000) to the educational incentive grant payment fund (206-00-2396-2510) of the emergency medical services board.

(e) During the fiscal year ending June 30, 2026, the director of the budget and the director of legislative research shall consult periodically and review the balance credited to and the estimated receipts to be credited to the emergency medical services operating fund (206-00-2326-4000) during fiscal year 2026, and, upon a finding by the director of the budget in consultation with the director of legislative research that the total of the unencumbered balance and estimated receipts to be credited to the emergency medical services operating fund during fiscal year 2026 are insufficient to fund the budgeted expenditures and transfers from the emergency medical services operating fund for fiscal year 2026 in accordance with the provisions of appropriation acts, the director of the budget shall certify such funding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of moneys from the education incentive grant payment fund (206-00-2396-2510) to the emergency medical services operating fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures and transfers from the emergency medical services operating fund for the remainder of fiscal year 2026 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(f) During the fiscal year ending June 30, 2026, if any EMS regional council enters into a grant agreement with the emergency medical services board, such council shall be required to submit pursuant to such grant agreement a written report detailing and accounting for all expenditures and receipts of such council during such fiscal year. The emergency medical services board shall prepare a written report specifying and accounting for all moneys received by and expended by each individual council that has reported to the emergency medical services board pursuant to such grant agreement and submit such report to the house of representatives committee on appropriations and the senate committee on ways and means on or before February 1, 2026.

Sec. 131.

KANSAS SENTENCING COMMISSION

(a) On the effective date of this act, of the \$1,378,186 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 130(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the operating expenditures account (626-00-1000-0303), the sum of \$63,873 is hereby lapsed.

(b) On the effective date of this act, of the \$10,840,817 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 130(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the substance abuse treatment programs account (626-00-1000-0600), the sum of \$2,634,658 is hereby lapsed.

Sec. 132.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (626-00-1000-0303)\$1,443,127

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from the operating expenditures account for official hospitality shall not exceed \$3,000.

Substance abuse

treatment programs (626-00-1000-0600)\$11,955,628

Provided, That any unencumbered balance in the substance abuse treatment programs account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That, notwithstanding the provisions of K.S.A. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the above agency from the substance abuse treatment programs account of the state general fund during fiscal year 2026, expenditures may be made from such account for operating costs.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

General fees fund (626-00-2201).....No limit

Statistical analysis – federal fund (626-00-3600).....No limit

Coronavirus relief fund (626-00-3753).....No limit

Sec. 133.

KANSAS COMMISSION ON PEACE OFFICERS’
STANDARDS AND TRAINING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 132(a) of chapter 88 of the 2024 Session Laws of Kansas on the Kansas commission on peace officers’ standards and training fund (529-00-2583-2580) of the Kansas commission on peace officers’ standards and training is hereby increased from \$903,574 to \$947,358.

Sec. 134.

KANSAS COMMISSION ON PEACE OFFICERS’
STANDARDS AND TRAINING

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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 commission on
peace officers' standards and
training fund (529-00-2583-2580).....\$1,071,656

Provided, That expenditures from the Kansas commission on peace officers' standards and training fund for official hospitality shall not exceed \$1,000.

Local law enforcement training
reimbursement fund (529-00-2746-2700) No limit
Sec. 135.

STATE 911 BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Critical facility mapping grant program\$2,000,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to establish the critical facility mapping grant program to facilitate efficient emergency response by public safety agencies in the state of Kansas: *Provided*, That the purpose of such program is to develop current and authoritative interior and exterior GIS data for critical infrastructure in the state of Kansas: *Provided further*, That the above agency shall administer the program to provide grants to Kansas PSAPs, as defined in K.S.A. 12-5363, and amendments thereto, to develop such GIS data that meets the requirements established by the agency in a request for proposal: *And provided further*, That the program shall prioritize grants to develop such GIS data for the following facilities in the state in such order: (1) Any public or private elementary school or secondary school; (2) any public postsecondary state educational institution; (3) government buildings; (4) mass gathering sites; and (5) health-care facilities: *And provided further*, That any Kansas PSAP may apply to the program for a grant for services to develop such GIS data for one or more buildings in the service area of the PSAP, and such data shall: (A) Be in formats that are compatible with and supported by public safety applications commonly used by local, regional and state agencies within Kansas; (B) be in formats capable of being printed, shared electronically and, if requested, digitally integrated into interactive mobile platforms in use; (C) be verified for accuracy by the entity producing the data by conducting a walkthrough of the school facilities and grounds being mapped; (D) be able to be represented as oriented true north, include a grid with "x" and "y" coordinates for reference and include z-axis elevation data; (E) include accurate floor plans overlaid on current, verified aerial imag-

ery of the facility grounds; (F) include site-specific labels that match the structure of the buildings, including room labels, hallway names, external door or stairwell numbers and the location of hazards, critical utility locations, key boxes, automated external defibrillators and trauma kits; (G) contain site-specific labels that match the facility grounds, including parking areas, athletic fields, surrounding roads and neighboring properties; and (H) be provided to the facility owner and appropriate public safety agencies at no additional cost beyond initial production with ownership of the data being granted to the facilities to ensure that such facilities can use the data permanently without further fees or restrictions.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

State 911 fund	No limit
State 911 grant fund	No limit
State 911 operations fund	No limit

Sec. 136.

KANSAS DEPARTMENT OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (046-00-1000-0053)\$14,501,415

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026; *Provided further*, That expenditures from this account for official hospitality shall not exceed \$10,000; *Provided, however*, That if federal cooperative funding provided by the food safety and inspection service of the United States department of agriculture is equal to or greater than state funding approved for expenditures budgeted for meat and poultry inspections, then on July 1, 2025, of the \$14,501,415 appropriated for the above agency for the fiscal year ending June 30, 2026, by this section from the state general fund in the operating expenditures account, the sum of \$350,000 is hereby lapsed.

Agency legal services (046-00-1000-0300)\$50,000

Animal facilities inspection program emergency

animal shelter (046-00-1000-0065)\$50,000

BVLOS operations test range\$3,000,000

Provided, That expenditures shall be made by the above agency from such fund during fiscal year 2026 to acquire technology and necessary approvals to operate and maintain BVLOS operations for an agriculture-focused and FAA-approved UAS test range; *Provided further*, That the above

agency shall work with the Kansas congressional delegation for federal funds for BVLOS operations.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Meat and poultry inspection	
fee fund (046-00-2004-0700)	No limit
Entomology fee fund (046-00-2006-0900).....	
Livestock market brand inspection	
fee fund (046-00-2007-2010)	No limit
Veterinary inspection fee fund (046-00-2009-2020)	
Livestock brand fee fund (046-00-2011-2030).....	
Grain commodity commission	
services fund (046-00-2018-1070).....	No limit
Water structures fund (046-00-2037-1075).....	
Water structures – state	
highway fund (046-00-2043-1080)	No limit
Kansas agricultural	
remediation fund (046-00-2095-1090).....	No limit
Dairy fee fund (046-00-2105-1015).....	
Water resources cost fund (046-00-2110-1020)	
<i>Provided</i> , That all moneys received by the secretary of agriculture from any governmental or nongovernmental source to implement the provisions of the Kansas water banking act, K.S.A. 82a-761 through 82a-773, and amendments thereto, which are hereby authorized to be applied for and received, shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the water resources cost fund.	
Soil amendment fee fund (046-00-2117-1100).....	
Agricultural liming materials	
fee fund (046-00-2118-1200)	No limit
Weights and measures fee fund (046-00-2165-1500)	
Water appropriation	
certification fund (046-00-2168-1600)	No limit
Agriculture seed fee fund (046-00-2187-2720).....	
Chemigation fee fund (046-00-2194-1800).....	
Animal disease control fund (046-00-2202-2500)	
<i>Provided</i> , That expenditures from the animal disease control fund for official hospitality shall not exceed \$450.	
Animal dealers fee fund (046-00-2207-2050)	

Provided, That expenditures from the animal dealers fee fund for official hospitality shall not exceed \$300: *Provided further*, That expenditures shall be made from the animal dealers fee fund by the livestock commissioner for operating expenditures for an educational course regarding animals and their care and treatment as authorized by K.S.A. 47-1707, and amendments thereto, to be provided through the internet or printed booklets.

Plant pest emergency

response fund (046-00-2210-1805) No limit
 Water transfer hearing fund (046-00-2278-1900) No limit
 Publications fee fund (046-00-2322-2000) No limit

Provided, That expenditures may be made from the publications fee fund for operating expenditures related to preparation and publication of informational or educational materials related to the programs or functions of the Kansas department of agriculture: *Provided further*, That, notwithstanding the provisions of K.S.A. 75-1005, and amendments thereto, to the contrary, the secretary of agriculture is hereby authorized to enter into a contract with a commercial publisher for the printing, distribution and sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to collect fees from such commercial publisher pursuant to contract with the publisher for the sale of such materials: *And provided further*, That the secretary of agriculture is hereby authorized to receive and accept grants, gifts, donations or funds from any non-federal source for the printing, publication and distribution of such materials: *And provided further*, That all moneys received from such fees or for such grants, gifts, donations or other funds received for such purpose shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the publications fee fund.

Market development fund (046-00-2331-2351) No limit

Provided, That expenditures may be made from the market development fund for official hospitality: *Provided further*, That expenditures may be made from the market development fund for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture: *And provided further*, That all moneys received by the department of agriculture for repayment of loans made under the agricultural value added center program shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the market development fund.

Trademark fund (046-00-2333-2360) No limit
 Commercial industrial hemp act licensing

fee fund (046-00-2343-2343) No limit
 General fees fund (046-00-2346-2100) No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the regulatory programs of the Kansas department of agriculture and for official hospitality: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the general fees fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Conversion of materials and	
equipment fund (046-00-2402-2200).....	No limit
Lodging fee fund (046-00-2456-2400)	No limit
Buffer participation	
incentive fund (046-00-2517-2510).....	No limit
Land reclamation fee fund (046-00-2542-2090)	No limit
Petroleum inspection	
fee fund (046-00-2550-2550)	No limit
U.S. geological survey	
cooperative gauge agreement	
grants fund (046-00-2629-2800).....	No limit

Provided, That the secretary of agriculture is hereby authorized to enter into a cooperative gauge agreement with the United States geological survey: *Provided further*, That all moneys collected for the construction or operation of river water intake gauges shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the U.S. geological survey cooperative gauge agreement grants fund: *And provided further*, That expenditures may be made from this fund to pay the costs incurred in the construction or operation of river water intake gauges.

Laboratory equipment fund (046-00-2710-2700)	No limit
Arkansas river gaging fund (046-00-2751-2751)	No limit
Laboratory testing services	
fee fund (046-00-2752-2752)	No limit

Provided, That expenditures may be made from the laboratory testing services fee fund for administrative operating expenditures of the agriculture laboratory of the Kansas department of agriculture: *Provided further*, That the director of accounts and reports shall transfer an amount or amounts specified by the secretary of agriculture from any special revenue fund or funds of the department of agriculture that have available moneys to the laboratory testing services fee fund: *And provided further*, That the director of accounts and reports shall transmit a copy of such transfer request to the director of legislative research.

Compliance education fee fund (046-00-2757-2757) No limit
Provided, That all expenditures from the compliance education fee fund shall be for the purposes of compliance education: *Provided further*, That, notwithstanding the provisions of any statute to the contrary, during fiscal year 2026, the secretary of agriculture is hereby authorized to remit and designate amounts of moneys collected for civil fines and penalties by the department of agriculture to the state treasurer for deposit in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the compliance education fee fund: *And provided further*, That, upon receipt of each such remittance and designation, the state treasurer shall credit the entire amount of such remittance to the compliance education fee fund.

Conference registration and
 disbursement fund (046-00-2772-2101) No limit
Provided, That expenditures may be made from the conference registration and disbursement fund for official hospitality.

Reimbursement and
 recovery fund (046-00-2773-2294) No limit
Provided, That expenditures may be made from the reimbursement and recovery fund for official hospitality.

Agricultural chemical
 fee fund (046-00-2800-2900) No limit

Feeding stuffs

fee fund (046-00-2801-4000) No limit

Fertilizer fee fund (046-00-2802-4100) No limit

Pesticide use fee fund (046-00-2804-4300) No limit

Egg fee fund (046-00-2808-4600) No limit

Warehouse fee fund (046-00-2809-4700) No limit

Food safety fee fund (046-00-2813-4805) No limit

Pesticide disposal fund (046-00-2831-2831) No limit

Water structures emergency
 fund (046-00-2868-2868) No limit

Meat and poultry inspection
 fund – federal (046-00-3013-3100) No limit

NRCS grant CFDA
 10.932 fund (046-00-3022-3903) No limit

Water structures NRCS
 LIDAR grant (046-00-3081-3081) No limit

Market protection/
 promotion fund (046-00-3104-3315) No limit

Homeland security grant –
 federal fund (046-00-3199-3436) No limit

Cooperating technical partners –	
federal fund (046-00-3203-3213)	No limit
NRCS grant CFDA 10.931 fund (046-00-3228-3220)	No limit
EPA pesticide performance partnership grant –	
federal fund (046-00-3295-3290)	No limit
Plant/animal disease and	
pest control (046-00-3360)	No limit
FEMA dam safety –	
federal fund (046-00-3362-3353)	No limit
USDA Kansas forestry service –	
federal fund (046-00-3426-3380)	No limit
Ag stats report fund (046-00-3427-3390)	No limit
National floodplain insurance assistance (CAP) –	
federal fund (046-00-3445-3330)	No limit
Food/drug administration/research (046-00-3462)	No limit
Specialty crop block grant fund (046-00-3463-3300)	No limit
Local food purchase agreement –	
federal fund (046-00-3662-3662)	No limit
Resilient food system infrastructure	
program grant fund (046-00-3663-3663)	No limit
Watershed protect approach/WTR	
RSRCE MGT fund (046-00-3889)	No limit
NRCS stream bank water quality –	
federal fund (046-00-3917)	No limit
NRCS grant CFDA	
10.069 fund (046-00-3952-3901)	No limit
NRCS grant CFDA	
10.924 fund (046-00-3953-3902)	No limit
Flx finding mdl coop	
agmnt fund (046-00-3954-3905)	No limit
NRCS grant CFDA	
10.912 fund (046-00-3955-3904)	No limit
Gifts and donations fund (046-00-7305-7000)	No limit
<i>Provided</i> , That the secretary of agriculture is hereby authorized to receive gifts and donations of resources and money for services for the benefit and support of agriculture and purposes related thereto: <i>Provided further</i> , That such gifts and donations of money shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the gifts and donations fund.	
(c) There is appropriated from the above agency from the state water plan fund for the fiscal year ending June 30, 2026, for the water plan project or projects specified, the following:	
Interstate water issues (046-00-1800-0070)	\$541,029

Provided, That any unencumbered balance in the interstate water issues account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Water use (046-00-1800-0075)\$250,000

Provided, That any unencumbered balance in the water use account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Basin management (046-00-1800-0080)\$704,740

Provided, That any unencumbered balance in the basin management account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Irrigation technology (046-00-1800-0088)\$2,550,000

Provided, That any unencumbered balance in the irrigation technology account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Crop and livestock research (046-00-1800-0089)\$1,450,000

Provided, That any unencumbered balance in the crop and livestock research account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such account during fiscal year 2026 for the collaborative sorghum investment program: *Provided, however*, That expenditures from this account for the collaborative sorghum investment program shall only be made if the expenditures are matched by nonstate moneys on a \$3-for-\$1 basis.

Soil health initiative (046-00-1800-0090)\$400,000

Provided, That any unencumbered balance in the soil health initiative account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Water resources cost share (046-00-1800-1205)\$4,000,000

Provided, That any unencumbered balance in the water resources cost share account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That the initial allocation for grants to conservation districts for fiscal year 2026 shall be made on a priority basis, as determined by the secretary of agriculture and the provisions of the state water plan: *And provided further*, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide cost share grants to livestock production facilities for the purpose of improving water efficiency through technology or system upgrades.

Nonpoint source pollution assistance (046-00-1800-1210)\$1,871,401

Provided, That any unencumbered balance in the nonpoint source pollution assistance account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Conservation district aid (046-00-1800-1220).....\$5,252,706

Provided, That any unencumbered balance in the conservation district aid account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas conservation reserve
enhancement program (046-00-1800-1225).....\$1,250,000

Provided, That any unencumbered balance in the Kansas conservation reserve enhancement program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Watershed dam construction (046-00-1800-1240)\$3,000,000

Provided, That any unencumbered balance in the watershed dam construction account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That expenditures from the watershed dam construction account are hereby authorized for engineering contracts for watershed planning as determined by the secretary of agriculture.

Kansas water quality buffer initiatives (046-00-1800-1250)\$0

Provided, That any unencumbered balance in the Kansas water quality buffer initiatives account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all expenditures from the Kansas water quality buffer initiatives account shall be made for grants or incentives to install water quality best management practices: *And provided further*, That such expenditures may be made from this account from the approved budget amount for fiscal year 2026 in accordance with contracts, which are hereby authorized to be entered into by the secretary of agriculture, for such grants or incentives.

Riparian and wetland program (046-00-1800-1260).....\$154,024

Provided, That any unencumbered balance in the riparian and wetland program account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Streambank stabilization projects (046-00-1800-1290)\$2,000,000

Provided, That any unencumbered balance in the streambank stabilization projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas reservoir protection initiative administration\$2,000,000

Provided, That any unencumbered balance in the Kansas reservoir protection initiative administration account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(d) During the fiscal year ending June 30, 2026, the secretary of agriculture, with the approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas department of agriculture to another item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas department of agriculture: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of the budget; (2) the director of legislative research; (3) the chairperson of the house of representatives agriculture and natural resources budget committee; and (4) the appropriate chairperson of the subcommittee on agriculture of the senate committee on ways and means.

(e) On July 1, 2025, notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$128,379 from the state highway fund (276-00-4100-4100) of the department of transportation to the water structures – state highway fund (046-00-2043-1080) of the Kansas department of agriculture.

(f) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2026, the following:

Agriculture marketing
program (046-00-1900-1110)\$1,000,000

Provided, That expenditures may be made from the agriculture marketing program account for loans pursuant to loan agreements, which are hereby authorized to be entered into by the secretary of agriculture in accordance with repayment provisions and other terms and conditions as may be prescribed by the secretary of agriculture therefor under the agricultural value added center program.

(g) Notwithstanding the provisions of K.S.A. 82a-767, and amendments thereto, or any other statute concerning the length of time for conducting water bank evaluations, in addition to the other purposes for which expenditures may be made by the department of agriculture from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the department of agriculture from such moneys for fiscal year 2026 for the chief engineer, in consultation with the director of the Kansas water office, to develop a request for proposal and select an independent consultant to conduct the evaluation, as described in K.S.A. 82a-767, and amendments thereto, of the operations of the central Kansas water bank: *Provided*, That such evaluation shall include specific findings regarding the consumptive use and potential im-

pairment impacts involved with the use of safe deposit accounts in the Rattlesnake Creek hydrologic unit: *Provided further*, That the results of such evaluation shall be submitted to the house of representatives committee on water and the senate committee on agriculture and natural resources on or before January 12, 2026.

(h) During the fiscal year ending June 30, 2026, the secretary of agriculture, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas department of agriculture to any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office, university of Kansas, Kansas department of wildlife and parks or the department of health and environment – division of environment: *Provided*, That the secretary of agriculture shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*, That when the secretary of agriculture provides certification to the director of accounts and reports under this section, the secretary shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

Sec. 137.

STATE FAIR BOARD

(a) During the fiscal year ending June 30, 2025, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025 as authorized by section 136 of chapter 88 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the above agency from such moneys for fiscal year 2025 to submit a report to the senate committee on agriculture and natural resources and the house committee on agriculture and natural resources budget during the 2026 regular session of the legislature concerning the emergency command center at the state fair and plans from the above agency to raise \$750,000 in nonstate moneys to complete such emergency command center.

Sec. 138.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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

remittances of sales tax to the department of revenue, shall not exceed the following:

State fair fee fund (373-00-5182-5100)No limit

Provided, That expenditures from the state fair fee fund for official hospitality shall not exceed \$10,000.

State fair debt service special
revenue fund (373-00-2267-2200)No limit

State fair special cash fund (373-00-9088-9000)No limit

Sec. 139.

KANSAS WATER OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Water resources operating
expenditures (709-00-1000-0303)\$1,407,987

Provided, That any unencumbered balance in the water resources operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$1,500.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

General fees fund (709-00-2022)No limit

Provided, That expenditures may be made from the general fees fund for operating expenditures for the Kansas water office, including training and informational programs and official hospitality: *Provided further*, That the director of the Kansas water office is hereby authorized to fix, charge and collect fees for such programs: *And provided further*, That fees for such programs shall be fixed in order to recover all or part of the operating expenses incurred for such programs, including official hospitality: *And provided further*, That all fees received for such programs and all fees received for providing access to or for furnishing copies of public records shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the general fees fund.

Lower Smoky Hill water supply
access fund (709-00-2203-2203)No limit

Water marketing fund (709-00-2255-2100)No limit

Provided, That expenditures may be made from the water marketing fund for the purchase of vessel liability insurance.

Indirect cost fund (709-00-2419-2419) No limit
State conservation storage water

supply fund (709-00-2502-2600)..... No limit
Provided, That expenditures may be made by the above agency from the state conservation storage water supply fund for acquisition of storage or to complete studies or take actions necessary to ensure reservoir storage sustainability, subject to the availability of moneys credited to the state conservation storage water supply fund.

Local water project
match fund (709-00-2620-3200) No limit

Provided, That all moneys received from local government entities and instrumentalities to be used to match funds for water projects shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the local water project match fund: *Provided further*, That all moneys credited to this fund shall be used to match state funds or federal funds, or both, for water projects.

Water supply storage
assurance fund (709-00-2631) No limit

Provided, That no additional water supply storage space shall be purchased in Milford, Perry, Big Hill or Hillsdale reservoirs during fiscal year 2026 unless a contract is entered into under the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, to supply water to users that is not held under contract in such reservoirs.

Republican river water conservation projects –
Nebraska moneys fund (709-00-2690-2640) No limit

Republican river water conservation projects –
Colorado moneys fund (709-00-2691-2680)..... No limit

South fork Republican river water conservation
projects fund (709-00-2824-2824) No limit

Provided, That during the fiscal year ending June 30, 2026, the above agency shall pay an amount equal to the amount certified pursuant to subsection (k) from the south fork Republican river water conservation projects fund as a grant pursuant to the grant agreement entered into by the Kansas water office and the Cheyenne county conservation district: *Provided further*, That in accordance with the grant agreement, such moneys shall be used exclusively for the purposes of paying all or a portion of the costs of the projects specified in K.S.A. 82a-1804(g), and amendments thereto, in the area lying in the south fork of the upper Republican river basin in northwest Kansas in all or parts of Cheyenne and Sherman counties: *And provided further*, That in accordance with the grant agreement, all expenditures of such moneys shall be approved by the Cheyenne

county conservation district and the Kansas water office: *And provided further*, That, in accordance with the grant agreement, such moneys shall be administered by the Cheyenne county conservation district and any interest earned on such moneys shall be used for the purposes prescribed by this subsection: *And provided further*, That in accordance with the grant agreement, all expenditures and the status of new projects approved by the Cheyenne county conservation district shall be reported not later than November 1, 2026, to the Kansas water office.

Water technical assistance fund (709-00-2875-2875)	No limit
Water projects grant fund (709-00-2881-2881)	No limit
Equipment leasing	
fee fund (709-00-2892-2892)	No limit
Milford RCPP federal fund (709-00-3022-3022)	No limit
Multipurpose grant fund (709-00-3103-3103)	No limit
Emergency management performance	
grant fund (709-00-3342-3342)	No limit
HHPD rehabilitation	
grant fund (709-00-3362-3362)	No limit
Water reclamation and reuse	
grant fund (709-00-3731-3731)	No limit
EPA wetland development	
grant fund (709-00-3914)	No limit
Motor pool vehicle	
replacement fund (709-00-6120-6100)	No limit

(c) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2026, for the state water plan project or projects specified, the following:

Assessment and evaluation (709-00-1800-1110)	\$1,500,000
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Provided, That any unencumbered balance in the assessment and evaluation account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

MOU – storage operations and maintenance	
(709-00-1800-1150)	\$778,711

Provided, That any unencumbered balance in the MOU – storage operations and maintenance account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Stream gaging (709-00-1800-1190)	\$698,708
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Provided, That any unencumbered balance in the stream gaging account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Conservation assistance for water users (709-00-1800-1200)	\$500,000
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Provided, That any unencumbered balance in the conservation assistance for water users account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Reservoir and water quality research (709-00-1800-1275).....\$500,000

Provided, That any unencumbered balance in the reservoir and water quality research account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Water quality partnerships (709-00-1800-1280)\$1,464,890

Provided, That any unencumbered balance in the water quality partnerships account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas water plan education
and outreach strategy (709-00-1800-1281).....\$400,000

Provided, That any unencumbered balance in the Kansas water plan education and outreach strategy account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

High plains aquifer partnerships (709-00-1800-1282).....\$2,000,000

Provided, That any unencumbered balance in the high plains aquifer partnerships account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Kansas reservoir protection initiative (709-00-1800-1286).....\$0

Provided, That any unencumbered balance in the Kansas reservoir protection initiative account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Equus beds chloride plume
remediation project (709-00-1800-1287).....\$0

Provided, That any unencumbered balance in the equus beds chloride plume remediation project account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Flood response study (709-00-1800-1288).....\$0

Provided, That any unencumbered balance in the flood response study account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Arbuckle study (709-00-1800-1289)\$300,000

Provided, That any unencumbered balance in the Arbuckle study account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

HB 2302 projects (709-00-1800-1300).....\$850,000

Provided, That any unencumbered balance in the HB 2302 projects ac-

count in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Water injection dredging (709-00-1800-1290).....\$0

Provided, That any unencumbered balance in the water injection dredging account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Water planning and project development\$1,500,000

Independent program evaluation\$450,000

John Redmond reservoir

hydrosuction pilot program\$1,500,000

Provided, That no expenditures shall be made by the above agency from such account during fiscal year 2026 for a sedimentation hydrosuction pilot program on the John Redmond reservoir unless the above agency seeks a partnership with the United States army corps of engineers or another federal agency and the United States army corps of engineers or another federal agency commits to providing a contribution for the costs of such hydrosuction pilot program.

(d) During the fiscal year ending June 30, 2026, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office to another item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to: (1) The director of legislative research; (2) the chairperson of the house of representatives agriculture and natural resources budget committee; and (3) the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(e) During the fiscal year ending June 30, 2026, the director of the Kansas water office, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office to any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas department of agriculture, university of Kansas, Kansas department of wildlife and parks or the department of health and environment – division of environment: *Provided*, That the director of the Kansas water office shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*, That when the director of the Kansas water office provides certification to the director of accounts and reports under this

section, the director shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

(f) During the fiscal year ending June 30, 2026, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of a cash flow shortfall, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to maintain the cash flow of the water marketing fund upon approval of each such loan by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. No such loan shall be made unless the terms have been approved by the director of the budget. A copy of the terms of each such loan shall be submitted to the director of legislative research. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall be repaid without interest within one year from the date of the loan.

(g) During the fiscal year ending June 30, 2026, if it appears that the resources are insufficient to meet in full the estimated expenditures as they become due to meet the financial obligations imposed by law on the water marketing fund (709-00-2255-2100) of the Kansas water office as a result of increases in water rates, fees or charges imposed by the federal government, the pooled money investment board is authorized and directed to loan to the director of the Kansas water office a sufficient amount or amounts of moneys to reimburse the water marketing fund for increases in water rates, fees or charges imposed by the federal government and to allow the Kansas water office to spread such increases to consumers over a longer period, except that no such loan shall be made unless the terms thereof have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto. The pooled money investment board is authorized and directed to use any moneys in the operating accounts, investment accounts or other investments of the state of Kansas to provide the funds for each such loan. Each such loan shall bear interest at a rate equal to the net earnings rate for the pooled money investment portfolio at the time of the making of such loan. Such loan shall not be deemed

to be an indebtedness or debt of the state of Kansas within the meaning of section 6 of article 11 of the constitution of the state of Kansas. Upon certification to the pooled money investment board by the director of the Kansas water office of the amount of each loan authorized pursuant to this subsection, the pooled money investment board shall transfer each such amount certified by the director of the Kansas water office from the state bank account or accounts to the water marketing fund of the Kansas water office. The principal and interest of each loan authorized pursuant to this subsection shall be repaid in payments payable at least annually for a period of not more than five years.

(h) During the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer an amount or amounts specified by the director of the Kansas water office prior to April 1, 2026, from the water marketing fund (709-00-2255-2100) to the state general fund, in accordance with the provisions of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, and rules and regulations adopted thereunder, for the purposes of making repayments to the state general fund for moneys advanced for annual capital cost payments for water supply storage space in reservoirs.

(i) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the Kansas water office from moneys appropriated from the state general fund or any special revenue fund or funds for the above agency for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the Kansas water office from the state general fund or from any special revenue fund or funds for fiscal year 2026 to provide for the Kansas water office to lead database coordination of water quality and quantity data for all state water agencies and cooperating federal agencies to facilitate policy-making and such other matters relating thereto.

(j) During the fiscal year ending June 30, 2026, the director of the Kansas water office shall certify to the director of accounts and reports the amount of moneys expended by the Kansas department of agriculture from the state general fund that is attributable to the administration of the state water plan storage act, K.S.A. 82a-1301 et seq., and amendments thereto, or the water assurance program act, K.S.A. 82a-1330 et seq., and amendments thereto: *Provided*, That upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount certified from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state general fund: *Provided further*, That the director of the Kansas water office shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(k) During the fiscal year ending June 30, 2026, the director of the Kansas water office shall certify the amount of moneys in the Republican river water conservation projects – Colorado moneys fund and shall transmit such certification, along with the amount to be transferred, to the director of accounts and reports. Upon receipt of such certification, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer the amount specified by the director of the Kansas water office from the Republican river water conservation projects – Colorado moneys fund to the south fork Republican river water conservation projects fund: *Provided*, That the director of the Kansas water office shall transmit a copy of such certification to the director of the budget and to the director of legislative research.

(l) During the fiscal year ending June 30, 2026, the director of the Kansas water office, with approval of the director of the budget, may transfer moneys from the water marketing fund (709-00-2255-2100) of the Kansas water office to the state conservation storage water supply fund (709-00-2502-2600) of the Kansas water office: *Provided*, That the director of the Kansas water office shall certify each such transfer of moneys to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(m) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$7,000,000 from the water supply storage debt payment for Milford and Perry reservoirs account (039-00-1000-0610) of the state general fund of the state treasurer to the state water plan fund.

Sec. 140.

KANSAS DEPARTMENT OF WILDLIFE AND PARKS

(a) On the effective date of this act, of the amounts appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 140(b) of chapter 88 of the 2024 Session Laws of Kansas from the state economic development initiatives fund in the reimbursement for annual licenses issued to national guard members account (710-00-1900-1930), the sum of \$67,649 is hereby lapsed.

(b) On the effective date of this act, of the amounts appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 140(b) of chapter 88 of the 2024 Session Laws of Kansas from the state economic development initiatives fund in the reimbursement for annual park permits issued to national guard members account (710-00-1900-1940), the sum of \$35,802 is hereby lapsed.

(c) On the effective date of this act, of the amounts appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2025, by section 140(b) of chapter 88 of the 2024 Session Laws of Kansas

from the state economic development initiatives fund in the reimbursement for annual licenses issued to Kansas disabled veterans account (710-00-1900-1950), the sum of \$94,497 is hereby lapsed.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 140(c) of chapter 88 of the 2024 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife and parks is hereby increased from \$1,164,788 to \$1,491,763.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 140(c) of chapter 88 of the 2024 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife and parks is hereby increased from \$2,084,033 to \$2,466,529.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 178(f) of chapter 88 of the 2024 Session Laws of Kansas on the parks fee fund (710-00-2122-2066) of the Kansas department of wildlife and parks is hereby increased from \$1,260,000 to \$1,448,037.

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 178(h) of chapter 88 of the 2024 Session Laws of Kansas on the wildlife fee fund (710-00-2300-3262) of the Kansas department of wildlife and parks is hereby increased from \$1,290,834 to \$1,869,594.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 178(i) of chapter 88 of the 2024 Session Laws of Kansas on the cabin revenue fund (710-00-2668-2660) of the Kansas department of wildlife and parks is hereby increased from \$700,046 to \$1,937,500.

Sec. 141.

KANSAS DEPARTMENT OF
WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2026, the following:

Water quality\$224,457

(b) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2026, the following:

Operating expenditures (710-00-1900-1910)\$1,900,000

Provided, That any unencumbered balance in the operating expenditures account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided, however*, That expenditures from this account for official hospitality shall not exceed \$2,500: *Provided further*, That, in

addition to the other purposes for which expenditures may be made by the above agency from the operating expenditures account for fiscal year 2026, expenditures shall be made by the above agency from the operating expenditures account for fiscal year 2026 to include a provision on the calendar year 2026 applications for hunting licenses, fishing licenses and annual park permits for the applicant to make a voluntary contribution of \$2 or more to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members and annual park permits issued to Kansas national guard members: *And provided further*, That all moneys received as voluntary contributions to support the annual licenses issued to Kansas disabled veterans, annual licenses issued to Kansas national guard members and annual park permits issued to Kansas national guard members shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the free licenses and permits fund.

State parks operating
expenditures (710-00-1900-1920)\$2,200,000

Provided, That any unencumbered balance in the state parks operating expenditures account in excess of \$100 as of June 30, 2025, is hereby re-appropriated for fiscal year 2026.

Reimbursement for annual licenses issued to
national guard members (710-00-1900-1930)\$36,342

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to national guard members account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all moneys in the reimbursement for annual licenses issued to national guard members account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2026 to Kansas army or air national guard members, which licenses are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to national guard members account to pay the wildlife fee fund for such licenses.

Reimbursement for annual park permits issued to national
guard members (710-00-1900-1940)\$17,922

Provided, That any unencumbered balance in the reimbursement for annual park permits issued to national guard members account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all moneys in the reimbursement for annual park permits issued to national guard members account shall be expended to

pay the parks fee fund for the cost of fees for annual park vehicle permits issued for the calendar year 2026 to Kansas army or air national guard members, which annual park vehicle permits are hereby authorized to be issued without charge to such members in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual park permits issued to national guard members account to pay the parks fee fund for such permits: *Provided further*, That not more than one annual park vehicle permit per family shall be eligible to be paid from this account.

Reimbursement for annual licenses issued to Kansas

disabled veterans (710-00-1900-1950)\$69,736

Provided, That any unencumbered balance in the reimbursement for annual licenses issued to Kansas disabled veterans account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: *Provided further*, That all moneys in the reimbursement for annual licenses issued to Kansas disabled veterans account shall be expended to pay the wildlife fee fund for the cost of fees for annual hunting and annual fishing licenses issued for the calendar year 2026 to Kansas disabled veterans, which licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife and parks therefor and subject to the limitation of the moneys appropriated and available in the reimbursement for annual licenses issued to Kansas disabled veterans account to pay the wildlife fee fund for such licenses: *Provided, however*, That to qualify for such license without charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions, have a disability certified by the Kansas office of veterans services as being service connected and such service-connected disability is equal to or greater than 30%: *And provided further*, That no other hunting or fishing licenses or permits shall be eligible to be paid from this account.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Prairie spirit rails-to-trails

fee fund (710-00-2025-2030)No limit

State agricultural

production fund (710-00-2050-5100)No limit

Nonfederal grants fund (710-00-2063-2090)No limit

Wildlife and parks

nonrestricted fund (710-00-2065-2120).....No limit

Development and promotions fund (710-00-2097-2010).....	No limit
Wildlife conservation fund (710-00-2100-2020).....	No limit
Parks fee fund (710-00-2122-2053)	\$12,673,223

Provided, That additional expenditures may be made from the parks fee fund for fiscal year 2026 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the parks fee fund for fiscal year 2026: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Parks restitution fund (710-00-2156-2100)	No limit
Fish and wildlife restitution fund (710-00-2166-2750).....	No limit
Department access roads fund (710-00-2178-2761).....	\$2,501,078
Boating fee fund (710-00-2245-2813)	\$1,578,866

Provided, That additional expenditures may be made from the boating fee fund for fiscal year 2026 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the boating fee fund for fiscal year 2026: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate.

Wildlife fee fund (710-00-2300-2890).....	\$36,484,671
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Provided, That additional expenditures may be made from the wildlife fee fund for fiscal year 2026 for the purposes of compensating federal aid program expenditures, if necessary, in order to comply with requirements established by the United States fish and wildlife service for the utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditure limitation imposed upon the wildlife fee fund for fiscal year 2026: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and the legislature as appropriate: *And provided further*, That expenditures from the wildlife fee fund for official hospitality shall not exceed \$4,000.

Publication and other sales fund (710-00-2399-2399).....	No limit
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Provided, That, in addition to other purposes for which expenditures may be made by the above agency from moneys appropriated from the publication and other sales fund for fiscal year 2026, expenditures may be made from such fund for the purpose of compensating federal aid program expenditures, if necessary, in order to comply with the requirements established by the United States fish and wildlife service for utilization of federal aid funds: *Provided further*, That all such expenditures shall be in addition to any expenditures made from the publication and other sales fund for fiscal year 2026: *And provided further*, That the secretary of wildlife and parks shall report all such expenditures to the governor and legislature as appropriate.

Free licenses and	
permits fund (710-00-2493-2493)	No limit
Nongame wildlife	
improvement fund (710-00-2593-3300)	No limit
Feed the hungry fund (710-00-2642-2640)	No limit
Cabin revenue fund (710-00-2668-2660)	No limit
Federally licensed wildlife	
areas fund (710-00-2670-3400)	No limit
Disaster grants – public	
assistance fund (710-00-3005-3005)	No limit
Wetlands reserve	
program fund (710-00-3007-3060)	No limit
Adaptive science fund (710-00-3015-3050)	No limit
Soil/water conservation fund (710-00-3083-3083)	No limit
Energy efficiency/conservation block	
grant fund (710-00-3157-3157)	No limit
Navigation projects fund (710-00-3191-3191)	No limit
Recreation resource	
management fund (710-00-3197-3197)	No limit
Cooperative endangered species	
conservation fund (710-00-3198-3198)	No limit
Landowner incentive	
program fund (710-00-3200-3210)	No limit
State wildlife grants fund (710-00-3204-3204)	No limit
Endangered species –	
recovery fund (710-00-3209-3209)	No limit
Bulletproof vest	
partnership fund (710-00-3216-3216)	No limit
Enforce underage drinking	
law fund (710-00-3219-3219)	No limit
Recreational trails	
program fund (710-00-3238-3238)	No limit

Boating safety financial assistance fund (710-00-3251-3250)	No limit
Highway planning/ construction fund (710-00-3333-3333)	No limit
Plant and animal disease and pest control fund (710-00-3360-3361)	No limit
Americorps – ARRA fund (710-00-3404-3405)	No limit
Wildlife restoration fund (710-00-3418-3418)	No limit
Cooperative forestry assistance fund (710-00-3426-3426)	No limit
North America wetland conservation fund (710-00-3453-3453)	No limit
Wildlife services fund (710-00-3485-3485)	No limit
Sport fish restoration fund (710-00-3490-3490)	No limit
Fish/wildlife management assistance fund (710-00-3495-3495)	No limit
Migratory bird monitoring (710-00-3504-3504)	No limit
Fish/wildlife core act fund (710-00-3513-3513)	No limit
Voluntary public access (710-00-3557-3557)	No limit
American rescue plan state relief fund (710-00-3756-3536)	No limit
<i>Provided</i> , That expenditures in an amount of not less than \$200,000 shall be made by the above agency from such fund during fiscal year 2026 to provide support for a marina located on Cheney lake.	
Outdoor recreation acquisition, development and planning fund (710-00-3794-3794)	No limit
Land and water conservation fund – local (710-00-3794-3795)	No limit
Land and water conservation fund – state (710-00-3794-3920)	No limit
White-nose syndrome response (710-00-3904-3904)	No limit
Watershed protection/flood prevention fund (710-00-3906-3906)	No limit
Enhanced hunter education program (710-00-3929-3929)	No limit
Central aircraft fund (710-00-6145-6100)	No limit

Provided, That expenditures may be made by the above agency from the central aircraft fund for aircraft operating expenditures, for aircraft maintenance and repair, to provide aircraft services to other state agencies and for the purchase of state aircraft insurance: *Provided further*, That the secretary of wildlife and parks is hereby authorized to fix, charge and col-

lect fees for the provision of aircraft services to other state agencies: *And provided further*, That such fees shall be fixed to recover all or part of the operating expenditures incurred in providing such services: *And provided further*, That all fees received for such services shall be credited to the central aircraft fund.

Department of wildlife

and parks private gifts and

donations fund (710-00-7335-7000).....No limit

Employee maintenance deduction

clearing fund (710-00-9120-9100)No limit

Suspense fund (710-00-9159-9000).....No limit

Great plains LCCNo limit

USDA grant manual updateNo limit

Economic adjustment assistance fund (710-00-3415)No limit

Law enforcement agency support fund (710-00-3625)No limit

FHT RAISE grant federal fund (710-00-3902)No limit

(d) During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from any special revenue fund or funds for fiscal year 2026, from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such moneys appropriated from any special revenue fund or funds for fiscal year 2026, from which expenditures may be made for salaries and wages, for progression within the existing pay structure for natural resource officers of the Kansas department of wildlife and parks: *Provided, however*, That, notwithstanding the provisions of K.S.A. 75-2935, and amendments thereto, or any other statute, the secretary of wildlife and parks shall not require such officer to transfer into the unclassified service in order to progress within the existing pay structure pursuant to this subsection.

(e) Notwithstanding the provisions of K.S.A. 32-9,100, and amendments thereto, or any other statute to the contrary, in addition to the other purposes for which expenditures may be made by the Kansas department of wildlife and parks from moneys appropriated from the wildlife fee fund (710-00-2300-2880) of the Kansas department of wildlife and parks for the fiscal year ending June 30, 2026, by this or any other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the above agency from such moneys during fiscal year 2026 to issue senior lifetime hunting and fishing licenses to Kansas resident disabled veterans who are 65 years of age or older: *Provided*, That such licenses are hereby authorized to be issued without charge to such veterans in accordance with policies and procedures prescribed by the secretary of wildlife and parks: *Provided further*, That, to qualify for such license without

charge, the resident disabled veteran shall have been separated from the armed services under honorable conditions and have a disability certified by the Kansas office of veterans services as being service-related and such service-connected disability is equal to or greater than 30%.

(f) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor's department to the American rescue plan state relief fund (710-00-3756-3536) of the Kansas department of wildlife and parks.

(g) During the fiscal year ending June 30, 2026, the secretary of wildlife and parks, with approval of the director of the budget, may transfer any part of any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas department of wildlife and parks to any item of appropriation for fiscal year 2026 from the state water plan fund for the Kansas water office, Kansas department of agriculture, university of Kansas or the department of health and environment – division of environment: *Provided*, That the secretary of wildlife and parks shall certify each such transfer to the director of accounts and reports and upon receipt of such certification, the director of accounts and reports shall transfer such certified amount to the certified item of appropriation: *Provided further*, That when the secretary of wildlife and parks provides certification to the director of accounts and reports under this section, the secretary shall transmit a copy of each such certification to the director of legislative research, the chairperson of the house of representatives agriculture and natural resources budget committee and the appropriate chairperson of the subcommittee on natural resources of the senate committee on ways and means.

Sec. 142.

DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 142(c)(1) of chapter 88 of the 2024 Session Laws of Kansas on the buildings – rehabilitation and repair account (276-00-4100-8005) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$5,200,000 to \$6,177,163.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 142(c)(1) of chapter 88 of the 2024 Session Laws of Kansas on the buildings – re-roofing account (276-00-4100-8010) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$659,080 to \$1,437,138.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2025, by section 142(c)(1) of

chapter 88 of the 2024 Session Laws of Kansas on the buildings – other construction renovation and repair account (276-00-4100-8070) of the state highway fund (276-00-4100-4100) of the department of transportation is hereby increased from \$6,688,936 to \$33,521,896.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2025, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2025 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – purchase land (276-00-4100-8065)\$67,927

(e) On the effective date of this act, or soon thereafter as moneys are available, the director of accounts and reports shall transfer \$300,000 from the state highway fund (276-00-4100-4100) to the driver's education scholarship grant fund (276-00-2851-2851) of the department of transportation.

Sec. 143.

DEPARTMENT OF TRANSPORTATION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Rail service

improvement fund (276-00-2008-2100)No limit

Rail service improvement fund –

state funds (276-00-2008-2110)No limit

Seat belt safety fund (276-00-2216-2216)No limit

Conversion of materials and

equipment fund (276-00-2256-2256).....No limit

Interagency motor vehicle fuel

sales fund (276-00-2298-2400)No limit

Provided, That expenditures may be made from the interagency motor vehicle fuel sales fund to provide and sell motor vehicle fuel to other state agencies: *Provided further*, That the secretary of transportation is hereby authorized to fix, charge and collect fees for motor vehicle fuel sold to other state agencies: *And provided further*, That such fees shall be fixed in order to recover all or part of the expenses incurred in providing motor vehicle fuel to other state agencies: *And provided further*, That all fees received for such sales of motor vehicle fuel shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the interagency motor vehicle fuel sales fund.

Traffic records	
enhancement fund (276-00-2356-2000)	No limit
Coordinated public transportation	
assistance fund (276-00-2572-0300)	No limit
Highway special	
permits fund (276-00-2576-2576)	\$0
Transportation technology	
development fund (276-00-2835-2835)	No limit
Broadband infrastructure construction	
grant fund (276-00-2836-2836)	No limit
Short line rail improvement fund (276-00-2837-2837)	No limit
Driver's education scholarship	
grant fund (276-00-2851-2851)	No limit
Kansas air service development incentive	
program fund (276-00-2894-2894)	No limit
<i>Provided</i> , That all expenditures from the Kansas air service development incentive program fund shall be to support commercial service airports in Kansas: <i>Provided further</i> , That the Kansas department of transportation shall establish requirements for the program, taking into consideration: (1) Recent or imminent regional economic development opportunities, including, but not limited to, new business entering the market area or business growth in the market area; (2) viable air service opportunities, including, but not limited to, airline support service or market data support service; (3) air service routes serving a market area that meets the needs of such economic development opportunities, including, but not limited to, routes establishing a pipeline to areas with workforce talent or serving a customer base or main business function; and (4) local match requirements, including, but not limited to, opportunities to use state or local moneys to leverage federal air service development grant funds: <i>And provided further</i> , That local entities representing commercial service airports may apply for grants from such fund: <i>And provided further</i> , That the Kansas department of transportation shall form a selection committee to evaluate such applications: <i>And provided further</i> , That not more than \$1,000,000 shall be awarded for a single commercial service airport: <i>And provided further</i> , That all grant moneys awarded to a local entity shall be deposited in an interest-bearing escrow account: <i>And provided further</i> , That, when awarded a grant, such local entity shall execute a minimum revenue guarantee (MRG) agreement with an airline: <i>And provided further</i> , That such MRG agreement shall describe the thresholds that trigger drawdowns of grant moneys: <i>And provided further</i> , That the Kansas department of transportation shall verify all expenses before authorizing any drawdown of grant moneys from such escrow account.	
Other federal grants fund (276-00-3122-3100)	No limit

American rescue plan state

relief fund (276-00-3756-3536) No limit

State highway fund (276-00-4100-4100) No limit

Provided, That no expenditures may be made from the state highway fund other than for the purposes specifically authorized by this or other appropriation act.

Highway bond

proceeds fund (276-00-4109-4110) No limit

Public use general aviation airport

development fund (276-00-4140-4140) No limit

County equalization and

adjustment fund (276-00-4210-4210) \$2,500,000

Special city and county

highway fund (276-00-4220-4220) No limit

Highway bond debt

service fund (276-00-4707-9000) No limit

Rail service assistance program loan

guarantee fund (276-00-7502-7200) No limit

Railroad rehabilitation loan

guarantee fund (276-00-7503-7500) No limit

Provided, That expenditures from the railroad rehabilitation loan guarantee fund shall not exceed the amount that the secretary of transportation is obligated to pay during the fiscal year ending June 30, 2026, in satisfaction of liabilities arising from the unconditional guarantee of payment that was entered into by the secretary of transportation in connection with the mid-states port authority federally taxable revenue refunding bonds, series 1994, dated May 1, 1994, authorized by K.S.A. 12-3420, and amendments thereto, and guaranteed pursuant to K.S.A. 75-5031, and amendments thereto.

Transportation

revolving fund (276-00-7511-1000) No limit

Communication system

revolving fund (276-00-7524-7700) No limit

Kansas intermodal transportation

revolving fund (276-00-7552-7551) No limit

Passenger rail service revolving fund No limit

Provided, That, notwithstanding the provisions of K.S.A. 75-5089, and amendments thereto, or any other statute, expenditures may be made by the above agency from the passenger rail service revolving fund during the fiscal year ending June 30, 2026, to make loans or grants for the costs of qualifying projects and operating support for Amtrak or any common rail carrier approved by the federal railroad administration for operation

of an intercity passenger rail service program to connect Kansas by rail to other member states of the midwest interstate passenger rail commission, the midwest regional rail system, the national passenger rail network and any other passenger rail service operations serving Kansas: *Provided, however,* That no expenditures shall be made from this fund for loans or grants until such loans or grants have been approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given while the legislature is in session.

(b) Expenditures may be made by the above agency for the fiscal year ending June 30, 2026, from the state highway fund (276-00-4100-4100) for the following specified purposes: *Provided,* That expenditures from the state highway fund for fiscal year 2026, other than refunds authorized by law for the following specified purposes, shall not exceed the limitations prescribed therefor as follows:

Agency operations (276-00-4100-0403)\$348,012,564

Provided, That expenditures from the agency operations account of the state highway fund for official hospitality by the secretary of transportation shall not exceed \$5,000: *Provided further,* That expenditures may be made from this account for engineering services furnished to counties for road and bridge projects under K.S.A. 68-402e, and amendments thereto.

Bond services fees (276-00-4100-0580) No limit
Substantial maintenance (276-00-4100-0700) No limit
Claims (276-00-4100-1150) No limit
Conference fees (276-00-4100-2200) No limit

Provided, That the secretary of transportation is hereby authorized to fix, charge and collect conference, training and workshop attendance and registration fees for conferences, training seminars and workshops sponsored or cosponsored by the department: *Provided further,* That such fees shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the conference fees account of the state highway fund: *And provided further,* That expenditures may be made from this account to defray all or part of the costs of the conferences, training seminars and workshops.

Federal local aid programs (276-00-4100-3000) No limit
Categorical aid NHTSA national priority (276-00-4100-3035) No limit
Payments for city

connecting links (276-00-4100-6200).....\$5,360,000
Unmanned aerial systems –

UAS aviation only (276-00-4100-6400) No limit
Other capital improvements (276-00-4100-8075) No limit

Provided, That the secretary of transportation is authorized to make expenditures from the other capital improvements account to undertake a program to assist cities and counties with railroad crossings of roads not on the state highway system.

(c) (1) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the state highway fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Buildings – rehabilitation and repair (276-00-4100-8005)	\$5,400,000
Buildings – reroofing (276-00-4100-8010)	\$446,758
Buildings – other construction, renovation and repair (276-00-4100-8070)	\$11,671,107

(2) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund (276-00-4100-4100) for fiscal year 2026, expenditures may be made by the above agency from the state highway fund for fiscal year 2026 from the unencumbered balance as of June 30, 2026, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2026 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2026, subject to the provisions of subsection (d): *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2026.

(d) During the fiscal year ending June 30, 2026, the secretary of transportation, with the approval of the director of the budget, may transfer any part of any item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2026 from the state highway fund (276-00-4100-4100) for the department of transportation to another item of appropriation in a capital improvement project account for a building or buildings for fiscal year 2026 from the state highway fund for the department of transportation: *Provided*, That the secretary of transportation shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of legislative research.

(e) On April 1, 2026, the director of accounts and reports shall transfer from the motor pool service fund (173-00-6109-4020) of the department of administration to the state highway fund (276-00-4100-4100) of

the department of transportation an amount determined to be equal to the sum of the annual vehicle registration fees for each vehicle owned or leased by the state or any state agencies in accordance with K.S.A. 75-4611, and amendments thereto.

(f) During the fiscal year ending June 30, 2026, upon notification from the secretary of transportation that an amount is due and payable from the railroad rehabilitation loan guarantee fund (276-00-7503-7500), the director of accounts and reports shall transfer from the state highway fund (276-00-4100-4100) to the railroad rehabilitation loan guarantee fund the amount certified by the secretary as due and payable.

(g) Any payment for services during the fiscal year ending June 30, 2026, from the state highway fund (276-00-4100-4100) to other state agencies shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2026.

(h) Notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, for the fiscal year ending June 30, 2026, the secretary of transportation shall apportion and distribute quarterly, on the first day of January, April, July and October, to cities on the state highway system from the state highway fund moneys at the rate of \$5,000 per year per lane per mile for the maintenance of streets and highways in cities designated by the secretary as city connecting links: *Provided*, That all moneys so distributed shall be used solely for the maintenance of city connecting links: *Provided further*, That such apportionment shall apply only to those city connecting link lanes maintained by the city, and shall not apply to city connecting link lanes maintained by the secretary pursuant to agreement with the city: *And provided further*, That, as used in this subsection, “lane” means the portion of the roadway for use of moving traffic of a standard width prescribed by the secretary.

(i) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund (276-00-4100-4100) to the passenger rail service revolving fund of the department of transportation.

(j) In addition to other purposes for which expenditures may be made by the department of transportation from the economic development account (276-00-4100-0860) of the state highway fund (276-00-4100-4100) for fiscal year 2026, expenditures shall be made by the above agency from the economic development account of the state highway fund for fiscal year 2026 for the department of transportation’s economic development grant program to assist local governments in upgrading county roads impacted by dairy industry expansion in southwest Kansas: *Provided*, That expenditures for such purpose from the economic development account of the state highway fund for fiscal year 2026 shall not exceed \$6,000,000: *Provided further*, That all such expenditures for such purpose shall be in

addition to any expenditure limitation imposed on the state highway fund for fiscal year 2026.

(k) On the effective date of this act, or soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund (276-00-4100-4100) to the Kansas air service development incentive program fund (276-00-2894-2894).

Sec. 144. (a) On June 30, 2026, notwithstanding the provisions of K.S.A. 74-8768, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount of any unencumbered balance in the expanded lottery act revenues fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the expanded lottery act revenues fund to the state general fund as prescribed by law.

(b) On June 30, 2026, the director of accounts and reports shall determine and notify the director of the budget if the amount of revenue collected in the expanded lottery act revenues fund for the fiscal year ending June 30, 2026, is insufficient to fund the appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2026, in accordance with the provisions of appropriation acts. The director of the budget shall certify to the director of accounts and reports the amount necessary to be transferred from the state general fund to the expanded lottery act revenues fund in order to fund all such appropriations and transfers that are authorized from the expanded lottery act revenues fund for the fiscal year ending June 30, 2026. Upon receipt of such certification, the director of accounts and reports shall transfer the amount of moneys from the state general fund to the expanded lottery act revenues fund that is required in accordance with the certification by the director of the budget under this section. At the same time as the director of the budget transmits this certification to the director of accounts and reports, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 145. During the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund or funds for the department of administration for fiscal year 2026, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, expenditures shall be made by the department of administration from the state general fund or from any special revenue fund or funds for fiscal year 2026, for and on behalf of the Kansas department for aging and disability services, to convey, without consideration, all of the rights, title and interest in approximately 15 acres of real estate described in section 145(a) of chapter 82 of the 2023 Session Laws of Kansas, and any improvements thereon, to

the Kansas office of veterans services subject to the provisions, including all contingencies and limitations, of section 145 of chapter 82 of the 2023 Session Laws of Kansas: *Provided, however,* That conveyance of the real property authorized by this section shall not occur in the event the United States department of veterans affairs does not provide funding through its construction grant program for fiscal year 2025 or 2026.

Sec. 146. (a) During the fiscal years ending June 30, 2026, and June 30, 2027, in addition to the other purposes for which expenditures may be made by any state agency named in this act from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 or fiscal year 2027 as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures shall be made by each state agency from such moneys for fiscal year 2026 and fiscal year 2027 to prepare a report concerning the total number of employees of such agency that are working remotely from home or at another location that is not such employee's assigned state office, state facility or field location of such employee: *Provided,* That such reports shall be submitted to the house of representatives committee on appropriations and senate committee on ways and means on January 12, 2026, and January 11, 2027.

Sec. 147. Notwithstanding the provisions of K.S.A. 75-37,105, and amendments thereto, during the fiscal year ending June 30, 2026, in addition to the other purposes for which expenditures may be made by any state agency named in this act from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by any state agency from such moneys for fiscal year 2026 to provide monetary awards to state employees for the purposes of awarding a hiring, recruitment or retention bonus as part of an established employee award and recognition program: *Provided,* That the total gross value of awards to any employee of the state through an employee award and recognition program during fiscal year 2026 shall not exceed \$10,000: *Provided further,* That any monetary award or series of such awards in excess of \$3,500 that is proposed for an employee in the classified service or an employee in the unclassified service whose salary is subject to approval in accordance with K.S.A. 75-2935b, and amendments thereto, shall be subject to approval by the governor and shall not be paid until approved by the governor: *And provided further,* That a person who is appointed to a state agency position may be a recipient of such awards: *And provided further,* That the department of administration shall provide oversight and administrative review of award and recognition programs for executive branch agencies and appointed state councils and commissions: *And provided further,* That such over-

sight shall provide for consistency of such programs among such executive branch agencies, councils and commissions: *And provided further*, That each state agency that has awarded an employee with a monetary award pursuant to this section shall submit a report on the number of monetary awards paid in each category of awards or bonuses and the total dollar amount of each such award or bonus provided during fiscal year 2026 to the secretary of the department of administration who shall compile and submit a report on such award or bonus on or before January 12, 2026, to the house of representatives committee on appropriations and the senate committee on ways and means: *And provided further*, That as used in this proviso, “award” and “monetary award” includes a bonus given to an employee pursuant to this proviso.

Sec. 148. During the fiscal years ending June 30, 2025, and June 30, 2026, notwithstanding the provisions of any law to the contrary, no state agency named in chapter 88 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature shall expend or transfer any moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal years 2025 and 2026 as authorized by chapters 88, 110 and 111 of the 2024 Session Laws of Kansas, this or any other appropriation act of the 2025 regular session of the legislature, that are identified as interest earned on any moneys to the state for aid for coronavirus relief, specifically including interest earnings in any such state agency American rescue plan state relief fund, American rescue plan state relief federal fund or American rescue plan state fiscal relief federal fund except for expenditures or transfers specifically authorized by appropriation acts of the legislature: *Provided*, That the state treasurer shall identify and certify, in consultation with the director of legislative research, the amount of such interest earnings: *Provided further*, That, on and after May 1, 2025, as such identified interest earnings are interest earnings on state moneys as provided for in K.S.A. 75-4210a, and amendments thereto, such identified interest earnings shall be credited to the state general fund as provided in K.S.A. 75-4210a, and amendments thereto: *And provided further*, That such interest earnings shall be expended or transferred from the state general fund as specified by appropriation acts of the legislature.

Sec. 149. Except as provided further, for fiscal year 2026, on June 1, 2026, the director of personnel services of the department of administration, in consultation with the director of the budget and the director of legislative research, shall identify positions and the funding associated with such positions in each state agency that have been vacant for a part of or the entire fiscal year 2026 and that are paid from appropriations from the state general fund: *Provided*, That the director of the budget shall certify such amount in each state general fund account that was not expend-

ed for positions during fiscal year 2026 for the purposes of this section to the director of accounts and reports: *Provided further*, That on June 30, 2026, the amount of funding associated with such vacant positions in each state agency that are paid from appropriations from the state general fund is hereby lapsed: *And provided further*, That at the same time that such certification is made, the director of the budget shall deliver a copy of such certification to the director of legislative research: *Provided, however*, That the provisions of this section shall not apply to vacant positions at the university of Kansas funded from the geological survey account (682-00-1000-0170) of the state general fund.

Sec. 150.

STATE FINANCE COUNCIL

(a) On the effective date of this act, of the \$61,000,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 145(a) of chapter 88 of the 2024 Session Laws of Kansas from the state general fund in the state employee pay increase account, the sum of \$6,851,300 is hereby lapsed.

Sec. 151.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

State agency moving expenses.....\$320,997

Provided, That expenditures may be made from such account during fiscal year 2025 for moving expenses of a state agency upon the request of such state agency and the review and approval of such request by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto: *Provided further*, That the state finance council is hereby authorized to approve such expenditures: *And provided further*, That such expenditures shall be approved by the governor and the majority of the legislative members of the state finance council and that such approval also may be given while the legislature is in session.

Sec. 152.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Summer ebt program.....\$1,825,000

Provided, That all moneys in the summer ebt program account shall be used for the purpose of providing the Kansas department for children and families funding for fiscal year 2025 for the summer ebt program: *Provided, however*, That the secretary for children and families shall certify to

the members of the state finance council that the secretary has requested a waiver from the United States department of agriculture to exclude candy and soft drinks from the definition of eligible foods under 7 C.F.R. § 271.2: *And provided further*, That, as used in this proviso: (1) “Candy” means the same as defined in K.S.A. 79-3602, and amendments thereto; and (2) “soft drinks” means the same as defined in K.S.A. 79-3602, and amendments thereto: *And provided further*, That upon receipt of such certification from the secretary, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve the expenditure of moneys from the summer ebt program account to the Kansas department for children and families for the summer ebt program as administered by such department: *Provided, however*, That except that such expenditure shall be approved by the governor and the majority of the legislative members of the state finance council and that such approval may also be given while the legislature is in session.

[†]

Sec. 154.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Human services consensus caseload estimates\$10,000,000

Provided, That expenditures may be made from such account during fiscal year 2025 for adjustments that are the result of the spring 2025 human services caseload estimates: *Provided further*, That the director of the budget in consultation with the director of legislative research shall certify the aggregate amount necessary to fund the spring 2025 human services consensus caseload estimates for the remainder of fiscal year 2025: *And provided further*, That upon receipt and review of such certification, the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve such expenditures: *And provided further*, That such expenditures shall be approved by the governor and the majority of the legislative members of the state finance council and that such approval also may be given while the legislature is in session.

Sec. 155.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

State employee pay increase\$40,000,000
Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increase, including associated employer contributions, during fiscal year 2026.

(b) There is appropriated for the above agency from the state water plan fund for the fiscal year ending June 30, 2026, the following:

State employee pay increase\$65,197
Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the state water plan fund of the salary increase, including associated employer contributions, during fiscal year 2026.

(c) There is appropriated for the above agency from the children’s initiatives fund for the fiscal year ending June 30, 2026, the following:

State employee pay increase\$6,848
Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the children’s initiatives fund of the salary increase, including associated employer contributions, during fiscal year 2026.

(d) There is appropriated for the above agency from the Kansas endowment for youth fund for the fiscal year ending June 30, 2026, the following:

State employee pay increase\$4,648
Provided, That all moneys in the state employee pay increase account shall be used for the purpose of paying the proportionate share of the cost to the Kansas endowment for youth fund of the salary increase, including associated employer contributions, during fiscal year 2026.

(e) Upon recommendation of the director of the budget, the state finance council, acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve: (1) Increases in expenditure limitations on special revenue funds and accounts and increase the transfers between special revenue funds as necessary to pay the salary increases under this section for the fiscal year ending June 30, 2026; and (2) the expenditure of any remaining moneys in any account appropriated in subsections (a) through (d) to address salary inequities in any state agency as identified by the director of the budget in consultation with the director of personnel services. The director of accounts and reports is hereby authorized and directed to increase expenditure limitations on such special revenue funds and accounts and increase the transfers between special revenue funds in accordance with such approval for the purpose of paying from such funds or accounts the

proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases and other amounts specified for the fiscal year ending June 30, 2026.

(f) (1) Except as provided in subsection (f)(3), effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, all executive branch state agencies shall receive a sum equivalent to the total of 2.5%, rounded to the nearest penny, of the salaries and fringe benefit costs excluding health insurance of all benefits eligible unclassified employees in such agency, to be distributed as a merit pool.

(2) Except as provided in subsection (f)(3), effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, an executive branch benefits-eligible employee shall be eligible for a salary increase of one step for employees in the classified service, including associated employer contributions, and each pay grade of the classified pay matrix shall be extended upward by one step.

(3) Based on the department of administration's 2024 market survey summary, effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, if an executive branch benefits-eligible employee's class/job title is:

(A) Under market pay by 10% or greater, such employee's salary shall be increased by the percentage that equals the difference between such under market pay percentage and 10% under market or by 2.5%, whichever is greater;

(B) if an employee's class/job title is under market pay by less than 10% and not greater than 10% over market pay, such employee's salary shall be increased by 2.5%; and

(C) over market pay by greater than 10%, such employee's salary shall be increased by 1%.

(4) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, all legislative branch state agencies shall receive a sum equivalent to the total of 2.5%, rounded to the nearest penny, of the salaries and fringe benefit costs excluding health insurance of all benefits-eligible unclassified employees in such agency, to be distributed as a merit pool.

(5) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, the judicial branch shall receive a sum equivalent to the total of 2.5%, rounded to the nearest penny, of the salaries and fringe benefit costs excluding health insurance of all benefits-eligible non-judge judicial branch employees in such agency, to be distributed as a merit pool.

(6) Effective with the first payroll period chargeable to the fiscal year ending June 30, 2026, the state board of regents and the universities shall receive a sum equivalent to the total of 2.5%, rounded to the nearest pen-

ny, of the salaries and fringe benefit costs excluding health insurance of all benefits-eligible employees in such agency, to be distributed as a merit pool.

(g) (1) Notwithstanding the provisions of K.S.A. 46-137a and 46-137b, and amendments thereto, or any other statute, the provisions of subsection (f) shall not apply to the compensation or bi-weekly allowance paid to each member of the legislature.

(2) The provisions of subsection (f) shall not apply to state officers elected on a statewide basis.

(3) The provisions of subsection (f) shall not apply to justices of the supreme court, judges of the court of appeals, district court judges and district magistrate judges.

(4) The provisions of subsection (f) shall not apply to:

(A) Teachers and licensed personnel at the Kansas state school for the deaf or the Kansas state school for the blind.

(B) Any other employees on a formal, written career progression plan implemented by executive directive.

(h) After implementation of subsections (f) and (g), the governor is hereby authorized and directed to modify the pay plan for fiscal year 2026 in accordance with this section and to adopt such pay plan so modified.

[†]

Sec. 157.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Lansing correctional facility pay differential.....\$4,143,829

Provided, That expenditures may be made from such account during fiscal year 2026 for expenses related to funding a pay differential for correctional officers at the Lansing correctional facility upon certification by the department of corrections that the private prison in Leavenworth County, Kansas, is operational as a detention center for the United States immigration and customs enforcement and the funding is necessary to provide such pay differential: *Provided further*, That upon receipt and review of such certification, the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, is hereby authorized to approve such expenditures: And provided further, That such expenditures shall be approved by the governor and the majority of the legislative members of the state finance council and that such approval also may be given while the legislature is in session.

[†]

Sec. 159. (a) (1) On July 1, 2025, of each amount appropriated or reappropriated for a state agency for the fiscal year ending June 30, 2026, by chapter 88, 110 or 111 of the 2024 Session Laws of Kansas, this act or other appropriation act of the 2025 regular session of the legislature from the state general fund, that is identified as operating expenditures, including salaries and wages, contractual services, commodities and capital outlay, the sum equal to 1.5% of the aggregate amount of such operating expenditures is hereby lapsed.

[†]

[†]

(c) This section shall not apply to the following categories of appropriations or reappropriations for fiscal year 2026 or fiscal year 2027: Aid to locals, capital improvements, debt service and other assistance.

(d) This section shall not apply to the following for fiscal year 2026 or fiscal year 2027: Legislative branch state agencies, judicial branch state agencies, attorney general, attorney general – Kansas bureau of investigation, Kansas sentencing commission, state hospitals, veterans’ and soldiers’ homes of the Kansas office of veterans services, correctional facilities, Kansas highway patrol, the state board of regents and universities.

(e) The director of the budget, in consultation with the director of legislative research, shall certify the aggregate amount of the lapses for each state agency subject to the provisions of subsections (a) and (b). The head of each state agency shall determine the amounts and accounts from which to lapse an amount equal to the aggregate 1.5% lapse and provide such determination to the director of the budget. The director of the budget shall certify the amount of the lapse in each state general fund account for the purposes of this section to the director of accounts and reports. At the same time that any certification is made, the director of the budget shall deliver a copy of such certification to the director of legislative research.

Sec. 160.

STATE FINANCE COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

KEIMS database\$425,000

Provided, That all moneys in the KEIMS database account shall be used for the purpose of providing the department of health and environment – division of environment funding for fiscal year 2026 for the one-time integration of the Kansas environmental information management system with perceptive content for an electronic filing system of records: *Provid-*

ed further, That upon the submission of a report by the department of health and environment – division of environment to the above agency regarding the improvements made to the tanks program useability and the review and approval of such report, expenditures may be made from such account during fiscal year 2026 by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto: *Provided further*, That the state finance council is hereby authorized to approve such expenditures: *And provided further*, That such expenditures shall be approved by the governor and the majority of the legislative members of the state finance council and that such approval also may be given while the legislature is in session.

Sec. 161.

STATE FINANCE COUNCIL

(a) During fiscal year 2026, on or before August 1, 2025, the secretary of administration, in consultation with the governor's department, shall certify to the members of the state finance council that all state agencies have:

- (1) Eliminated any positions that relate to diversity, equity and inclusion;
- (2) eliminated any mandates, policies, programs, preferences and activities relating to diversity, equity and inclusion;
- (3) eliminated any training requirements in diversity, equity and inclusion for any employee;
- (4) canceled any state grants or contracts relating to diversity, equity and inclusion; and
- (5) removed gender identifying pronouns or gender ideology from email signature blocks on state employee's email accounts and any other form of communication.

(b) The secretary of administration shall present such certification and any additional information to the state finance council at a state finance council meeting.

Sec. 162.

DEPARTMENT OF ADMINISTRATION

(a) In addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the department of administration from such moneys for fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct, renovate, develop and equip the pure imagination facility (Kansas advanced immersive research for emerging

systems center) on the Salina campus of Kansas state university: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That Kansas state university 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 \$45,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from the state general fund to the department of administration: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Kansas state university shall make provisions for the maintenance of the pure imagination facility (K-AIRES center): *And provided further*, That, notwithstanding the provisions of K.S.A. 75-3739 through 75-3744, and amendments thereto, or any other statute to the contrary, all procurement approvals by the department of commerce concerning such pure imagination facility during fiscal year 2024 shall be deemed to be approved by Kansas state university and shall not require any resubmission or rebidding.

(b) In addition to the other purposes for which expenditures may be made by the department of administration from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2025, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the department of administration from such moneys for fiscal year 2025 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct a central medical and behavioral health support building at the Topeka correctional facility: *Provided*, That

such capital improvement project is hereby approved for the department of corrections for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the department of corrections 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 \$40,235,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from the state general fund to the department of administration: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the department of corrections shall make provisions for the maintenance of the building.

(c) 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 2025, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may 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 2025 to provide for the issuance of 20-year bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the Kansas bureau of investigation to construct, renovate, develop and equip a regional crime center and laboratory in Pittsburg, Kansas: *Provided*, That such capital improvement project is hereby approved for the Kansas bureau of investigation for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the Kansas bureau of investigation 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 \$40,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from the state general fund and any appropriate special revenue fund or funds of the department of administration: *And provided further,* That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further,* That the Kansas bureau of investigation shall make provisions for the maintenance of the regional crime center and laboratory.

Sec. 163.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Debt service

refunding – 2019F/G (173-00-1000-0465)	\$6,642,191
Rehabilitation and repair for	
state facilities (173-00-1000-8500)	\$5,000,000

Provided, That any unencumbered balance in the rehabilitation and repair for state facilities account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Debt service

refunding – 2021P (173-00-1000-8562)	\$3,417,500
Debt service	
refunding – 2020R (173-00-1000-8563)	\$8,228,450
Debt service – 2025A/B (173-00-1000)	\$10,266,988

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all

moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Statehouse debt service – state highway fund (173-00-2861-2861)	No limit
Debt service refunding – 2019F/G – state highway fund (173-00-2823-2823)	No limit
Debt service refunding – 2020R – state highway fund (173-00-2865-2865)	No limit
Debt service refunding – 2020S – state highway fund (173-00-2866-2866)	No limit
State buildings depreciation fund (173-00-6149-4500)	No limit
Capitol area plaza authority planning fund (173-00-7121-7035)	No limit

Provided, That the secretary of administration may accept gifts, donations and grants of money, including payments from local units of city and county government, for the development of a new master plan for the capitol plaza and the state zoning area described in K.S.A. 75-3619, and amendments thereto: *Provided further*, That all such gifts, donations and grants shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the capitol area plaza authority planning fund.

Veterans memorial fund (173-00-7253-7250)	No limit
Executive mansion gifts fund (173-00-7257-7270)	No limit
State facilities gift fund (173-00-7263-7290)	No limit
Topeka state hospital cemetery memorial gift fund (173-00-7337-7240)	No limit
Master lease program fund (173-00-8732)	No limit
Printing plant improvement fund	No limit

(c) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the building and ground fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parking improvements and repair (173-00-2028-2085)	No limit
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(d) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings depreciation fund (173-00-6149) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or ac-

counts of the state buildings depreciation fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

State of Kansas facilities projects –

debt service (173-00-6149-4520)No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state buildings depreciation fund for fiscal year 2026.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state buildings operating fund (173-00-6148) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the state buildings operating fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Eisenhower building purchase and renovation –

debt service (173-00-6148-4610)No limit

(f) In addition to the other purposes for which expenditures may be made by the above agency from the building and ground fund (173-00-2028), the state buildings depreciation fund (173-00-6149), and the state buildings operating fund (173-00-6148) for fiscal year 2026, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2026 from the unencumbered balance as of June 30, 2026, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2026: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2026 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2026.

Sec. 164.

DEPARTMENT OF COMMERCE

(a) In addition to the other purposes for which expenditures may be made by the above agency from the reimbursement and recovery fund (300-00-2275) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the reimbursement and recovery fund during the fiscal year 2026, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair (300-00-2275)No limit

(b) In addition to the other purposes for which expenditures may be made by the above agency from the Wagner Peyser employment services – federal fund (300-00-3275) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the Wagner Peyser employment services – federal fund during fiscal year 2026, for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor: Rehabilitation and repair (300-00-3275) No limit

Sec. 165.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (039-00-8100-8240).....\$3,452,500

Provided, That the secretary for aging and disability services is hereby authorized to transfer moneys during fiscal year 2026 from the rehabilitation and repair projects account to a rehabilitation and repair account for any institution, as defined by K.S.A. 76-12a01, and amendments thereto, for projects approved by the secretary for aging and disability services: *Provided further*, That expenditures also may be made from this account during fiscal year 2026 for the purposes of rehabilitation and repair for facilities of the Kansas department for aging and disability services other than any institution, as defined by K.S.A. 76-12a01, and amendments thereto.

Larned state hospital – city of Larned
wastewater treatment (410-00-8100-8300).....\$129,620

Provided, That, notwithstanding the provisions of K.S.A. 76-6b05, and amendments thereto, expenditures may be made by the above agency from the Larned state hospital – city of Larned wastewater treatment account of the state institutions building fund for payment of Larned state hospital’s portion of the city of Larned’s wastewater treatment system.

Sec. 166.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, for the capital improvement project or projects specified, the following:

Capital improvements (296-00-1000-8010)\$267,101

(b) On the effective date of this act, the expenditure limitation for capital improvement projects established for the fiscal year ending June 30, 2025, by section 156(d) of chapter 88 of the 2024 Session Laws of

Kansas on the workmen's compensation fee fund (296-00-2124-2228) of the department of labor is hereby increased from \$464,000 to \$664,000.

Sec. 167.

DEPARTMENT OF LABOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Capital improvements (296-00-1000-8010)\$696,000

Provided, That any unencumbered balance in the capital improvements account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Employment security administration property

sale fund (296-00-3336-3110)No limit

Provided, That the secretary of labor is hereby authorized to make expenditures from the employment security administration property sale fund during fiscal year 2026 for the unemployment insurance program: *Provided, however*, That no expenditures shall be made from this fund for the proposed purchase or other acquisition of additional real estate to provide space for the unemployment insurance program of the department of labor until such proposed purchase or other acquisition, including the preliminary plans and program statement for any capital improvement project that is proposed to be initiated and completed by or for the department of labor have been reviewed by the joint committee on state building construction.

(c) In addition to the other purposes for which expenditures may be made by the department of labor from moneys appropriated from any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the department of labor for fiscal year 2026 from the moneys appropriated from any special revenue fund for the expenses of the sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor: *Provided*, That such expenditures may be made and such sale, exchange or other disposition conveying title for any portion or all of the real estate of the department of labor may be executed or otherwise effectuated only upon specific authorization by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, and acting after receiving the recommendations of the joint committee

on state building construction: *Provided, however,* That no such sale, exchange or other disposition conveying title for any portion of the real estate of the department of labor shall be executed until the proposed sale, exchange or other disposition conveying title for such real estate has been reviewed by the joint committee on state building construction: *Provided further,* That the net proceeds from the sale of any of the real estate of the department of labor shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, and shall be credited to the employment security administration property sale fund of the department of labor: *And provided further,* That expenditures from the employment security administration property sale fund shall not exceed the limitation established for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, except upon approval of the state finance council.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the workmen’s compensation fee fund (296-00-2124) for fiscal year 2026, expenditures may be made by the above agency from the workmen’s compensation fee fund for fiscal year 2026 for the following capital improvement projects: Payment of rehabilitation and repair projects: *Provided,* That expenditures from the workmen’s compensation fee fund (296-00-2124-2228) for fiscal year 2026 for such capital improvement purposes shall not exceed \$464,000.

Sec. 168.

KANSAS OFFICE OF VETERANS SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Veterans cemetery program rehabilitation and
repair projects (694-00-1000-0904)\$201,980

Provided, That any unencumbered balance in the veterans cemetery program rehabilitation and repair projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Soldiers’ home rehabilitation and
repair projects (694-00-8100-7100)\$798,670

Veterans’ home rehabilitation and
repair projects (694-00-8100-8250)\$1,813,648

Any unencumbered balance in the northeast Kansas veterans’ home account (694-00-8100-8290) in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Sec. 169.

KANSAS STATE SCHOOL FOR THE BLIND

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and

repair projects (604-00-8100-8108)\$1,322,718

Security system

upgrade project (604-00-8100-8130)\$306,342

Campus boilers and

HVAC upgrades (604-00-8100-8145)\$1,418,500

Sec. 170.

KANSAS STATE SCHOOL FOR THE DEAF

(a) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (610-00-8100-8108).....\$2,005,712

Campus life safety and security (610-00-8100-8130).....\$397,356

Campus boilers and

HVAC upgrades (610-00-8100-8145)\$1,592,750

Sec. 171.

STATE HISTORICAL SOCIETY

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and repair

projects (288-00-1000-8088)\$375,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Shawnee mission roofs replacement account (288-00-1000), museum of history air handling units/chiller replacement (288-00-1000).

(b) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund (288-00-7302) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the private gifts, grants and bequests fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projectsNo limit
Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the private gifts, grants and bequests fund for fiscal year 2026.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the historical preservation grant in aid fund (288-00-3089) for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the historical preservation grant in aid fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair projectsNo limit
Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the historical preservation grant in aid fund for fiscal year 2026.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the private gifts, grants and bequests fund, historic properties fee fund, state historical facilities fund, save America's treasures fund, historical society capital improvement fund, law enforcement memorial fund and historical preservation grant in aid fund for fiscal year 2026, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2026 from the unencumbered balance as of June 30, 2026, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2026: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2026 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2026.

Sec. 172.

EMPORIA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Rehabilitation and repair projects
(379-00-2526-2040; 379-00-2069-2010)No limit
Deferred maintenance projects (379-00-2485-2485)No limit
Morris central renovation (379-00-2526-2040).....No limit

Welch stadium renovation (379-00-2526-2040)	No limit
King hall theatre (379-00-2526-2040)	No limit
Twin towers housing project –	
debt service 2017D (379-00-5120-5030)	No limit
Memorial union project –	
debt service 2020F (379-00-5161-5040)	No limit
Student housing projects –	
debt service 2017D (379-00-5169-5050)	No limit
Parking maintenance projects (379-00-5186-5060)	No limit
Student housing projects (379-00-5650-5120; 379-00-5169-5050)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (379-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of buildings account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (379-00-1000-0320); demolition of buildings (379-00-1000-8510); and Emporia state university student affordability (379-00-1000-0370): *Provided*, That all expenditures from the Emporia state university student affordability account shall be used to eliminate the student fee of \$125.12 per semester for full-time, on-campus students and \$14.83 per credit hour for part-time students for memorial union debt: *Provided, however*, That during the fiscal year

ending June 30, 2026, the Emporia state university or the state board of regents shall not increase any other student fees to offset the revenue reduction from the elimination of such student fee.

Sec. 173.

FORT HAYS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Akers energy center project (246-00-2035-2000)	No limit
Energy conservation –	
debt service (246-00-2035-2000)	No limit
Forsyth library renovation (246-00-2035-2000)	No limit
Rarick hall renovation (246-00-2035-2000)	No limit
Rehabilitation and repair projects	
(246-00-2035-2000; 246-00-2510-2040)	No limit
Gross coliseum parking lot project	
(246-00-2035-2000; 246-00-5185-5050)	No limit
Deferred maintenance projects (246-00-2483-2483)	No limit
Memorial union addition –	
debt service 2020C (246-00-2510-2040)	No limit
Memorial union project (246-00-2510-2040)	No limit
Memorial union renovation –	
debt service 2005G (246-00-5102-5010)	No limit
Student union rehabilitation and	
repair projects (246-00-5102-5010)	No limit
Lewis field/Wiest hall renovation –	
debt service 2016B (246-00-5103-5020)	No limit
Wiest hall replacement –	
debt service 2016B (246-00-5103-5020)	No limit
Student housing rehabilitation and	
repair projects (246-00-5103-5020)	No limit
Parking maintenance projects (246-00-5185-5050)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (246-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not

apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (246-00-1000-0320) and demolition of buildings (246-00-1000-8510).

Sec. 174.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2025, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Strong complex project –

debt service 2024F (367-00-5163-4500).....No limit

Sec. 175.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Chiller plant project –

debt service 2015B (367-00-2062-2000).....No limit

Engineering hall renovation

project (367-00-2062-2000).....No limit

Rehabilitation and repair projects

(367-00-2062-2000; 367-00-2062-2080;

367-00-2520-2080; 367-00-2901-2160).....No limit

Energy conservation projects –

debt service 2021A, 2012F/H, 2017B

(367-00-2062-2000; 367-00-5163-4500)No limit

Capital lease – debt service (367-00-2062-2000; 367-00-520-2080; 367-00-5117-4430).....	No limit
Deferred maintenance projects (367-00-2484-2484)	No limit
Electrical upgrade project – debt service 2017E (367-00-2520-2080; 367-00-2484-2484)	No limit
Recreation complex project – debt service 2021A, 2010G1/2 (367-00-2520-2080).....	No limit
Seaton hall renovation – debt service 2016A (367-00-2520-2080).....	No limit
Student union renovation project – debt service 2016A (367-00-2520-2080).....	No limit
Research initiative debt service 2021A (367-00-2901-2106).....	No limit
Building retro-commissioning project (367-00-2901-2160).....	No limit
Chemical landfill – debt service refunding 2011G-2 (367-00-2901-2160).....	No limit
Salina student life center project – debt service 2008D (367-00-5111-5120)	No limit
K-state Salina residence hall – debt service 2022A (367-00-5117-4430).....	No limit
Childcare development center project – debt service 2019C (367-00-5125-5101).....	No limit
Debt service refunding 2022D (367-00-5163-4500)	No limit
Derby dining center project – debt service 2019C (367-00-5163-4500)	No limit
Jardine housing project – debt service 2022D/ 2014D/2015B/2011G-1 (367-00-5163-4500).....	No limit
Student housing projects (367-00-5163-4500; 367-00-5117-4430)	No limit
Wefald dining and residence hall project – debt service 2022D/2014D-2 (367-00-5163-4500)	No limit
Union parking – debt service 2016A (367-00-5181-4630).....	No limit
Parking maintenance projects (367-00-5181-4638)	No limit
Strong complex project – debt service 2024F (367-00-5163-4500).....	No limit
Deferred maintenance account – Kansas campus restoration fund (367-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compli-

ance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (367-00-1000-0320); demolition of buildings (367-00-1000-8510); Kansas state university animal diagnostic laboratory (367-00-1000-0260); and Kansas state university ag innovation initiative (367-00-1000-0210): *Provided*, That all expenditures from the Kansas state university ag innovation initiative account shall require a match of nonstate or private moneys on a \$1-for-\$1 basis: *Provided, however*, That no federal grants may be used for such match.

(f) In addition to the other purposes for which expenditures may be made by Kansas state university from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by Kansas state university from such moneys for fiscal year 2026 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to complete the construction, renovation, development and equipment of the animal science arena, agronomy research and innovation center, global center for grain and food innovation, Call hall and Weber hall: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accor-

dance with such statute: *Provided further*, That Kansas state university 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 \$23,500,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Kansas state university shall make provisions for the maintenance of the animal science arena, agronomy research and innovation center, global center for grain and food innovation, Call hall and Weber hall.

Sec. 176.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS
AND AGRICULTURE RESEARCH PROGRAMS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Capital lease – debt service	
(369-00-2697-1100; 369-00-2921-1200)	No limit
Rehabilitation and repair	
projects (369-00-2697-1100)	No limit

Sec. 177.

KANSAS STATE UNIVERSITY
VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Rehabilitation and repair projects

(368-00-2129-5500; 368-00-5160-5300; 368-00-2590-5530).....	No limit
AHU replacement project (368-00-2590-5530).....	No limit
Mosier lab renovation (368-00-2590-5530).....	No limit
Capital lease – debt service (368-00-5160-5300)	No limit

(b) In addition to the other purposes for which expenditures may be made by Kansas state university veterinary medical center from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2026 or fiscal year 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures may be made by Kansas state university veterinary medical center from such moneys for fiscal year 2026 or fiscal year 2027 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the construction, development and equipment of a veterinary diagnostic laboratory on the Manhattan campus of Kansas state university: *Provided, however,* That prior to the issuance of any such bonds, the above agency shall certify to the Kansas development finance authority, the director of the budget and the director of legislative research that the above agency has received \$2,000,000 in private donations for such capital improvement project: *Provided further,* That such capital improvement project is hereby approved for Kansas state university veterinary medical center for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *And provided further,* That Kansas state university veterinary medical center 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 \$128,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from the state general fund and any appropriate special revenue fund or funds: *And provided further,* That any such bonds and interest thereon shall be an obligation

only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further,* That Kansas state university veterinary medical center shall make provisions for the maintenance of the veterinary diagnostic laboratory.

Sec. 178.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Debt service refunding – 2022E	
(385-00-2070-2010; 385-00-5106-5105)	No limit
Deferred maintenance projects (385-00-2486-2486)	No limit
Overman student center –	
debt service 2014A2 (385-00-2820-2820)	No limit
Overman student	
center project (385-00-2820-2820)	No limit
Building renovations – debt service 2014A1, 2022E	
(385-00-2833-2831; 385-00-5106-5105)	No limit
Rehabilitation and repair projects	
(385-00-2833-2831; 385-00-2070-2010;	
385-00-2529-2040)	No limit
Student housing projects – debt service 2011D1,	
2020H, 2014A1 (385-00-2833-2831;	
385-00-5165-5050)	No limit
Energy conservation projects –	
debt service 2011D/D3, 2015M, 2014A-1	
(385-00-5165-5050; 385-00-2070-2010;	
385-00-5646-5160)	No limit
Parking facility – debt service	
2020H (385-00-5187-5060)	No limit
Parking maintenance projects (385-00-5187-5060)	No limit
Student housing maintenance projects (385-00-5646-5160)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (385-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board

of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by the provisions of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by the provisions of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (385-00-1000-0320); demolition of buildings (385-00-1000-8510); and American center for reading facility (385-00-1000-0290).

Sec. 179.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Energy conservation projects – debt service	
2020B (682-00-2107-2000;	
682-00-2545-2080).....	No limit
Rehabilitation and repair projects	
(682-00-2107-2000; 682-00-2545-2080)	No limit
Kansas law enforcement training	
center projects (682-00-2133-2020).....	No limit
Engineering facility – debt service 2021D	
(682-00-2153-2153; 682-00-2545-2080)	No limit
Deferred maintenance projects (682-00-2487-2487)	No limit
Energy conservation projects –	
debt service (682-00-2545-2080)	No limit
Earth, energy and environment center –	
debt service 2017A (682-00-2545-2080).....	No limit
Rehabilitation and	
repair projects (682-00-2545-2080)	No limit

Student recreation center –	
debt service 2017A (682-00-2864-2860).....	No limit
Student recreation center rehabilitation	
and repair (682-00-2864-2860)	No limit
Law enforcement training center capital	
improvement ARPA fund (682-00-3756).....	No limit
Student housing projects –	
debt service 2014C, 2017A,	
2020B, 2021D (682-00-5142-5050)	No limit
McCollum hall parking facility – debt	
service 2014C (682-00-5175-5070)	No limit
Parking facilities – debt service	
2014C, 2017A (682-00-5175-5070)	No limit
Parking maintenance projects (682-00-5175-5070).....	No limit
Student housing maintenance projects	
(682-00-5621-5110; 682-00-5142-5050;	
682-00-2545-2080; 682-00-2905-2160).....	No limit
Student health facility rehabilitation and	
repair projects (682-00-5640-5120)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (682-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (682-00-1000-0420) and demolition of buildings (682-00-1000-8510).

(f) In addition to the other purposes for which expenditures may be made by the university of Kansas from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 or fiscal year 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures may be made by the university of Kansas from such moneys for fiscal year 2026 or fiscal year 2027 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to fund future student housing needs, including construction and equipping of one or more new student residence halls and purchase of one or more existing leased apartment complexes on the Lawrence campus of the university of Kansas: *Provided*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the university of Kansas 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 \$100,000,000 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, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the university of Kansas shall make provisions for the maintenance of such capital improvement project and related equipment and infrastructure for student housing.

(g) In addition to the other purposes for which expenditures may be made by the university of Kansas from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 or fiscal year 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures may be made by the university of Kansas from such moneys for fiscal year 2026 or fiscal year 2027 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 refinance the outstanding public finance authority lease development revenue bonds (KU campus development corporation – central district development project), series 2016: *Provided*, That such capital improvement project is hereby approved for the university of Kansas for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the university of Kansas 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 \$276,000,000 plus all amounts required for costs of bond issuance, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the purpose of such refinancing is to achieve a reduction in debt service: *And provided further*, That the university of Kansas shall make provisions for the maintenance of the original capital improvement project and related equipment and infrastructure.

Sec. 180.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Health education building –

debt service 2017A (683-00-2108-2500).....No limit

Energy conservation –	
debt service 2020B (683-00-2108-2500).....	No limit
Rehabilitation and repair projects	
(683-00-2108-2500; 683-00-2394-2390;	
683-00-2551-2600; 683-00-2907-2800;	
683-00-2915-2915).....	No limit
Deferred maintenance projects (683-00-2488-2488)	No limit
Hemenway research initiative – debt service	
2020B (683-00-2907-2800; 683-00-2108)	No limit
KUMC research institute – debt service	
2020B (683-00-2907-2800; 683-00-2108)	No limit
Parking garage 3 –	
debt service 2014C (683-00-5176-5550).....	No limit
Parking garage 4 – debt service	
2020B (683-00-5176-5550).....	No limit
Parking garage 5 –	
debt service 2016C (683-00-5176-5550).....	No limit
Parking maintenance projects (683-00-5176-5550)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (683-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026:

State universities facilities capital renewal initiative (683-00-1000-0320); demolition of buildings (683-00-1000-8510); and university of Kansas medical center cancer research facility (683-00-1000-0640): *Provided*, That all expenditures from the university of Kansas medical center cancer research facility account shall require a match of nonstate or private moneys on a \$1-for-\$1 basis: *Provided, however*, That no federal grants may be used for such match.

(f) In addition to the other purposes for which expenditures may be made by the university of Kansas medical center from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026, as authorized by this or other appropriation act of the 2025 regular session of the legislature, expenditures may be made by the university of Kansas medical center from such moneys for fiscal year 2026 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to construct, renovate, develop and equip the cancer center at the university of Kansas medical center: *Provided*, That such capital improvement project is hereby approved for the university of Kansas medical center for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the university of Kansas medical center 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 \$100,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the university of Kansas medical center shall make provisions for the maintenance of the cancer center.

Sec. 181.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Clinton hall shocker student success center –	
debt service 2022G (715-00-2112-2000;	
715-00-2558-2030).....	No limit
Energy conservation –	
debt service (715-00-2112-2000)	No limit
Honors colleges foundation –	
debt service (715-00-2112-2000)	No limit
Woolsey hall – school of business	
debt service 2020P (715-00-2112-2000;	
715-00-2558-2030).....	No limit
Deferred maintenance projects (715-00-2489-2489)	No limit
Cessna stadium demolition (715-00-2558-2030)	No limit
Convergence sciences 2 – debt	
service 2021L (715-00-2558).....	No limit
Marcus welcome center	
project (715-00-2558; 715-00-2112-2000)	No limit
Rehabilitation and repair projects	
(715-00-2558-2030; 715-00-2908-2080;	
715-00-2558-3000; 715-00-2112-2000).....	No limit
Rhatigan student center –	
debt service 2020P (715-00-2558-2030).....	No limit
Engineering research lab – debt	
service 2016J (715-00-2558-2030)	No limit
NIAR/engineering/industry &	
defense projects (715-00-2908-2080;	
715-00-2558-2030; 715-00-2558-3000).....	No limit
Flats and suites – debt service 2020P (715-00-5100-5250)	No limit
Shocker residence hall –	
debt service 2021L (715-00-5100-5250).....	No limit
Student housing projects (715-00-5100-5250).....	No limit
Parking garage – debt	
service 2016J (715-00-5148-5000)	No limit
Parking maintenance projects (715-00-5159-5040).....	No limit
Fairmont towers – debt	
service 2012A2 (715-00-5620-5270)	No limit
Deferred maintenance account –	
Kansas campus restoration fund (715-00)	No limit

(b) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects and improvements to classroom projects for institutions of higher education account of the Kansas educational building fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature: *Provided*, That this subsection shall not apply to the unencumbered balance in any account of the Kansas educational building fund of the above agency that was first appropriated for any fiscal year commencing prior to July 1, 2024.

(c) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the state universities facilities capital renewal initiative account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(d) During the fiscal year ending June 30, 2026, the above agency may make expenditures from the demolition of building account of the state general fund of the above agency of moneys transferred to such account by the state board of regents by any provision of this or other appropriation act of the 2025 regular session of the legislature.

(e) Any unencumbered balance in the following accounts in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: State universities facilities capital renewal initiative (715-00-1000-0320) and demolition of buildings (715-00-1000-8510).

(f) In addition to the other purposes for which expenditures may be made by Wichita state university from moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2026 or fiscal year 2027, as authorized by this or other appropriation act of the 2025 or 2026 regular session of the legislature, expenditures may be made by Wichita state university from such moneys for fiscal year 2026 or fiscal year 2027 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project for the renovation and equipment of the university stadium on the campus of Wichita state university: *Provided*, That such capital improvement project is hereby approved for Wichita state university for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That Wichita state university 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 \$60,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That Wichita state university shall make provisions for the maintenance of the stadium and related equipment and infrastructure.

Sec. 182.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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 educational building fund (561-00-8001-8108)No limit
Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas educational building fund to an account or accounts of the Kansas educational building fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects, including planning, new construction and razing, approved by the state board of regents: *Provided, however*, That no expenditures shall be made from any such account until the proposed projects have been reviewed by the joint committee on state building construction: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas educational building fund: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research.

Kansas campus restoration fund (561-00)No limit
Provided, That the state board of regents is hereby authorized to transfer moneys from the Kansas campus restoration fund to the deferred mainte-

nance account – Kansas campus restoration fund of any institution under the control and supervision of the state board of regents to be expended by the institution for projects approved by the state board of regents: *Provided further*, That the state board of regents shall certify to the director of accounts and reports each such transfer of moneys from the Kansas campus restoration fund: *And provided further*, That the state board of regents shall transmit a copy of each such certification to the director of the budget and to the director of legislative research.

(b) Any unencumbered balance in the following account or accounts in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026: Demolition of buildings (561-00-1000-8510).

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer an aggregate amount of \$13,200,000 from the APEX payroll incentive fund, the APEX new employee training and education fund and the APEX payroll residency incentive fund of the department of commerce to the Kansas campus restoration fund of the state board of regents.

(d) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor’s department to the Kansas campus restoration fund of the state board of regents.

(e) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the water supply storage debt payment for Milford and Perry reservoirs account (039-00-1000-0610) of the state general fund of the state treasurer to the Kansas campus restoration fund of the state board of regents.

Sec. 183.

DEPARTMENT OF CORRECTIONS

(a) Any unencumbered balance in the priority capital improvement projects account (521-00-1000-0800) of the state general fund of the above agency in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Capital improvements – rehabilitation and repair of
correctional institutions (521-00-8600-8240)\$4,182,000

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2026 from the capital improvements – rehabilitation and repair of correctional institutions account of the correctional institutions building fund to an account or accounts of the correctional institutions building fund of any institution or facility under the jurisdiction

of the secretary of corrections to be expended during fiscal year 2026 by the institution or facility for capital improvement projects and for security improvement projects, including acquisition of security equipment.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Capital improvements –

rehabilitation and repair of juvenile

correctional facilities (521-00-8100-8000)\$913,619

Provided, That the secretary of corrections is hereby authorized to transfer moneys during fiscal year 2026 from the capital improvements – rehabilitation and repair account of the state institutions building fund to any account or accounts of the state institutions building fund of any juvenile correctional facility or institution under the general supervision and management of the secretary of corrections to be expended during fiscal year 2026 for capital improvement projects approved by the secretary: *Provided further*, That the secretary of corrections shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(d) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

Correctional facility

infrastructure project (521-00-2834)No limit

Correctional industries fund capital unit (522-00-6126-7301)No limit

Sec. 184.

ATTORNEY GENERAL –

KANSAS BUREAU OF INVESTIGATION

(a) On the effective date of this act, the \$3,050,000 appropriated for the above agency for the fiscal year ending June 30, 2025, by section 174(a) of chapter 88 of the 2024 Session Laws of Kansas in the regional crime center laboratory debt service account is hereby lapsed.

Sec. 185.

ATTORNEY GENERAL –

KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and repair projects (083-00-1000-0100).....\$300,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

(b) 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 2026 and 2027, as authorized by this or other appropriation act of the 2025 or 2026 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 2026 and 2027 to provide for the issuance of up to 30-year bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905, and amendments thereto, for a capital improvement project to design, construct, renovate and equip a KBI headquarters in downtown Topeka, Kansas, including the purchase of real property for such KBI headquarters: *Provided*, That such capital improvement project is hereby approved for the above agency for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with such statute: *Provided further*, That the above agency 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 \$80,000,000 plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction and renovation of such project and, for a period of not more than one year following completion of such project, credit enhancement costs and any required reserves for the 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 project shall be financed by appropriations from the state general fund or any appropriate special revenue fund or funds: *And provided further*, That any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority, shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas: *And provided further*, That the above agency shall make provisions for the maintenance of the KBI headquarters: *Provided, however*, That prior to the issuance of such bonds, the above agency shall advise and consult with the joint committee on state building construction on such KBI headquarters: *And provided*

however, That the issuance of such bonds shall be subject to approval by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such approval also may be given when the legislature is in session: *And provided further*, That the above agency shall certify to the state finance council that the above agency pursued tax credits for any real property for such headquarters.

Sec. 186.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2025, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training
center – Salina (280-00-2306-2004).....No limit

Provided, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such fund during fiscal year 2025 for repairs to facilities at the Salina training academy.

(b) On the effective date of this act, or as soon thereafter as monies are available, the director of accounts and reports shall transfer \$500,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the rehabilitation and repair – training center – Salina fund (280-00-2306-2004) of the Kansas highway patrol.

Sec. 187.

KANSAS HIGHWAY PATROL

(a) In addition to the other purposes for which expenditures may be made from the highway patrol training center fund for fiscal year 2026, expenditures may be made by the above agency from the highway patrol training center fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Rehabilitation and repair – training
center – Salina (280-00-2306-2004).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the highway patrol training center fund for fiscal year 2026.

(b) In addition to the other purposes for which expenditures may be made from the vehicle identification number fee fund (280-00-2213) for fiscal year 2026, expenditures may be made by the above agency from the

vehicle identification number fee fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Training academy rehabilitation
and repair (280-00-2213-2401)No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the vehicle identification number fee fund for fiscal year 2026.

(c) In addition to the other purposes for which expenditures may be made from the Kansas highway patrol operations fund for fiscal year 2026, expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Scale replacement and rehabilitation and
repair of buildings (280-00-2034-1115)\$1,582,860

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the Kansas highway patrol operations fund for fiscal year 2026.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the Kansas highway patrol operations fund for fiscal year 2026, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2026 from the unencumbered balance as of June 30, 2026, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2026: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2026 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2026.

(e) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,582,860 from the state highway fund (276-00-4100-4100) of the department of transportation to the scale replacement and rehabilitation and repair of buildings account of the Kansas highway patrol operations fund (280-00-2034-1115). In addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2026 and notwithstanding the provisions of K.S.A. 68-416, and amendments thereto, or any other statute, transfers and expenditures may be made

from the state highway fund during fiscal year 2026 for support and maintenance of the Kansas highway patrol.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the KHP federal forfeiture – federal fund (280-00-3545) for fiscal year 2026, expenditures may be made by the above agency from the following account or accounts of the KHP federal forfeiture – federal fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Troop F storage building (280-00-3545-3545)	No limit
Training academy rehabilitation	
and repair (280-00-3545-3548)	No limit
KHP federal forfeiture – new construction	No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the KHP federal forfeiture – federal fund for fiscal year 2026.

(g) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

American rescue plan state relief fund (280-00-3756)	No limit
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Provided, That expenditures in an amount of not less than \$24,000,000 shall be made by the above agency from such fund during fiscal year 2026 to provide for the relocation of the Kansas highway patrol central dispatch facilities.

(h) During the fiscal year ending June 30, 2026, in addition to the other purposes for which the above agency may make expenditures from moneys appropriated from any special revenue fund or funds, as authorized by this or any other appropriation act of the 2025 regular session of the legislature, the above agency may make expenditures from such moneys for the purpose of paying the expenses incurred by the above agency in the preparation and execution of a lease agreement authorized by this subsection: *Provided*, That notwithstanding the provisions of K.S.A. 75-3765b, and amendments thereto, or any other statute, the above agency is authorized to enter into a lease agreement with a third-party entity pursuant to which such third-party entity will design, construct and equip for the above agency a hangar facility at the Colonel James Jabara Airport in Wichita, Kansas.

(i) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$24,000,000 from the American rescue plan – state fiscal relief – federal fund (252-00-3756) of the governor's department to the American rescue plan state relief fund

(280-00-3756) of the Kansas highway patrol: *Provided, however,* That, if sufficient funds are not available to cover such transfer, the superintendent shall certify the amount of such insufficient funds to the director of accounts and reports: *Provided further,* That, upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state general fund to the American rescue plan state relief fund (280-00-3756) of the Kansas highway patrol: *And provided further,* That the superintendent shall transmit a copy of such certification to the director of the budget and the director of legislative research.

Sec. 188.

KANSAS HIGHWAY PATROL

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2027, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Aircraft fund – on budget (280-00-2368-2360).....No limit
Provided, That expenditures shall be made by the above agency from such fund during fiscal year 2027 to provide for a lease of a hangar facility at the Colonel James Jabara Airport in Wichita, Kansas.

(b) On July 1, 2026, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$650,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the aircraft fund – on budget (280-00-2368-2360) of the Kansas highway patrol.

Sec. 189.

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Rehabilitation and
repair projects (034-00-1000-8000)\$3,500,000

Provided, That any unencumbered balance in the rehabilitation and repair projects account in excess of \$100 as of June 30, 2025, is hereby reappropriated for fiscal year 2026.

Any unencumbered balance in excess of \$100 as June 30, 2025, in the following accounts are hereby reappropriated for fiscal year 2026: Hays armory (034-00-1000-8040); SDB remodel (034-00-1000-8030); deferred maintenance (034-00-1000-0700).

Sec. 190.

STATE FAIR BOARD

(a) Any unencumbered balance in the following accounts of the state general fund for the above agency in excess of \$100 as of June 30, 2025,

are hereby reappropriated for fiscal year 2026: Bison arena renovation (373-00-1000-8105), and state fair facilities upgrades (373-00-1000-8110).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, 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:

State fair capital improvements fund (373-00-2533-2500).....No limit

(c) On or before the 10th day of each month during the fiscal year ending June 30, 2026, the director of accounts and reports shall transfer from the state general fund to the state fair capital improvements fund interest earnings based on: (1) The average daily balance of moneys in the state fair capital improvements fund for the preceding month; and (2) the net earnings rate for the pooled money investment portfolio for the preceding month.

Sec. 191.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, for the capital improvement project or projects specified, the following:

Expo center rehabilitation debt service\$365,152

Provided, That expenditures shall be made by the above agency, in consultation with the Kansas development finance authority, from such account during fiscal year 2026 to pay off the outstanding debt service obligations for the Series 2021J revenue bonds issued for the Expo center rehabilitation project: *Provided, however*, That the above agency shall make expenditures for such purpose only if the revenue bonds issued for the Expo center rehabilitation project are determined by the above agency, in consultation with the Kansas development finance authority, to be eligible for prepayment during fiscal year 2026.

Sec. 192.

KANSAS DEPARTMENT OF WILDLIFE AND PARKS

(a) Any unencumbered balance in the following accounts of the state general fund in excess of \$100 as of June 30, 2025, are hereby reappropriated for fiscal year 2026: El Dorado shower house (710-00-1000), flint hills trail system (710-00-1000), state parks operating expenditures (710-00-1900-1920).

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2026, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following:

Bridge maintenance fund (710-00-2045-2070).....No limit
Department access road fund (710-00-2178-2760)No limit

Provided, That, in addition to the other purposes for which expenditures may be made by the above agency from the department access road fund, expenditures may be made from this fund for road improvement projects administered by the department of transportation in state parks and on public lands.

Office of the secretary building fund (710-00-2253)No limit

(c) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,400,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the department access road fund (710-00-2178-2760) of the Kansas department of wildlife and parks.

(d) On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the state highway fund (276-00-4100-4100) of the department of transportation to the bridge maintenance fund (710-00-2045-2070) of the Kansas department of wildlife and parks.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the state agricultural production fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the state agricultural production fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Agricultural land capital improvement (710-00-2050)No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the state agricultural production fund for fiscal year 2026.

(f) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the parks fee fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Parks rehabilitation and

repair projects (710-00-2122-2066)\$1,289,225

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the parks fee fund for fiscal year 2026.

(g) In addition to the other purposes for which expenditures may be made by the above agency from the boating fee fund for fiscal year 2026,

expenditures may be made by the above agency from the following capital improvement account or accounts of the boating fee fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

River access (710-00-2245-2830).....\$0
Coast guard boating projects (710-00-2245-2840).....\$0

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating fee fund for fiscal year 2026.

(h) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Shooting range development (710-00-2300-2301)\$284,250
Coast guard boating projects (710-00-2300-3000).....\$100,000
Land acquisition (710-00-2300-3040)\$400,000
Rehabilitation and repair (710-00-2300-3262).....\$3,459,167
State fishing lakes projects (710-00-2300-4320)\$0
Federally mandated
boating access (710-00-2300-4360).....\$573,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2026.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the cabin revenue fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the cabin revenue fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Cabin site preparation (710-00-2668-2670)\$428,712

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the cabin revenue fund for fiscal year 2026.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the migratory waterfowl propagation and protection fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the migratory waterfowl propagation and protection fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wetlands acquisition (710-00-2600-3330).....\$775,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the migratory waterfowl propagation and protection fund for fiscal year 2026.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the boating safety and financial assistance fund for fiscal year 2026, expenditures may be made by the above agency from the following capital improvement account or accounts of the boating safety and financial assistance fund for fiscal year 2026 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Coast guard boating projects (710-00-3251-3251).....No limit

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the boating safety and financial assistance fund for fiscal year 2026.

(l) In addition to the other purposes for which expenditures may be made by the above agency from the parks fee fund, boating fee fund, boating safety and financial assistance fund, wildlife fee fund, wildlife conservation fund, cabin revenue fund, wildlife restoration fund, sport fish restoration program fund, migratory waterfowl propagation and protection fund, nongame wildlife improvement fund, plant and animal disease and pest control fund, land and water conservation fund – local, outdoor recreation acquisition, development and planning fund, recreational trails program fund, federally licensed wildlife areas fund, department of wildlife and parks gifts and donations fund, highway planning/construction fund, state wildlife grants fund, disaster grants – public assistance, non-federal grants fund, bridge maintenance fund, state agricultural production fund, department access road fund, wildlife restoration fund, state agricultural production fund, highway planning and construction fund, American rescue plan state relief fund, navigation projects fund, other federal grants fund and recreation resource management fund for fiscal year 2026, expenditures may be made by the above agency from each such special revenue fund for fiscal year 2026 from the unencumbered balance as of June 30, 2026, in each existing capital improvement account of each such special revenue fund: *Provided*, That expenditures from the unencumbered balance of any such existing capital improvement account shall not exceed the amount of the unencumbered balance in such account on June 30, 2026: *Provided further*, That all expenditures from the unencumbered balance of any such account shall be in addition to any expenditure limitation imposed on each such special revenue fund for fiscal year 2026 and shall be in addition to any other expenditure limitation imposed on any such account of each such special revenue fund for fiscal year 2026.

Sec. 193. K.S.A. 2024 Supp. 2-223 is hereby amended to read as follows: 2-223. (a) There is hereby established in the state treasury the state fair capital improvements fund. All expenditures of moneys in the state fair capital improvements fund shall be used for the payment of capital improvements and maintenance for the state fairgrounds and the payment of capital improvement obligations that have been financed. Capital improvement projects for the Kansas state fairgrounds are hereby approved for the purposes of K.S.A. 74-8905(b), and amendments thereto, and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

(b) Except as provided further, on each June 30, the state fair board shall certify to the director of accounts and reports an amount to be transferred from the state fair fee fund to the state fair capital improvements fund, which amount shall be not less than the amount equal to 5% of the total gross receipts during the current fiscal year from state fair activities and non-fair days activities. For the fiscal year ending June 30, ~~2024~~ 2025, notwithstanding the other provisions of this section, on March 1, ~~2024~~ 2025, or as soon thereafter as moneys are available therefor, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year ~~2024~~ 2025 from state fair activities and non-fair days activities through March 1, ~~2024~~ 2025, except that, subject to approval by the director of the budget prior to March 1, ~~2024~~ 2025, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2024~~ 2025, the state fair board may certify an amount on March 1, ~~2024~~ 2025, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2024~~ 2025, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year ~~2024~~ 2025. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification. For the fiscal year ending June 30, ~~2025~~ 2026, notwithstanding the other provisions of this section, on March 1, ~~2025~~ 2026, or as soon thereafter as moneys are available there-

for, the director of accounts and reports shall transfer from the state fair fee fund to the state fair capital improvements fund the amount equal to the greater of \$300,000 or the amount equal to 5% of the total gross receipts during fiscal year ~~2025~~ 2026 from state fair activities and non-fair days activities through March 1, ~~2025~~ 2026, except that, subject to approval by the director of the budget prior to March 1, ~~2025~~ 2026, after reviewing the amounts credited to the state fair fee fund and the state fair capital improvements fund, cash flow considerations for the state fair fee fund, and the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2025~~ 2026, the state fair board may certify an amount on March 1, ~~2025~~ 2026, to the director of accounts and reports to be transferred from the state fair fee fund to the state fair capital improvements fund that is equal to the amount required to be credited to the state fair capital improvements fund pursuant to this subsection to pay the bonded debt service payment due on April 1, ~~2025~~ 2026, and shall certify to the director of accounts and reports on the date specified by the director of the budget the amount equal to the balance of the aggregate amount that is required to be transferred from the state fair fee fund to the state fair capital improvements fund for fiscal year ~~2025~~ 2026. Upon receipt of any such certification, the director of accounts and reports shall transfer moneys from the state fair fee fund to the state fair capital improvements fund in accordance with such certification.

Sec. 194. K.S.A. 2024 Supp. 12-1775a is hereby amended to read as follows: 12-1775a. (a) Prior to December 31, 1996, the governing body of each city that, pursuant to K.S.A. 12-1771, and amendments thereto, has established a redevelopment district prior to July 1, 1996, shall certify to the director of accounts and reports the amount equal to the amount of revenue realized from ad valorem taxes imposed pursuant to K.S.A. 72-5142, and amendments thereto, within such redevelopment district. Except as provided further, to February 1, 1997, and annually on that date thereafter, the governing body of each such city shall certify to the director of accounts and reports an amount equal to the amount by which revenues realized from such ad valorem taxes imposed in such redevelopment district are estimated to be reduced for the ensuing calendar year due to legislative changes in the statewide school finance formula. Prior to March 1 of each year, the director of accounts and reports shall certify to the state treasurer each amount certified by the governing bodies of cities under this section for the ensuing calendar year and shall transfer from the state general fund to the city tax increment financing revenue replacement fund the aggregate of all amounts so certified. Prior to April 15 of each year, the state treasurer shall pay from the city tax increment financing revenue replacement fund to each city certifying an amount to

the director of accounts and reports under this section for the ensuing calendar year the amount so certified. During fiscal years ~~2024, 2025 and, 2026 and 2027~~, no moneys shall be transferred from the state general fund to the city tax increment financing revenue replacement fund pursuant to this subsection.

(b) There is hereby created the tax increment financing revenue replacement fund, which shall be administered by the state treasurer. All expenditures from the tax increment financing revenue replacement fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or a person or persons designated by the state treasurer.

Sec. 195. K.S.A. 2024 Supp. 12-5256 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. 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) (1) On ~~July 1, 2023~~, July 1, 2024, and ~~July 1, 2025~~ *July 1, 2026*, the director of accounts and reports shall transfer \$2,000,000 from the state economic development initiatives fund to the state housing trust fund established by K.S.A. 74-8959, and amendments thereto.

(2) Notwithstanding the provisions of K.S.A. 74-8959, and amendments thereto, to the contrary, during ~~fiscal year 2024~~, fiscal year 2025 ~~and~~, fiscal year 2026 *and fiscal year 2027*, moneys in the state housing trust fund shall be used solely for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas. During such fiscal years, on or before January 13, 2025, January 12, 2026, ~~and~~ January 11, 2027, *and January 10, 2028*, the president of the Kansas housing resources corporation shall submit a report concerning the activities of the state housing trust fund to the house of representatives committee on appropriations and the senate committee on ways and means.

Sec. 196. K.S.A. 2024 Supp. 65-180 is hereby amended to read as follows: 65-180. The secretary of health and environment shall:

(a) Institute and carry on an intensive educational program among physicians, hospitals, public health nurses and the public concerning congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases detectable with the same specimen. This educational program shall include information about the nature of such conditions and examinations for the detection thereof in early infancy in order that measures may be taken to prevent intellectual disability or morbidity resulting from such conditions.

(b) Provide recognized screening tests for phenylketonuria, galactosemia, hypothyroidism and such other diseases as may be appropriately

detected with the same specimen. The initial laboratory screening tests for these diseases shall be performed by the department of health and environment or its designee for all infants born in the state. Such services shall be performed without charge.

(c) Provide a follow-up program by providing test results and other information to identified physicians; locate infants with abnormal newborn screening test results; with parental consent, monitor infants to assure appropriate testing to either confirm or not confirm the disease suggested by the screening test results; with parental consent, monitor therapy and treatment for infants with confirmed diagnosis of congenital hypothyroidism, galactosemia, phenylketonuria or other genetic diseases being screened under this statute; and establish ongoing education and support activities for individuals with confirmed diagnosis of congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases being screened under this statute and for the families of such individuals.

(d) Maintain a registry of cases including information of importance for the purpose of follow-up services to prevent intellectual disability or morbidity.

(e) Provide, within the limits of appropriations available therefor, the necessary treatment product for diagnosed cases for as long as medically indicated, when the product is not available through other state agencies. In addition to diagnosed cases under this section, diagnosed cases of maple syrup urine disease shall be included as a diagnosed case under this subsection. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual meets medicaid eligibility, such individuals' needs shall be covered under the medicaid state plan. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual is not medicaid eligible, but is below 300% of the federal poverty level established under the most recent poverty guidelines issued by the United States department of health and human services, the department of health and environment shall provide reimbursement of between 50% to 100% of the product cost in accordance with rules and regulations adopted by the secretary of health and environment. Where the applicable income of the person or persons who have legal responsibility for the diagnosed individual exceeds 300% of the federal poverty level established under the most recent poverty guidelines issued by the United States department of health and human services, the department of health and environment shall provide reimbursement of an amount not to exceed 50% of the product cost in accordance with rules and regulations adopted by the secretary of health and environment.

(f) Provide state assistance to an applicant pursuant to subsection (e) only after it has been shown that the applicant has exhausted all bene-

fits from private third-party payers, medicare, medicaid and other government assistance programs and after consideration of the applicant's income and assets. The secretary of health and environment shall adopt rules and regulations establishing standards for determining eligibility for state assistance under this section.

(g) (1) Except for treatment products provided under subsection (e), if the medically necessary food treatment product for diagnosed cases must be purchased, the purchaser shall be reimbursed by the department of health and environment for costs incurred up to \$1,500 per year per diagnosed child age 18 or younger at 100% of the product cost upon submission of a receipt of purchase identifying the company from which the product was purchased. For a purchaser to be eligible for reimbursement under this subsection, the applicable income of the person or persons who have legal responsibility for the diagnosed child shall not exceed 300% of the poverty level established under the most recent poverty guidelines issued by the federal department of health and human services.

(2) As an option to reimbursement authorized under subsection (g) (1), the department of health and environment may purchase food treatment products for distribution to diagnosed children in an amount not to exceed \$1,500 per year per diagnosed child age 18 or younger. For a diagnosed child to be eligible for the distribution of food treatment products under this subsection, the applicable income of the person or persons who have legal responsibility for the diagnosed child shall not exceed 300% of the poverty level established under the most recent poverty guidelines issued by the federal department of health and human services.

(3) In addition to diagnosed cases under this section, diagnosed cases of maple syrup urine disease shall be included as a diagnosed case under this subsection.

(h) The department of health and environment shall continue to receive orders for both necessary treatment products and necessary food treatment products, purchase such products, and shall deliver the products to an address prescribed by the diagnosed individual. The department of health and environment shall bill the person or persons who have legal responsibility for the diagnosed patient for a pro-rata share of the total costs, in accordance with the rules and regulations adopted pursuant to this section.

(i) The secretary of health and environment shall adopt rules and regulations as needed to require, to the extent of available funding, newborn screening tests to screen for treatable disorders listed in the core uniform panel of newborn screening conditions recommended in the 2005 report by the American college of medical genetics entitled "Newborn Screening: Toward a Uniform Screening Panel and System" or another report determined by the department of health and environment to provide

more appropriate newborn screening guidelines to protect the health and welfare of newborns for treatable disorders.

(j) In performing the duties under subsection (i), the secretary of health and environment shall appoint an advisory council to advise the department of health and environment on implementation of subsection (i).

(k) The department of health and environment shall periodically review the newborn screening program to determine the efficacy and cost effectiveness of the program and determine whether adjustments to the program are necessary to protect the health and welfare of newborns and to maximize the number of newborn screenings that may be conducted with the funding available for the screening program.

(l) There is hereby established in the state treasury the Kansas newborn screening fund that shall be administered by the secretary of health and environment. All expenditures from the fund shall be for the newborn screening program. All expenditures from the fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or the secretary's designee. On July 1 of each year, the director of accounts and reports shall determine the amount credited to the medical assistance fee fund pursuant to K.S.A. 40-3213, and amendments thereto, and shall transfer the estimated portion of such amount that is necessary to fund the newborn screening program for the ensuing fiscal year as certified by the secretary of health and environment or the secretary's designee to the Kansas newborn screening fund. Such amount shall not exceed \$5,000,000 in fiscal years ~~2024, 2025 and~~ 2026 and 2027.

Sec. 197. K.S.A. 2024 Supp. 74-50,107 is hereby amended to read as follows: 74-50,107. (a) Commencing on July 1, 2021, and on the first day of each month thereafter during ~~fiscal year 2024, fiscal year 2025 and~~ fiscal year 2026 and *fiscal year 2027*, the secretary of revenue shall apply a rate of 2% to that portion of moneys withheld from the wages of individuals and collected under the Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294 et seq., and amendments thereto. The amount so determined shall be credited on a monthly basis as follows: (1) An amount necessary to meet obligations of the debt services for the IMPACT program repayment fund; (2) an amount to the IMPACT program services fund as needed for program administration; and (3) any remaining amounts to the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. During ~~fiscal year 2024, fiscal year 2025 and~~ fiscal year 2026 and *fiscal year 2027*, the aggregate amount that is credited to the job creation program fund pursuant to this subsection shall not exceed \$20,000,000 for each such fiscal year.

(b) Commencing on July 1, ~~2026 2027~~, and on an annual basis thereafter, the secretary of revenue shall estimate the amount equal to the

amount of net savings realized from the elimination, modification or limitation of any credit, deduction or program pursuant to the provisions of this act as compared to the expense deduction provided for in K.S.A. 79-32,143a, and amendments thereto. Whereupon such amount of savings in accordance with appropriation acts shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount to the credit of the job creation program fund created pursuant to K.S.A. 74-50,224, and amendments thereto. In addition, such other amount or amounts of money may be transferred from the state general fund or any other fund or funds in the state treasury to the job creation program fund in accordance with appropriation acts.

Sec. 198. K.S.A. 2024 Supp. 74-8711 is hereby amended to read as follows: 74-8711. (a) There is hereby established in the state treasury the lottery operating fund.

(b) Except as provided by K.S.A. 74-8724 and the Kansas expanded lottery act, and amendments thereto, the executive director shall remit all moneys collected from the sale of lottery tickets and shares and any other moneys received by or on behalf of the Kansas lottery to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the lottery operating fund. Moneys credited to the fund shall be expended or transferred only as provided by this act. Expenditures from such fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive director or by a person designated by the executive director.

(c) Moneys in the lottery operating fund shall be used for:

(1) The payment of expenses of the lottery, which shall include all costs incurred in the operation and administration of the Kansas lottery; all costs resulting from contracts entered into for the purchase or lease of goods and services needed for operation of the lottery, including but not limited to supplies, materials, tickets, independent studies and surveys, data transmission, advertising, printing, promotion, incentives, public relations, communications and distribution of tickets and shares; and reimbursement of costs of facilities and services provided by other state agencies;

(2) the payment of compensation to lottery retailers;

(3) transfers of moneys to the lottery prize payment fund pursuant to K.S.A. 74-8712, and amendments thereto;

(4) transfers to the state general fund pursuant to K.S.A. 74-8713, and amendments thereto;

(5) transfers to the community crisis stabilization centers fund and clubhouse model program fund of the Kansas department for aging and disability services pursuant to subsection (e);

(6) transfers to the state gaming revenues fund pursuant to subsection (d) and as otherwise provided by law;

(7) transfers to the white collar crime fund of the governor pursuant to subsection (f);

(8) transfers to the problem gambling and addictions grant fund of the department for aging and disability services pursuant to subsection (g);

(9) transfers to the attracting professional sports to Kansas fund of the department of commerce pursuant to subsection (h); and

(10) transfers to the county reappraisal fund as prescribed by law.

(d) The director of accounts and reports shall transfer moneys in the lottery operating fund to the state gaming revenues fund created by K.S.A. 79-4801, and amendments thereto, on or before the 15th day of each month in an amount certified monthly by the executive director and determined as follows, whichever is greater:

(1) An amount equal to the moneys in the lottery operating fund in excess of those needed for the purposes described in subsections (c)(1) through (c)(6); or

(2) except for pull-tab lottery tickets and shares, an amount equal to not less than 30% of total monthly revenues from the sales of lottery tickets and shares less estimated returned tickets. In the case of pull-tab lottery tickets and shares, an amount equal to not less than 20% of the total monthly revenues from the sales of pull-tab lottery tickets and shares less estimated returned tickets.

(e) (1) Subject to the limitations set forth in paragraph (2) *and the provisions of paragraph (3), commencing in fiscal year 2020*, on or before the 10th day of each month, the director of the lottery shall certify to the director of accounts and reports all net profits from the sale of lottery tickets and shares via lottery ticket vending machines. Of such certified amount, the director of accounts and reports shall transfer 75% from the lottery operating fund to the community crisis stabilization centers fund of the Kansas department for aging and disability services and 25% from the lottery operating fund to the clubhouse model program fund of the Kansas department for aging and disability services.

(2) Moneys transferred pursuant to paragraph (1) shall not exceed in the aggregate ~~\$9,000,000 in fiscal year 2024, shall not exceed in the aggregate~~ \$10,000,000 in fiscal year 2025, and shall not exceed in the aggregate \$8,000,000 in fiscal year ~~2026~~ 2027 and each fiscal year thereafter.

(3) *During fiscal year 2026, on or before the 15th day of each month, the director of accounts and reports shall transfer \$625,000 from the lottery operating fund to the community crisis stabilization centers fund of*

the Kansas department for aging and disability services and \$208,333 from the lottery operating fund to the clubhouse model program fund of the Kansas department for aging and disability services.

(f) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, the first \$750,000 credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the white collar crime fund established in K.S.A. 2024 Supp. 74-8792, and amendments thereto.

(g) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, after the transfer required under subsection (f) has been made, 2% of the remaining moneys credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the problem gambling and addictions grant fund established in K.S.A. 79-4805, and amendments thereto.

(h) On July 1, 2023, and each July 1 thereafter, or as soon thereafter as moneys are available, after the transfer required under subsection (f) has been made, 80% of the remaining moneys credited to the lottery operating fund from sports wagering revenues deposited in the lottery operating fund shall be transferred by the director of accounts and reports from the lottery operating fund to the attracting professional sports to Kansas fund established in K.S.A. 2024 Supp. 74-8793, and amendments thereto.

Sec. 199. K.S.A. 2024 Supp. 74-99b34 is hereby amended to read as follows: 74-99b34. (a) The bioscience development and investment fund is hereby created. The bioscience development and investment fund shall not be a part of the state treasury and the funds in the bioscience development and investment fund shall belong exclusively to the authority.

(b) Distributions from the bioscience development and investment fund shall be for the exclusive benefit of the authority, under the control of the board and used to fulfill the purpose, powers and duties of the authority pursuant to the provisions of K.S.A. 74-99b01 et seq., and amendments thereto.

(c) The secretary of revenue and the authority shall establish the base year taxation for all bioscience companies and state universities. The secretary of revenue, the authority and the board of regents shall establish the number of bioscience employees associated with state universities and report annually and determine the increase from the taxation base annually. The secretary of revenue and the authority may consider any verifiable evidence, including, but not limited to, the NAICS code assigned or recorded by the department of labor for companies with employees in Kansas, when determining which companies should be classified as bioscience companies.

(d) (1) Except as provided in subsection (h), for a period of 15 years

from the effective date of this act, the state treasurer shall pay annually 95% of withholding above the base, as certified by the secretary of revenue, upon Kansas wages paid by bioscience employees to the bioscience development and investment fund. Such payments shall be reconciled annually. On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the bioscience development and investment fund interest earnings based on:

(A) The average daily balance of moneys in the bioscience development and investment fund for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

(2) There is hereby established in the state treasury the center of innovation for biomaterials in orthopaedic research – Wichita state university fund, which shall be administered by Wichita state university. All moneys credited to the fund shall be used for research and development. All expenditures from the center of innovation for biomaterials in orthopaedic research – Wichita state university fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the president of Wichita state university or by the person or persons designated by the president of Wichita state university.

(3) There is hereby established in the state treasury the national bio agro-defense facility fund, which shall be administered by Kansas state university in accordance with the strategic plan adopted by the governor's national bio agro-defense facility steering committee. All moneys credited to the fund shall be used in accordance with the governor's national bio agro-defense facility steering committee's plan with the approval of the president of Kansas state university. All expenditures from the national bio agro-defense facility fund shall be made in accordance with appropriation acts and upon warrants of the director of accounts and reports issued pursuant to expenditures approved by the steering committee and the president of Kansas state university or by the person or persons designated by the president of Kansas state university.

(e) The cumulative amounts of funds paid by the state treasurer to the bioscience development and investment fund shall not exceed \$581,800,000.

(f) The division of post audit is hereby authorized to conduct a post audit in accordance with the provisions of the legislative post audit act, K.S.A. 46-1106 et seq., and amendments thereto.

(g) At the direction of the authority, the fund may be held in the custody of and invested by the state treasurer, provided that the bioscience development and investment fund shall at all times be accounted for in a separate report from all other funds of the authority and the state.

(h) During fiscal years ~~2024, 2025 and~~ 2026 and 2027, no moneys shall be transferred from the state general fund to the bioscience development and investment fund pursuant to subsection (d)(1).

Sec. 200. K.S.A. 2024 Supp. 76-775 is hereby amended to read as follows: 76-775. (a) Subject to the other provisions of this act, on the first day of the first state fiscal year commencing after receiving a certification of receipt of a qualifying gift under K.S.A. 76-774, and amendments thereto, the director of accounts and reports shall transfer from the state general fund the amount determined by the director of accounts and reports to be the earnings equivalent award for such qualifying gift for the period of time between the date of certification of the qualifying gift and the first day of the ensuing state fiscal year to either: (1) The endowed professorship account of the faculty of distinction matching fund of the eligible educational institution, in the case of a certification of a qualifying gift to an eligible educational institution that is a state educational institution; or (2) the faculty of distinction program fund of the state board of regents, in the case of a certification of a qualifying gift to an eligible institution that is not a state educational institution. Subject to the other provisions of this act, on each July 1 thereafter, the director of accounts and reports shall make such transfer from the state general fund of the earnings equivalent award for such qualifying gift for the period of the preceding state fiscal year. All transfers made in accordance with the provisions of this subsection shall be considered demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2024,~~ June 30, 2025, ~~and~~ June 30, 2026, and June 30, 2027, shall be considered to be revenue transfers from the state general fund.

(b) There is hereby established in the state treasury the faculty of distinction program fund, which shall be administered by the state board of regents. All moneys transferred under this section to the faculty of distinction program fund of the state board of regents shall be paid to eligible educational institutions that are not state educational institutions for earnings equivalent awards for qualifying gifts to such eligible educational institutions. The state board of regents shall pay from the faculty of distinction program fund the amount of each such transfer to the eligible educational institution for the earnings equivalent award for which such transfer was made under this section.

(c) The earnings equivalent award for an endowed professorship shall be determined by the director of accounts and reports and shall be the amount of interest earnings that the amount of the qualifying gift certified by the state board of regents would have earned at the average net earnings rate of the pooled money investment board portfolio for the period for which the determination is being made.

(d) The total amount of new qualifying gifts that may be certified to the director of accounts and reports under this act during any state fiscal year for all eligible educational institutions shall not exceed \$30,000,000. The total amount of new qualifying gifts that may be certified to the director of accounts and reports under this act during any state fiscal year for any individual eligible educational institution shall not exceed \$10,000,000. No additional qualifying gifts shall be certified by the state board of regents under this act when the total of all transfers from the state general fund for earnings equivalent awards for qualifying gifts pursuant to this section, and amendments thereto, for a fiscal year is equal to or greater than \$9,000,000 in fiscal year ~~2024~~ 2025 and in each fiscal year thereafter.

Sec. 201. K.S.A. 2024 Supp. 76-7,107 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. 76-7,104, and amendments thereto.

(2) 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. 76-7,104, and amendments thereto, during the fiscal years ending ~~June 30, 2024~~, June 30, 2025, ~~and~~ June 30, 2026, ~~and~~ June 30, 2027, pursuant to this section.

(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. 202. K.S.A. 2024 Supp. 76-7,155 is hereby amended to read as follows: 76-7,155. *On July 1, 2025, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$7,000,000 from the state general fund to the Kansas campus restoration fund. On July 1, 2026, July 1, 2027, July 1, 2028, July 1, 2029, and July 1, 2030, or as soon thereafter each such date as moneys are available, the director of accounts and reports shall transfer \$32,700,000 from the state general fund to the Kansas campus restoration fund.*

Sec. 203. K.S.A. 2024 Supp. 76-7,157 is hereby amended to read as follows: 76-7,157. (a) *Except as provided in subsection (c), commencing in fiscal year 2026 through fiscal year 2031, the board of regents shall distribute in each fiscal year an aggregate amount of \$30,000,000 from the Kansas campus restoration fund to each state educational institution's deferred maintenance account established pursuant to K.S.A. 2024 Supp.*

76-7,154, and amendments thereto, in accordance with the Kansas campus restoration plan developed and approved pursuant to K.S.A. 2024 Supp. 76-7,156, and amendments thereto.

(b) *Except as provided in subsection (c)*, commencing in fiscal year 2026 through fiscal year 2031, the board of regents shall credit \$100,000 in each fiscal year from the Kansas campus restoration fund to each community college, technical college, institute of technology and municipal university account established pursuant to K.S.A. 2024 Supp. 76-7,154, and amendments thereto.

(c) *During the fiscal year ending June 30, 2026, if the total amount transferred to the Kansas campus restoration fund in fiscal year 2026 is less than \$32,700,000, such total amount transferred in fiscal year 2026 shall be prorated and distributed by the board of regents among the state educational institutions and each community college, technical college, institute of technology and municipal university in proportion to the amount each is eligible to receive under subsections (a) and (b).*

Sec. 204. K.S.A. 2024 Supp. 79-2989 is hereby amended to read as follows: 79-2989. (a) For calendar years ~~2023 and 2024~~ and 2025, if a county clerk has printing or postage costs pursuant to K.S.A. 2024 Supp. 79-2988, and amendments thereto, the county clerk shall notify and provide documentation of such costs to the secretary of revenue. The secretary of revenue shall certify the amount of moneys attributable to such costs and shall transmit a copy of such certification to the director of accounts and reports. Upon such receipt of such certification, the director of accounts and reports shall transfer an amount of moneys equal to such certified amount from the state general fund to the taxpayer notification costs fund of the department of revenue. The secretary of revenue shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(b) There is hereby established in the state treasury the taxpayer notification costs fund that shall be administered by the secretary of revenue. All expenditures from the taxpayer notification costs fund shall be for the purpose of paying county printing and postage costs pursuant to K.S.A. 2024 Supp. 79-2988, and amendments thereto. All expenditures from such fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of revenue or the secretary's designee.

Sec. 205. K.S.A. 2024 Supp. 79-3425i is hereby amended to read as follows: 79-3425i. 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 annual commercial vehicle fees collected pursuant to K.S.A. 8-143m, 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) no moneys shall be transferred from the state general fund to the special city and county highway fund during ~~state fiscal year 2024~~, state fiscal year 2025 ~~or~~, state fiscal year 2026 *or state fiscal year 2027*; and (3) all transfers under this section shall be considered to be demand transfers from the state general fund.

Sec. 206. K.S.A. 2024 Supp. 79-34,171 is hereby amended to read as follows: 79-34,171. (a) On January 1, 2009, and quarterly thereafter, the director of accounts and reports shall transfer \$400,000 from the state general fund to the Kansas retail dealer incentive fund, except that no moneys shall be transferred pursuant to this section from the state general fund to the Kansas retail dealer incentive fund during the fiscal years ending ~~June 30, 2024~~, June 30, 2025, ~~or~~ June 30, 2026, *or June 30, 2027*. On and after July 1, 2009, the unobligated balance in the Kansas retail dealer incentive fund shall not exceed \$1.5 million. If the unobligated balance of the fund exceeds \$1.1 million at the time of a quarterly transfer, the transfer shall be limited to the amount necessary for the fund to reach a total of \$1.5 million.

(b) There is hereby created in the state treasury the Kansas retail dealer incentive fund. All moneys in the Kansas retail dealer incentive fund shall be expended by the secretary of the department of revenue for the payment of incentives to Kansas retail dealers who sell and dispense renewable fuels or biodiesel through a motor fuel pump in accordance with the provisions of K.S.A. 79-34,170 through 79-34,175, and amendments thereto.

(c) All moneys remaining in the Kansas retail dealer incentive fund upon the expiration of K.S.A. 79-34,170 through 79-34,175, and amendments thereto, shall be credited by the state treasurer to the state general fund.

Sec. 207. K.S.A. 2024 Supp. 79-4804 is hereby amended to read as follows: 79-4804. (a) After the transfer of moneys pursuant to K.S.A. 79-4806, and amendments thereto, an amount equal to 85% of the balance of all moneys credited to the state gaming revenues fund shall be transferred and credited to the state economic development initiatives fund. Expenditures from the state economic development initiatives fund shall be made in accordance with appropriations acts for the financing of such programs supporting and enhancing the existing economic foundation of the state and fostering growth through the expansion of current, and the establishment and attraction of new, commercial and industrial enterprises as provided by this section and as may be authorized by law and

not less than $\frac{1}{2}$ of such money shall be distributed equally among the congressional districts of the state. Except as provided by subsection (g), all moneys credited to the state economic development initiatives fund shall be credited within the fund, as provided by law, to an account or accounts of the fund, which are created by this section, or for state fiscal years ~~2023, 2024 and~~ 2025, 2026 *and* 2027 to an account or accounts of the fund created by appropriation acts.

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

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

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

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

(f) Moneys credited to the Kansas economic development endowment account of the state economic development initiatives fund may be invested in government guaranteed loans and debentures as provided by law in addition to the investments authorized by subsection (e) or in lieu of such investments. All moneys received as interest earned by the investment under this subsection of the moneys credited to the Kansas eco-

conomic development endowment account shall be deposited in the state treasury and credited to the Kansas economic development endowment account of the state economic development initiatives fund.

(g) Except as provided further, in each fiscal year, the director of accounts and reports shall make transfers in equal amounts on July 15 and January 15 that in the aggregate equal \$2,000,000 from the state economic development initiatives fund to the state water plan fund created by K.S.A. 82a-951, and amendments thereto. *During fiscal year 2026, the aggregate amount transferred from the state economic development initiatives fund to the state water plan fund shall equal \$2,921,417.* No other moneys credited to the state economic development initiatives fund shall be used for: (1) Water-related projects or programs, or related technical assistance; or (2) any other projects or programs, or related technical assistance that meet one or more of the long-range goals, objectives and considerations set forth in the state water resource planning act.

Sec. 208. K.S.A. 2024 Supp. 82a-955 is hereby amended to read as follows: 82a-955. (a) On July 1, 2024, the director of accounts and reports shall transfer \$45,000,000 from the state general fund to the state water plan fund ~~and. On July 1, 2025, and July 1, 2026,~~ the director of accounts and reports shall transfer \$35,000,000 from the state general fund to the state water plan fund. It is the intent of the legislature to provide for the transfer of \$35,000,000 from the state general fund to the state water plan fund on ~~July 1, 2026, and July 1, 2027.~~

(b) ~~(1) Except as provided in paragraph (2),~~ The state water plan fund shall continue to be appropriated and expended for the purposes prescribed in K.S.A. 82a-951, and amendments thereto, except that if an appropriation is made for any fiscal year as intended in subsection (a), on ~~July 1 of such fiscal year, 2025, and July 1, 2026,~~ or as soon thereafter on such dates as moneys are available:

(A) ~~\$5,000,000~~\$5,500,000 shall be transferred from the state water plan fund to the water technical assistance fund established in K.S.A. 2024 Supp. 82a-956, and amendments thereto; and

(B) ~~\$12,000,000~~\$12,500,000 shall be transferred from the state water plan fund to the water projects grant fund established in K.S.A. 2024 Supp. 82a-957, and amendments thereto.

~~(2) On July 1, 2024, the director of accounts and reports shall transfer \$7,500,000 from the state water plan fund to the water technical assistance fund and \$19,500,000 from the state water plan fund to the water projects grant fund.~~

~~(3)~~ The provisions of this section shall expire on July 1, 2028. On July 1, 2028, the director of accounts and reports shall transfer all moneys in the water technical assistance fund and the water projects grant fund to the state water plan fund and all liabilities of the water technical assis-

tance fund and the water projects grant fund shall be imposed upon the state water plan fund. On July 1, 2028, the water technical assistance fund and the water projects grant fund shall be abolished.

(c) (1) (A) Notwithstanding any restrictions in K.S.A. 82a-951, and amendments thereto, the Kansas water authority may recommend to the legislature the appropriation of up to 10% of the unencumbered balance of the state water plan fund to be used to supplement salaries of existing state agency full-time equivalent employees and for funding new full-time equivalent positions created to implement the state water plan. Moneys from such appropriation may be used to supplement existing positions, but such moneys shall not be used to replace state general fund moneys, any fee fund moneys or other funding for positions existing on July 1, 2023.

(B) Eligible full-time equivalent positions that moneys may be used for pursuant to this paragraph include engineers, geologists, hydrologists, environmental scientists, attorneys, resource planners, grant specialists and any other similar positions.

(2) If at least two conservation districts present a joint proposal to the Kansas water authority for a position or positions to provide shared services to all districts involved in such proposal, the Kansas water authority may recommend that moneys be used to supplement the salary or salaries of such position or positions pursuant to paragraph (1).

(3) The Kansas water authority shall encourage funding requests from state and local entities that cooperate with qualified nonprofit entities on projects that provide a direct benefit to water quantity and quality, including water infrastructures that are both natural and constructed, and include matching funds from non-state sources.

(4) The Kansas water authority may direct the Kansas water office to provide funding pursuant to K.S.A. 2024 Supp. 82a-956 or 82a-957, and amendments thereto, for the improvement of water infrastructure in an unincorporated area related to or serving a national park site or state historic site if the request for funding is made by a nonprofit organization or state agency that is willing to administer the moneys and oversee the project, and the Kansas water authority deems such applicant capable of successfully managing the project. Upon receipt of such a request, the Kansas water office may award moneys in any fiscal year prior to July 1, 2028, with such awarding of moneys to be made at the discretion of the Kansas water office.

(5) The Kansas water authority shall encourage the creation of grant programs for stockwatering conservation projects. Such grant programs shall prioritize the use of fees collected pursuant to K.S.A. 82a-954(a)(3), and amendments thereto.

(d) All reporting requirements established in K.S.A. 82a-951, and amendments thereto, shall continue and such reporting requirements

shall apply to the water technical assistance fund established in K.S.A. 2024 Supp. 82a-956, and amendments thereto, and the water projects grant fund established in K.S.A. 2024 Supp. 82a-957, and amendments thereto.

Sec. 209. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 210. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act that 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. 211. *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 initiative fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any such funds.

Sec. 212. *Savings.* (a) Any unencumbered balance as of June 30, 2025, in any special revenue fund, or account thereof, of any state agency named in this act that is not otherwise specifically appropriated or limited for fiscal year 2026 by this or any other appropriation act of the 2025 regular session of the legislature is hereby appropriated for the fiscal year ending June 30, 2026, for the same use and purpose as the same was heretofore appropriated.

(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, 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. 213. During the fiscal year ending June 30, 2026, all moneys that are lawfully credited to and available in any bond special revenue fund and that are not otherwise specifically appropriated or limited by this or other appropriation act of the 2025 regular session of the legislature are hereby appropriated for the fiscal year ending June 30, 2026, 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. 214. *Federal grants.* (a) During the fiscal year ending June 30, 2026, each federal grant or other federal receipt that is received by a state agency named in this act and that is not otherwise appropriated to that state agency for fiscal year 2026 by this or other appropriation act of the 2025 regular session of the legislature is hereby appropriated for fiscal year 2026 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 that 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) In addition to the other purposes for which expenditures may be made by any state agency that is named in this act and that 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 2026 by this act or any other appropriation act of the 2025 regular session of the legislature to apply for and receive federal grants during fiscal year 2026, 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 that 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. 215. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2025 regular session of the legislature and having an unencumbered balance as of June 30, 2025, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2026, for the same uses and purposes as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection 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, 2024.

Sec. 216. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2025 regular session of the legislature and having an unencumbered balance as of June 30, 2025, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2026, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection 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, 2024.

Sec. 217. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2025 regular session of the legislature and having an unencumbered balance as of June 30, 2025, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2026, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This subsection 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, 2024.

Sec. 218. Any transfers of moneys during the fiscal year ending June 30, 2026, 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, 2026.

Sec. 219. K.S.A. 2024 Supp. 2-223, 12-1775a, 12-5256, 65-180, 74-50,107, 74-8711, 74-99b34, 76-775, 76-7,107, 76-7,155, 76-7,157, 79-2989, 79-3425i, 79-34,171, 79-4804 and 82a-955 are hereby repealed.

Sec. 220. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 9, 2025.

Published in the *Kansas Register* April 25, 2025.

† Section 35(a) was line-item vetoed.

† Section 40(d) was line-item vetoed.

† Section 41(g) was line-item vetoed.

† Section 62(d) was line-item vetoed.

† Section 63(w) was line-item vetoed.

† Portions of section 83(a) were line-item vetoed.

† Section 84(e) was line-item vetoed.

† Section 85(o) was line-item vetoed.

† A portion of section 88(a) was line-item vetoed.

† Section 90 was line-item vetoed.

† Section 96(n) was line-item vetoed.

† Section 96(p) was line-item vetoed.

† Section 96(s) was line-item vetoed.

† Section 108(c) was line-item vetoed.

† A portion of section 116(a) was line-item vetoed.

† A portion of section 129(a) was line-item vetoed.

† Section 153 was line-item vetoed.

† Section 156 was line-item vetoed.

† Section 158 was line-item vetoed.

† A portion of section 159(a) was line-item vetoed.

† Section 159(b) was line-item vetoed.

(See Messages from the Governor)

CERTIFICATE

In accordance with K.S.A. 45-308, it is certified that **Senate Bill 125**, approved by the Governor on April 9, 2025; was returned with line item objections as follows:

State Treasurer —

Pregnancy Compassion Awareness Program

- The portion of Sec. 46(a) that reads as follows has been line item vetoed:

- Pregnancy compassion awareness program\$3,000,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to continue the statewide program, previously known as the alternatives to abortion program, to enhance and increase resources that promote childbirth instead of abortion to women facing unplanned pregnancies and to offer a full range of services, including pregnancy support centers, adoption assistance and maternity homes: Provided further, That the program shall include only the following services: Counseling and mentoring; care coordination for prenatal services, including connecting clients to health programs; providing educational materials and information about pregnancy and parenting; referrals to county and social service programs, including child care, transportation, housing and state and federal benefit programs; classes on life skills, budgeting, parenting, stress management, job training, job placement and obtaining a GED certificate; providing material items, including, but not limited to, car seats, cribs, maternity clothes,

infant diapers and formula; and support groups in maternity homes: *And provided further*, That program services shall be made available to any Kansas resident who is a pregnant woman, the biological father of an unborn child, the biological or adoptive parent or legal guardian of a child 24 months of age or younger, a program participant who has experienced the loss of a child or a parent or legal guardian of a pregnant child who is a program participant: *And provided further*, That the provision and delivery of services under the program shall be dependent on participant needs as assessed by the nonprofit organization providing the services and not otherwise prioritized by any state agency: *And provided further*, That program services shall be available to participants only during pregnancy and continuing for up to 24 months after birth of the child: *And provided further*, That the state treasurer shall continue to contract with the nonprofit organization that was awarded such contract in fiscal year 2025 to provide services under the pregnancy compassion awareness program, and such nonprofit organization shall subcontract with existing pregnancy centers, adoption agencies, maternity homes and social service organizations to provide program services to promote childbirth instead of abortion: *And provided further*, That such contract extension shall be for a term not longer than one year: *And provided further*, That the selected contractor and any subcontractors may provide services in addition to the enumerated program services, but such services shall not be funded through the pregnancy compassion awareness program: *And provided further*, That the state treasurer shall include as a condition of the contract extension with the nonprofit organization selected to provide program services: (1) The assessment of an administrative fine for failure to satisfy program requirements, including required reporting, or for the intentional or reckless misuse of any funds awarded by the terms of such contract, and such fine shall be in the amount of 10% of the funds awarded by the terms of such contract and shall be deposited into the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the state general fund; and (2) that such nonprofit organization shall submit a report to the legislature and the state treasurer on or before June 30, 2026, on the administration of the program during fiscal year 2026, including: The number of clients; the number of clients who participated in case management services; the number of case management hours provided to clients; the number of clients engaged in ed-

educational services or job training and placement activities; the number of newborns who were born to program participants; the number of such newborns placed for adoption; the number of fathers who participated in program services; the number of client satisfaction surveys completed; and any other information that shows the success of the contractor's administration of the program: *And provided further*, That the state treasurer shall establish the pregnancy compassion public awareness program to be administered by the same nonprofit organization contracted with to provide pregnancy compassion awareness program services: *And provided further*, That the purpose of the public awareness program is to help pregnant women who are at risk of having abortions to be made aware of the pregnancy compassion awareness program services: *And provided further*, That the public awareness program shall include the development and promotion of a website that provides a geographically indexed list of available pregnancy compassion awareness program services and nonprofit subcontractors that provide services: *And provided further*, That the public awareness program may include, but shall not be limited to, the use of television, radio, outdoor advertising, newspapers, magazines, other print media and the internet to provide information about the pregnancy compassion awareness program services and subcontractors: *And provided further*, That, to the greatest extent possible, the secretary for children and families shall supplement and match moneys appropriated for the pregnancy compassion awareness program with federal and other public and private moneys, and such moneys shall be prioritized to be used preferentially for the program and the public awareness program and be transferred from the special revenue fund or funds of the Kansas department for children and families as identified by the secretary for children and families to the pregnancy compassion awareness program account to be expended for such programs: *Provided, however*, That the pregnancy compassion awareness program and the pregnancy compassion public awareness program and any moneys appropriated or expended therefor shall not be used to perform, induce, assist in the performing or inducing of or refer for abortions, and moneys appropriated or expended for such programs shall not be granted to organizations or affiliates of organizations that perform, induce, assist in the performing or inducing of or refer for abortions.

I continue to believe that housing the pregnancy crisis center program in the Office of the State Treasurer is inappropriate and simply politi-

cally motivated. Additionally, Kansas women facing unplanned pregnancies deserve meaningful support from medical professionals who can provide evidence-based guidance, not from largely unregulated pregnancy resource centers. Kansans told the Legislature in August of 2022 that their private medical decisions should remain between them and their physician, and this appropriation is an attempt to subvert the will of the people.

**State Treasurer —
Duplicative Talent Attraction Program**

- Sec. 46(c) and Sec. 47 have been line-item vetoed in their entirety.

I agree we must invest state resources to attract talented workers to Kansas so that our workforce can keep pace with the historic levels of economic development occurring in the state. Unfortunately, the Legislature decided to defund an existing program at the Department of Commerce, Love, Kansas Program that does just that. It is highly inefficient to create a new, unvetted program with no guardrails in an agency that has nothing to do with workforce development or talent attraction. Instead of duplicating work already being done, the resources provided to this program should have gone towards enhancing the Department of Commerce's ongoing efforts to attract talented workers to Kansas.

**Kansas Department of Administration —
Press Office Lease Costs**

- Sec. 63(x) has been line-item vetoed in its entirety.

Freedom of the press is one of the bedrocks of a free and open democratic society. This item appears to be targeted at the Kansas Capitol press corps to stymie their ability to effectively report on the actions occurring in the people's house. Provisions like this set a dangerous precedent and undermine one of the core principles enshrined in the U.S. Constitution. Instead of imposing barriers for the press to do their job in an efficient manner, the Legislature should look for ways to make the lawmaking process more transparent.

**Kansas Lottery —
Legislative Interference in Sports Gaming**

- Sec. 72 (b) and Sec. 73 (f) have been line-item vetoed in their entirety.

Robust processes are in place to negotiate any contract extension or renewal of existing sports wagering agreements. Inserting the Legislature into these negotiations would unnecessarily complicate the complex legal processes already in place to facilitate potential changes to the State's sports wagering agreements.

**Kansas Department of Commerce —
Purple UAS**

- The portion of Sec. 76(a) that reads as follows has been line-item vetoed:

- Purple UAS certification innovation grant account\$1,000,000

Provided, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to the national institute for aviation research at Wichita state university to research and create an accurate and comprehensive checklist necessary for blue unmanned aircraft systems (UAS) compliance, which shall include the United States department of defense requirements for maintenance of supply chain security necessary for manufacturers of such department of defense drone technology: *Provided further*, That, national institute for aviation research shall include specific recommendations to Kansas state university Salina for the creation of a purple UAS public safety and commercial credentialing process: *And provided further*, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to Kansas state university Salina to create a purple UAS public safety and commercial credentialing process for credentialing drones for commercial and public safety use: *Provided*, however, That if such expenditures are not expended by January 1, 2026, on such date, any remaining moneys in such account are hereby lapsed: *And provided further*, That the above agency shall prepare and submit a report to the legislature on the purple UAS public safety and commercial credentialing process by January 20, 2026.

The Department of Commerce did not request this item and it did not go through the agency vetting process. While I appreciate the intent of this item to provide additional funding for emerging technology in the aviation sector, I cannot ignore the deficiencies in the process that led to this being included in the budget. I encourage the Legislature to work with interested parties to resubmit this proposal as an official agency budget request next year.

**Kansas Department of Commerce —
Arts Commission Restrictions**

- The portion of Sec. 76(b) that reads as follows has been line-item vetoed:

Provided further, That expenditures shall not be made by the above agency from such account during fiscal year 2026 to employ persons

on a contractual basis in order to ensure that the maximum amount of dollars may be distributed to Kansas communities for arts grants: *And provided further*, That expenditures shall be made by the above agency from such account during fiscal year 2026 to award matching grant funds: *And provided further*, That an amount of not to exceed 60% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of 85,000 or less as of the 2020 census: *And provided further*, That an amount of not to exceed 40% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of more than 85,000 as of the 2020 census.

I'm proud that in recent years we have been able to reinvest in the Kansas Arts Commission. KAC enhances the role the arts play in all levels of education, community service, workforce development and quality of life in our state. This proviso would restrict the Commission's ability to issue grants. It would also bar it from using contractual support, which would likely require additional state employees to cover work the Commission currently partners with contractors to complete. Changing the structure of how the Commission works would cause inefficiencies and grow government.

**Kansas Department of Health and Environment —
Cerebral Palsy Research**

- The portion of Sec. 83(a) that reads as follows has been line item vetoed:
 - Cerebral palsy research.....\$263,000

The intent behind this budget proviso is unclear. It was not requested by any state agency. I encourage all stakeholders to work with the relevant agencies to get this vetted through the agency budget request process and resubmit next year.

**Kansas Department of Aging and Disability Services —
Continuation of SPARK Funding**

- The portion of Sec. 89(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not less than \$540,000 shall be made by the above agency from such account during fiscal year 2026 to provide in-home services to low-income older individuals who would be able to remain in their homes for independence and self-sufficiency if such individuals received such services.

I have always supported services that promote self-sufficiency and independence for the elderly. They keep older adults in their communities and prevents nursing home stays, saving taxpayer dollars in the long run.

However, these provisos will continue to fund a pilot program that was initially funded by one-time federal grants. The state cannot shoulder the burden of ongoing costs created by lapsed federal funding. It is simply unsustainable.

**Kansas Department of Aging and Disability Services —
Lapsed Funding**

- Sec. 89(aa) has been vetoed in its entirety

2024 S.B. 28 allocated funding for different types of entities to transform into Certified Community Behavioral Health Clinics over the course of four years. The lapse in funding outlined in this section reverses the progress that the KDADS has made in executing the intent of last year's appropriation. This is not only a waste of resources, but it is also wholly inefficient.

**Kansas Department for Children and Families —
Interpreter Services**

- The portion of Sec. 92(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not less than \$375,000 shall be made by the above agency from such account during fiscal year 2026 to provide for additional deaf and hard of hearing services.

Interpreter services, especially in government functions, are necessary to ensure every Kansan can be informed. However, I have significant concerns over the current limited geographic scope of interpreter services in Kansas. They are not structured in a way that ensures interpreter services are easily accessible and equally affordable in high-user areas. I encourage all relevant stakeholders to reconsider this proposal next year with a plan to widen its capabilities across the state.

**Kansas Board of Regents —
Scholarship Lapses**

- Sec. 118(h) and Sec. 118(i) have been line-item vetoed in their entirety.

These scholarship funds are critical for students and workforce development. By lapsing these funds, the Legislature will undermine and negate their own hard work to ensure that higher education is affordable for more Kansans and that our businesses' workforce needs are addressed.

**Department of Corrections —
O'Connell Children's Shelter**

- The portion of Sec. 121(a) that reads as follows has been line-item vetoed:

And provided further, That expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such account during fiscal year 2026 to provide for services to families at the O'Connell children's shelter in Lawrence, Kansas.

While I support providing services to Kansas youth who need assistance, the funding in this section of the proviso is allocated toward one specific entity. The direct allocation of these funds circumvents the established grant process and the rigorous agency review that allows any qualified and interested entity to apply, ensuring that services provided are the best quality at the best price. We have made great progress towards eliminating "no-bid contracts" recently. We should not take an unnecessary step backwards.

State 911 Board — Mapping Grant Program

- Sec. 135(a) has been line-item vetoed in its entirety.

Ensuring the safety of Kansans is one of my top priorities. However, the agency indicates it does not currently have the capacity to enact the program as described in the bill. Additionally, this program would require additional investments by the Legislature over the next several fiscal years to provide complete funding. It is unclear that the Legislature can meet this obligation given the financial picture ahead.

Kansas State University Veterinary Medical Center — Bonding Authority

- Sec. 177(b) has been line-item vetoed in its entirety.

Throughout my administration, it has been a key priority to eliminate debt and invest one-time funds in one-time projects. We have successfully partnered with the Legislature to pay down debt and limit ongoing budgetary costs. I fear this project backtracks on this progress.

I urge Kansas State University to continue collaborating with stakeholders to develop a comprehensive plan for funding a new Animal Diagnostic Laboratory.

Kansas Highway Patrol — Jabara Airport Hangar

- Sec. 187(h) and Sec. 188 have been line-item vetoed in their entirety.

The Kansas Highway Patrol has requested funding to purchase and operate a hangar at the Colonel James Jabara Airport in Wichita. Rather than fund the original request, the Legislature appropriated funds for the agency to work with a third-party entity that would own the hangar rather than the agency. This funding structure would cost the state considerably more over the long term than would the agency's original request. I will

direct the Kansas Highway Patrol to identify alternative solutions for the Legislature to consider next session.

These line items were approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; were reconsidered by the House of Representatives and approved on April 11, by two-thirds of the members elected to the House, notwithstanding the objections, the line items did pass and shall become law.

The remainder of the line items vetoed by the Governor were reconsidered by the Senate but not by the House of Representatives and the vetoes were sustained.

This certificate is made this 11th day of April by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins

Speaker of the House of Representatives

Susan W. Kannarr

Chief Clerk of the House of Representatives

Ty Masterson

President of the Senate

Corey Carnahan

Secretary of the Senate

CHAPTER 118

HOUSE BILL No. 2045

AN ACT concerning child care; relating to licensure of day care facilities, child care homes and child care centers; reducing license fees and training requirements; creating a process for a temporary waiver of certain statutory requirements; authorizing the secretary of health and environment and the director of early childhood to develop and operate pilot programs to increase child care facility availability and capacity; establishing the Kansas office of early childhood and the director of early childhood; transferring administration of day care licensing, parent education programs and the child care subsidy program to the Kansas office of early childhood; creating the day care facilities and child care resource and referral agencies licensing fee fund and the day care criminal background and fingerprinting fund; defining youth development programs; amending K.S.A.38-1901, 38-2103, 65-501, 65-504, 65-505, 65-508, 65-512, 65-527, 65-531, 72-4161, 72-4162, 72-4163, 72-4164 and 72-4166 and K.S.A. 2024 Supp. 48-3406, 65-503 and 65-516 and repealing the existing sections.

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

New Section 1. (a) Each licensed child care center that provides care to any number or type of child shall hire a program director or lead teacher who:

- (1) Is at least 18 years of age;
- (2) has a high school diploma or equivalent; and
- (3) has one of at least four educational or experience-based criteria specific to such licensure as determined by the director, which shall include one non-academic experience-based option for qualifications under this paragraph.

(b) Each licensed child care center may hire assistant teachers. Each assistant teacher shall be at least 16 years of age and have necessary skills and abilities as determined by the director. The director shall not require assistant teachers to meet educational requirements.

(c) Waivers to this section may be granted on a case-by-case basis by the secretary in accordance with section 5, and amendments thereto.

(d) On and after July 1, 2026, this section shall be administered by the director of early childhood and waivers to this section may be granted on a case-by-case basis by the director based on a recommendation from the deputy director of child care licensure and finance in accordance with section 5, and amendments thereto.

(e) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 2. (a) (1) For each licensure year beginning after July 1, 2025, each person who provides care to children in a licensed child care home shall complete professional development training in an amount determined by the secretary of health and environment of up to 10 clock hours per licensure year.

(2) Such training shall consist of a minimum of eight hours of training specified by the secretary.

(3) As part of the professional development training required under this subsection:

(A) Each person who provides care to children in a licensed child care home shall submit to the secretary proof of completion of up to four hours of such outside training in child care or any related subject. The secretary shall retain records of such person's compliance with this requirement; and

(B) a person who maintains a licensed child care home with one provider, if such provider provides care simultaneously to four infants at any time during the licensure year, shall submit to the secretary proof of completion of at least three hours of such professional development training in an infant-specific subject. The secretary shall retain records of such person's compliance with this requirement.

(b) The secretary shall update rules and regulations to not require licensure for an individual who provides care for less than 35 hours, unless otherwise increased by the secretary, to four or fewer children, not more than two of whom may be infants who are not related to the individual by blood, marriage or legal adoption, nor to individuals who provide care for children in such child's own home or when care is arranged between friends and neighbors on an irregular basis.

(c) The secretary shall update rules and regulations regarding child ratios on or before October 1, 2025.

(d) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(e) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 3. (a) A licensed child care center shall meet the legal requirements of the local jurisdiction where the child care center is located for fire protection, water supply and sewage disposal.

(b) (1) The designated area for children's activities shall contain a minimum of 28 square feet of floor space per child, excluding kitchens, passageways, storage areas and bathrooms.

(2) There shall be a minimum of 60 square feet of outdoor play space on the premises for each child using the space at any given time.

(c) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(d) From July 1, 2025, to June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 4. (a) The secretary of health and environment shall not

require as a condition of licensure for a child care home that the licensee live in the child care home.

(b) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(c) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 5. (a) (1) Notwithstanding any law to the contrary, a person granted licensure to maintain a day care facility may request from the secretary of health and environment a waiver from the requirements of this act for a set period of time. Waiver requests shall be made in a form and manner approved by the secretary and shall contain the provisions of the statute sought to be waived.

(2) Such waiver request shall be submitted to the secretary and may be granted on a case-by-case basis.

(b) (1) On and after July 1, 2026, notwithstanding any law to the contrary, a person granted licensure to maintain a day care facility may request a waiver from the requirements of this act for a set period of time. Waiver requests shall be made in a form and manner approved by the director of early childhood and shall contain the provisions of the statute sought to be waived.

(2) Such waiver request shall be submitted to the deputy director of child care licensure and finance. Upon a recommendation by the deputy director of child care licensure and finance on a case-by-case basis, the director may grant a waiver.

(c) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 6. (a) (1) Notwithstanding any other law to the contrary, the secretary of health and environment may develop and operate pilot programs designed to increase the availability or capacity of day care facilities in the state. Such pilot programs may request state funding for operations, subject to appropriations.

(2) The secretary may grant licensure to a person to maintain a day care facility or youth development program in a pilot program under this section that waives the requirements of this act or rules and regulations related to licensure and operation of a day care facility or youth development program, including requirements for staff at such day care facility or youth development program. A day care facility or youth development program granted a license under this section shall comply with any alternative terms, conditions and requirements set by the secretary as may be necessary to protect the health, safety and welfare of any children who attend such day care facility or youth development program.

(3) The secretary shall not grant a license under this section if the secretary determines that a day care facility or youth development program or staff of such facility or program would endanger the health, safety and welfare of any child.

(b) The secretary may grant licensure to a person to maintain a day care facility or youth development program under this section for up to five licensure years, except that the secretary may grant an additional two years of licensure to any facility or program that participated in a pilot program pursuant to subsection (c).

(c) If the secretary determines that a pilot program has been successful and will increase the availability or capacity of child care facilities in the state, the secretary shall make suggestions and recommendations to the legislature for statutory changes relating to day care facilities or youth development programs.

(d) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(e) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 7. (a) The secretary of health and environment shall not impose restrictions on the use of 15-passenger vans purchased on or before July 1, 2025.

(b) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(c) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 8. (a) There is hereby established within the executive branch the Kansas office of early childhood for the purpose of creating greater transparency, safety and efficiency to Kansans with the oversight of all funds, programs and policies related to early childhood care services provided in Kansas.

(b) The Kansas office of early childhood shall be administered under the direction and supervision of the director of early childhood.

(c) The governor shall appoint the director of early childhood, subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto. Except as provided in K.S.A. 46-2601, and amendments thereto, no person appointed as director shall exercise any power, duty or function as director until confirmed by the senate.

(d) The director shall be in the unclassified service under the Kansas civil service act and shall receive an annual salary to be fixed by the governor. The director shall serve at the pleasure of the governor.

(e) Except as provided in K.S.A. 38-2103, and amendments thereto,

all budgeting, purchasing and related management functions of the Kansas office of early childhood shall be administered under the direction and supervision of the director of early childhood.

(f) All expenditures shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director of early childhood or the director's designee. The director shall submit to the legislature the annual request for the Kansas office of early childhood for appropriations, including the use of moneys subject to K.S.A. 38-2102 and 38-2103, and amendments thereto. The office's request shall be prepared and submitted in the form and manner provided by K.S.A. 75-3716 and 75-3717, and amendments thereto.

(g) The Kansas governmental operations accountability law applies to the Kansas office of early childhood, and the office shall be subject to audit, review and evaluation under such law.

(h) The director shall maintain an office in Topeka, Kansas.

(i) (1) On or before July 1, 2025, the governor shall appoint an inter-agency transition team to begin office operations.

(2) On or before January 1, 2026:

(A) The governor shall appoint the director; and

(B) the office shall begin transitioning programs identified in section 12, and amendments thereto, from state agencies to the office.

(3) On or before July 1, 2026, all identified programs shall be under the direction and supervision of the director, including staff and other operational functions.

(j) Nothing in this act shall be construed to preempt, supersede or impinge on the authority of the Kansas department for children and families provided in K.S.A. 75-3084 through 75-3089, and amendments thereto.

New Sec. 9. (a) The Kansas office of early childhood shall be responsible for:

(1) The implementation of child care policies, processes, procedures and funding with direction from the governor, the director of early childhood and the legislature;

(2) the implementation of policies, processes and awards granted through the children's cabinet, subject to appropriations and approval of the legislature;

(3) the provision of mediation, support and problem-solving resolutions through child care advocacy services;

(4) providing easily-accessible support to the public and persons providing and receiving child care services;

(5) ensuring access to information, services, resolution of issues, rules and regulations and funding in a user-friendly manner as prescribed by the director;

(6) serving as a central point of contact for federal and state agencies on child care services, funding and grants; and

(7) maximizing administrative efficiencies to reduce burdens on families and improve access to early childhood services.

(b) The director of early childhood shall ensure efficient use of funds for the provision of child care services and report such efficient use through the following:

(1) Maximizing funds for child care services, support programs and grant initiatives for efficiency and reducing administrative waste, fraud and abuse and ensuring greatest possible benefit to eligible families and providers;

(2) establishing clear performance metrics and accountability measures to ensure effective use of state and federal resources, including conducting regular audits, outcome-based evaluations and cost-efficiency reviews; and

(3) complying with all rules and regulations adopted pursuant to the requirements set forth in K.S.A. 39-709, and amendments thereto.

(c) On or before January 20, 2026, and each year thereafter, the director shall submit a report to the Kansas legislature that includes:

(1) The allocation and expenditure of funds and resources;

(2) measurable outcomes of programs funded through the office, including, but not limited to, compliance to safety regulations and number of complaints received and resolved;

(3) identified inefficiencies within the office and system and the corrective action taken in response;

(4) recommendations for improving fiscal stewardship, service delivery, implementation of statutory requirement and any potential changes;

(5) updates on changes to rules and regulations;

(6) all data and metrics related to service rates for children and families, workforce and private actors, service delivery and fiscal efficiency of all programs and recommendations for continuation or termination of such programs; and

(7) any pilot program, including, but not limited to, the number of participating day care facilities or youth development programs and number of children attending such facilities or programs, provisions of statutes and regulations waived by the director, recommendations for changes to this act and a summary of findings from the pilot program based on available information.

New Sec. 10. (a) The director of early childhood shall:

(1) Prepare, submit to the legislature and implement plans for a comprehensive service delivery system for children and families;

(2) facilitate and coordinate interagency cooperation toward the goal of serving children and families with a variety of other state agen-

cies, such as the Kansas department for children and families, the department of health and environment, the department of corrections, the state board of education, the state board of regents and any other state offices, department or board providing services to Kansas children and families;

(3) provide a central contact for information and assistance for children, families, communities and businesses in need of early childhood care and related services;

(4) serve as the primary contact for the Kansas legislature on policy, administrative support and constituent services relating to early childhood care and related services;

(5) enter into such contracts and agreements as necessary or incidental to the performance of the powers and duties of the executive director;

(6) charge and collect, by order, a fee necessary for the administration and processing of paper documents, including, but not limited to, applications, registrations, permits, licenses, certifications, renewals, reports and remittance of fees that are necessary or incidental to the execution of the laws relating to the Kansas office of early childhood;

(7) appoint and oversee deputy directors within the office;

(8) transition the administration of the following programs and state functions to the office:

(A) Child care subsidy;

(B) children's cabinet and trust fund;

(C) day care facility licensing, youth development programs, school-age programs and early youth care programs;

(D) child care quality;

(E) head start collaboration office;

(F) healthy families America;

(G) Kansas early head start child care partnership;

(H) Kansas early head start home visitation;

(I) maternal and child health home visitation;

(J) maternal, infant and early childhood home visitation; and

(K) parents as teachers;

(9) enter into agreements with the secretary of administration for the provision of shared services, including, but not limited to, personnel and other administrative services for the office;

(10) adopt, amend or revoke any rules and regulations necessary to carry out this act and the programs and duties of the office; and

(11) ensure that all Kansas children's cabinet functions are executed in accordance with K.S.A. 38-1901, and amendments thereto.

(b) The director shall not adopt rules and regulations or policies requiring educational outcomes or curriculum for persons or entities licensed pursuant to this act.

(c) Nothing in this section shall be construed to authorize the director to administer the preschool programs in K.S.A. 72-3215 and 72-5154, and amendments thereto.

(d) Subject to this act, the director shall organize the Kansas office of early childhood in the manner that the director deems most efficient. The director may establish policies governing the transaction of business of the office and the administration of each division within the office. The deputy directors shall perform such duties and exercise such powers as the director may prescribe and such duties and powers as are prescribed by law. Such deputy directors shall act for and exercise the powers of the director to the extent that authority to do so is delegated by the director.

(e) Administration of programs transferred by this section are subject to federal and state appropriations.

New Sec. 11. (a) Except as otherwise provided by law, and subject to the Kansas civil service act, the director shall appoint:

(1) Subordinate officers and employees as are necessary to enable the director to exercise or perform the functions, powers and duties pursuant to this act;

(2) the deputy director of child care licensure and finance;

(3) the deputy director of home visitation; and

(4) the deputy director of the Kansas children's cabinet.

(b) Nothing in this section shall be construed to affect the status, rights or benefits of civil service accrued or vested in any employee of the Kansas children's cabinet, the Kansas department for children and families, the department for health and environment or the state department of education.

New Sec. 12. (a) (1) There is hereby established within and as a part of the Kansas office of early childhood the deputy director of child care licensure and finance. The deputy director shall oversee day care licensure, including, day care facility and child care resource and referral agency licensing and child care finance and quality.

(2) The deputy director shall be in the unclassified service under the Kansas civil service act and appointed by the director.

(3) All of the powers, duties and functions of the existing day care and child care resource and referral agency licensing programs pursuant to this act within the division of public health of the department of health and environment are hereby transferred to the deputy director.

(4) The deputy director shall manage all components of licensure, including, but not limited to, inspections, waiver approvals and revocation of licenses.

(5) Whenever day care and child care resource and referral agency licensing, or words of like effect, are referred to or designated by any statute, rule and regulation, contract or any other document, including any

statute, rule and regulation, contract or any document created pursuant to the authorities transferred by this section, such reference or designation shall apply to the deputy director.

(6) The deputy director may enter into agreements with the Kansas department for children and families for the administration of child care subsidy payments. If executed, such agreements shall require that the secretary for children and families determine an applicant's eligibility for the child care subsidy according to K.S.A. 39-709, and amendments thereto, and provide information pertaining to such eligible applicants to the deputy director for the administration of such benefits.

(7) There is hereby established the child care ombudsman to be overseen by the deputy director of child care licensing and finance. Such ombudsman shall:

(A) Serve as a central point of contact for concerns regarding the delivery and system of child care services and receive, investigate and address complaints, concerns and inquiries in a timely manner from the public regarding child care services, providers and related programs;

(B) act as an advocate for parents, families and child care providers by facilitating communication between stakeholders and ensuring that concerns are resolved efficiently and fairly;

(C) work collaboratively with state agencies, the director of early childhood, service providers and advocacy organizations to improve the quality, accessibility and affordability of child care services in Kansas;

(D) provide clear guidance and information, in conjunction with and direction from the director, to the public about child care regulations, available support programs and how to access services when concerns arise;

(E) submit an annual report to the director, to be shared with the legislature, detailing the number and nature of concerns addressed, actions taken and recommendations for improvements in child care services and policies;

(F) review all revocations of licensure upon a complaint and make appeal to director. If an unsatisfactory determination is made, the provider may appeal through the administrative procedure act; and

(G) recommend changes in policies, rules and regulations or procedures to improve the functioning of child care services in Kansas to the director, the governor and the legislature.

(b) (1) There is hereby established within and as a part of the Kansas office of early childhood the deputy director of home visitation. The deputy director shall oversee home visitation programs.

(2) The deputy director shall be in the unclassified service under the Kansas civil services act and appointed by the director.

(3) All the powers, duties and functions of existing home visitation programs are hereby transferred to the deputy director of home visitation.

(4) Whenever the existing home visitation programs or word of like effect, are referred to or designated by any statute, rule and regulation, contract or any other document, including any statute, rule and regulation, contract or any document created pursuant to the authorities transferred by this section, such reference or designation shall apply to the deputy director.

(c) (1) There is hereby established within and as a part of the Kansas office of early childhood the deputy director of the Kansas children's cabinet established under K.S.A. 38-1901, and amendments thereto.

(2) The Kansas children's cabinet shall be administered by the deputy director of the Kansas children's cabinet, who shall be in the unclassified service under the Kansas civil service act and appointed by the director.

(3) All of the powers, duties, functions and cabinet-approved programs of the existing Kansas children's cabinet and the Kansas children's cabinet director are hereby transferred to the Kansas office of early childhood.

(4) The children's cabinet established in K.S.A 38-1901, and amendments thereto, is subject to appropriations of the legislature.

New Sec. 13. (a) On or before July 1, 2026, except as otherwise provided by this act, all rules and regulations, orders and directives of state agencies related to the programs transferred by this act that are in effect on the effective date of this act shall continue to be effective and shall be deemed to be rules and regulations, orders and directives of the Kansas office of early childhood until revised, amended, revoked or nullified pursuant to law.

(b) (1) On or before July 1, 2026, the balances of all funds and accounts appropriated or reappropriated that were used for or pertain to the powers, duties and functions of programs transferred to the Kansas office of early childhood pursuant to this act are hereby transferred within the state treasury to the Kansas office of early childhood and shall be used for the purpose for which the appropriation was originally made. The director of Kansas office of early childhood shall determine and certify to the director of accounts and reports the amount in each account of the state general fund or special revenue fund of state agencies that have been determined by the director of the Kansas office of early childhood to be transferred. Upon receipt of a certification pursuant to this paragraph, the director of accounts and reports shall transfer the amount certified pursuant to this paragraph from each account of the state general fund or special revenue fund of a state agency that has been determined by the director of the Kansas office of early childhood to be transferred.

(2) On or before July 1, 2026, the Kansas office of early childhood shall succeed to all property, property rights and records of state agencies that were used for or pertain to the powers, duties and functions of the

programs transferred to the Kansas office of early childhood pursuant to this act.

(3) On or before July 1, 2026, any conflict as to the proper disposition of the unexpended balance of any appropriation, property, property rights, personnel or records as a result of the transfer of programs to the Kansas office of early childhood pursuant to this act arising under this subsection shall be determined by the governor.

(c) (1) On or after July 1, 2026, no suit, action or other proceeding, judicial or administrative, lawfully commenced or that could have been commenced by or against any state agency or program mentioned in this act or by or against any officer of the state in such officer's official duties shall abate by reason of this act. The court may allow any such suit, action or other proceeding to be maintained by or against the successor of any such state agency or any officer affected.

(2) On or after July 1, 2026, no criminal action commenced or that could have been commenced by the state shall abate by the taking effect of this act.

(d) (1) On or before July 1, 2026, all officers and employees of the state agencies related to the programs transferred in this act who, immediately prior to the effective date of this act, are engaged in the exercise and performance of the powers, duties and functions transferred by this act, as well as all officers and employees of the state agencies related to the programs transferred in this act who are determined by the director of the Kansas office of early childhood to be engaged in providing administrative, technical or other support services that are essential to the exercise and performance of the powers, duties and functions transferred by this act, are hereby transferred to the Kansas office of early childhood. All classified officers and employees so transferred shall retain their status as classified employees.

(2) On or before July 1, 2026, officers and employees transferred by this act shall retain all retirement benefits and leave balances and rights that had accrued or vested prior to the date of transfer. The service of each such officer or employee so transferred shall be deemed to have been continuous. Any subsequent transfers, layoffs or abolition of classified service positions under the Kansas civil service act shall be made in accordance with the civil service laws and any rules and regulations adopted thereunder. Nothing in this act shall affect the classified status of any transferred person employed prior to the date of this transfer.

(3) On or before July 1, 2026, notwithstanding the effective date of this act, the provisions of this act prescribing the transfer of officers and employees to the Kansas office of early childhood established by this act, the date of transfer of each such officer or employee shall commence at the start of a payroll period.

New Sec. 14. (a) To the extent that funds expended for child care services are subject to federal requirements and appropriation acts of the legislature, such funds shall not be expended by any agency or office to reimburse providers for unfilled child care slots, not including reimbursement for a child who is temporarily absent due to illness or other reason and intend to resume receiving child care services.

(b) On and after July 1, 2026, this section shall be administered by the director of early childhood.

(c) From July 1, 2025, through June 30, 2026, this section shall be a part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.

New Sec. 15. (a) It shall be unlawful for any person, firm, corporation or association to conduct or maintain a day care facility for children under 16 years of age without having a license or temporary permit therefor from the executive director of the Kansas office of early childhood. Nothing in this act shall apply to:

(1) A residential facility or hospital that is operated and maintained by a state agency as defined in K.S.A. 75-3701, and amendments thereto;

(2) child care facilities as defined in K.S.A. 65-503, and amendments thereto;

(3) a summer instructional camp that is provided by a not-for-profit, school, verifiable nonpublic school or an employee of such school; or

(4) a person or group of persons providing educational activities for children ages pre-K through high school to such persons' children.

(b) Organizations or persons providing services defined as a day care under this act and not included in this section may apply for and be granted a waiver as provided for under the act.

(c) This section shall take effect on and after July 1, 2026.

New Sec. 16. (a) As used in this act:

(1) "Act" means sections 8 through 36, and amendments thereto.

(2) "Assistant teacher" means a staff member of a child care center who is responsible for assisting the lead teacher in the care of children.

(3) "Child care center" means a facility that meets child care center regulations and provides care and educational activities for children.

(4) "Child care home" means the premises where care is provided for children at a residence.

(5) "Child care resource and referral agency" means a business or service conducted, maintained or operated by a person engaged in providing resource and referral services, including information on specific services provided by child care facilities, to assist parents to find child care.

(6) "Day care facility" means a day care home, preschool, child care center, school-age program, youth development program or other facility of a type determined by the director to require regulation under this act.

(7) “Employee” means a person working, regularly volunteering or residing in a day care facility.

(8) “Infant” means a child who is between two weeks and 12 months of age or a child older than 12 months who has not yet learned to walk.

(9) “Lead teacher” means an individual who can independently staff any unit in a child care center.

(10) “Licensure year” means the period of time beginning on the effective date and ending on the expiration date of a license.

(11) “Person” means any individual, association, partnership, corporation, government, governmental subdivision or other entity.

(12) “Program director” means the staff member of a child care center is responsible for implementing and supervising the comprehensive and coordinated plan of activities that provide for the education, care, protection and development of children who attend a child care center.

(13) “Religious beliefs” means the same as defined in K.S.A. 44-663, and amendments thereto.

(14) “School-age” means a child who will be at least six years of age on or before the first day of September of any school year but is under 16 years of age.

(15) “Unit” means the number of children who may be present in one group in a child care center.

(16) “Youth development program” means the same as defined in section 32, and amendments thereto.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 17. (a) The director of the Kansas office of early childhood shall have the power to grant a license to a person to maintain a day care facility for children under 16 years of age. A license granted to maintain a day care facility shall state the name of the licensee, describe the particular premises in or at which the business shall be carried on, whether it shall receive and care for children, and the number of children that may be cared for at any one time. No greater number of children than is authorized in the license shall be kept on such premises, and the business shall not be carried on in a building or place not designated in the license. The license shall be kept posted in a conspicuous place on such premises, where the business is conducted. A license granted to maintain a day care facility shall have on its face an expiration sticker stating the date of expiration of the license.

(b) The director of the Kansas office of early childhood shall not grant a license in any case until careful inspection of the day care facility has been made according to the terms of this act and until such day care facility has complied with all the requirements of this act. The director of the Kansas office of early childhood may issue a temporary permit to operate for a period of not to exceed 90 days upon receipt of an initial application

for license. The director of the Kansas office of early childhood may extend the temporary permit to operate for an additional period of not to exceed 90 days if an applicant is not in full compliance with this act but has made efforts toward full compliance.

(c) (1) In all cases where the secretary for children and families deems it necessary, an investigation of the day care facility shall be made under the supervision of the secretary for children and families or other designated qualified agents. For that purpose and for any subsequent investigations, such agents shall have the right of entry and access to the premises of the facility and to any information deemed necessary for the completion of the investigation. In all cases where an investigation is made, a report of the investigation of such facility shall be filed with the director of the Kansas office of early childhood.

(2) In cases where neither approval nor disapproval can be given within a period of 30 days following a formal request for such a study, the director of the Kansas office of early childhood may issue a temporary license without a fee, pending final approval or disapproval of the center or facility.

(d) Whenever the director of the Kansas office of early childhood refuses to grant a license to an applicant, the director of the Kansas office of early childhood shall issue an order to that effect, stating the reasons for such denial and, within five days after the issuance of such order, notify the applicant of the refusal. Upon application and not more than 15 days after the date of issuance of such order, a hearing on the order shall be held in accordance with the Kansas administrative procedure act.

(e) When the director of the Kansas office of early childhood finds, upon investigation or is advised by the secretary for children and families, that K.S.A. 59-2123, and amendments thereto, or this act are being violated or the day care facility is maintained without due regard to the health, safety or welfare of any child, the director of the Kansas office of early childhood may issue an order revoking such license after giving notice and the opportunity for a hearing in accordance with the Kansas administrative procedure act. Such order shall clearly state the reason for the revocation.

(f) If the director revokes or refuses to renew a license, the licensee who had a license revoked or not renewed shall not be eligible to apply for a license for a period of one year subsequent to the date such revocation or refusal to renew becomes final. If the director revokes or refuses to renew a license of a licensee who is a repeat violator for three or more times of statutory requirements or rules and regulations or is found to have contributed to the death or serious bodily harm of a child under such licensee's care, such licensee shall be permanently prohibited from applying for a new license to provide child care or from seeking employment under another licensee.

(g) Any applicant or licensee aggrieved by a final order of the director of the Kansas office of early childhood denying or revoking a license under this act may appeal the order in accordance with the Kansas judicial review act.

(h) This section shall take effect on and after July 1, 2026.

New Sec. 18. (a) The annual fee for a license to conduct a day care facility or child care resource and referral agency shall be fixed by the director of the Kansas office of early childhood by rules and regulations in an amount not to exceed the following:

- (1) For a child care resource and referral agency, \$150; and
- (2) for any day care facility subject to this act, there shall be no annual fee for a license to conduct a day care facility.

(b) The license fee shall be paid to the director of the Kansas office of early childhood when the license is applied for and annually thereafter. The fee shall not be refundable. Fees in effect under subsection (a) immediately prior to July 1, 2026, shall continue in effect on and after July 1, 2026, until a different fee is established by the director of the Kansas office of early childhood by rules and regulations.

(c) Any licensee who fails to renew such license within 30 days after the expiration of the license shall pay to the director the renewal fee plus a late fee in an amount of \$75 or an amount equal to the fee for the renewal of a license, whichever is greater.

(d) Any licensee applying for an amended license shall pay to the director of the Kansas office of early childhood a fee established by rules and regulations of the director in an amount of not to exceed \$35.

(e) There is hereby created the day care facilities and child care resource and referral agencies licensing fee fund. The director of the Kansas office of early childhood shall remit all moneys received by the director from fees under this section to the state treasurer in accordance with K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer, notwithstanding any other law to the contrary, shall deposit the entire amount in the state treasury to the credit of the day care facilities and child care resource and referral agencies licensing fee fund. All expenditures from the day care facilities and child care resource and referral agencies licensing fee fund shall be made only for the purposes of this act in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director of the Kansas office of early childhood or by the director's designee. Notwithstanding any other law to the contrary, no moneys shall be transferred or otherwise revert from this fund to the state general fund by appropriation act or other act of the legislature. Moneys available under this section by the creation of the day care facilities or child care resource and referral agencies licensing fee fund shall not be

substituted for or used to reduce or eliminate moneys available to the Kansas office of early childhood to administer this act. Nothing in this act shall be construed to authorize a reduction or elimination of moneys made available by the state to local units of government for the purposes of this act.

(f) This section shall take effect on and after July 1, 2026.

New Sec. 19. (a) The director of the Kansas office of early childhood shall serve notice of the issuance, limitation, modification, suspension or revocation of a license to conduct a day care facility to the secretary for children and families, the secretary of corrections, state department of education, office of the state fire marshal, county, city-county or multi-county department of health and any licensed child placement agency or licensed child care resource and referral agency serving the area where the facility is located. A day care facility or child care resource and referral agency that has had a license limited, modified, suspended, revoked or denied by the director of the Kansas office of early childhood shall notify in writing the parents or guardians of the enrollees of the limitation, modification, suspension, revocation or denial. Neither the secretary for children and families nor any other person shall place or cause to be placed any child under 16 years of age in any day care facility or child care resource and referral agency that is not licensed by the director of the Kansas office of early childhood.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 20. (a) Each day care facility licensee shall keep a record upon forms prescribed and provided by the director of the Kansas office of early childhood. Such record shall include the name and age of each child received and cared for in the facility together with the names and addresses of the parents or guardians of such children and such other information as the director of the Kansas office of early childhood may require. Each day care facility licensee shall apply to and shall receive without charge from the director of the Kansas office of early childhood forms for such records as may be required. Such forms shall contain a copy of this act.

(b) (1) Information obtained under this section shall be confidential and shall not be made public in a manner that would identify an individual.

(2) Such records shall be confidential and shall not be subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto. This subsection shall expire on July 1, 2031, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2031.

(c) This section shall take effect on and after July 1, 2026.

New Sec. 21. (a) Each day care facility subject to this act shall:

- (1) Be properly heated, plumbed, lighted and ventilated;
- (2) have plumbing, water and sewerage systems that conform to all applicable state and local laws; and
- (3) be operated with strict regard to the health, safety and welfare of each child.

(b) (1) Every day care facility shall furnish or cause to be furnished for the use of each child and employee an individual towel, washcloth or disposable towel, comb, individual drinking cup or sanitary bubbling fountain and toothbrushes for all children other than infants, and keep or require such articles to be kept at all times in a clean and sanitary condition.

(2) Toothbrushes in a day care facility may be used after meals or as appropriate.

(3) Every day care facility or child care resource and referral agency shall comply with all applicable fire codes and rules and regulations of the state fire marshal.

(c) The director of the Kansas office of early childhood shall develop and adopt rules and regulations for the operation and maintenance of day care facilities. The rules and regulations for operating and maintaining day care facilities shall be designed to promote the health, safety and welfare of any child served in such facilities by ensuring safe and adequate physical surroundings, healthful food, adequate handwashing, safe storage of toxic substances and hazardous chemicals, sanitary diapering and toileting, home sanitation, supervision and care of the residents by capable, qualified persons of sufficient number, after-hour care, an adequate program of activities and services, sudden infant death syndrome and safe sleep practices training, prohibition on corporal punishment, crib safety, protection from electrical hazards, protection from swimming pools and other water sources, fire drills, emergency plans, safety of outdoor playground surfaces, door locks, safety gates and transportation and such appropriate parental participation as may be feasible under the circumstances.

(d) In addition to any rules and regulations adopted under this section for safe sleep practices, a day care facility shall ensure that all of the following requirements are met for children under 12 months of age:

(1) A child shall only be placed to sleep on a surface and in an area that has been approved for use as such by the director of the Kansas office of early childhood;

(2) the sleep surface shall be free from soft or loose bedding, including, but not limited to, blankets, bumpers and pillows; and

(3) the sleep surface shall be free from toys, including mobiles and other types of play equipment or devices.

(e) A day care facility shall ensure that children over 12 months of age only be placed to sleep on a surface and in an area that has been approved for use as such by the director of the Kansas office of early childhood.

(f) The director of the Kansas office of early childhood may exercise discretion to make exceptions to requirements in subsections (d) and (e) where special health needs exist.

(g) Each child cared for in a day care facility, including children of the person maintaining the facility, shall be required to have current immunizations as the secretary of health and environment considers necessary. The person maintaining a day care facility shall maintain a record of each child's immunizations and provide to the secretary of health and environment and the director of the Kansas office of early childhood such information relating thereto, in accordance with rules and regulations of the secretary of health and environment and director, except that the person maintaining a day care facility shall not have such person's license revoked solely for the failure to have or maintain the immunization records required by this subsection.

(h) The immunization requirement of subsection (g) shall not apply if one of the following is obtained:

(1) Certification from a licensed physician stating that the physical condition of the child is such that immunization would endanger the child's life or health; or

(2) a written statement signed by the child's parent or guardian that such immunization violates sincerely held religious beliefs of the parent or guardian.

(i) This section shall take effect on and after July 1, 2026.

New Sec. 22. (a) It shall be unlawful for any day care facility to receive or care for any adult except as authorized by rules and regulations adopted by the director of the Kansas office of early childhood.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 23. (a) It is hereby made the duty of the director of the Kansas office of early childhood to inspect or cause to be inspected on or after July 1, 2026, and once every 12 months thereafter, every day care facility, unless otherwise provided in subsection (b). For the purpose of inspection, the director or the director's authorized agent, as an employee of the director or who has a contract with the director to provide inspections pursuant to this act and who holds a certificate issued pursuant to subsection (c), shall have the right of entry and access to every department and every place in the premises, to call for and examine the records that are required to be kept according to this act and to make and preserve a record of every inspection. The licensee shall give all reasonable information to the authorized agent of the director of the Kansas office of early childhood and afford every reasonable facility for viewing the premises and seeing the children therein. No such child, without the consent of the child's parent, shall be required to be interviewed by any agent.

(b) The director of the Kansas office of early childhood shall conduct an inspection of any day care facility upon receiving a complaint. Any new day care facility shall be inspected prior to issuance of a license. The director may conduct an inspection of any day care facility that has a record of repeated complaints or serious violations at any time. Every 12 months, the director or authorized agent of the director shall inspect any day care facility that provides services to military families receiving military assistance for child care.

(c) (1) The director shall create a surveyor certification and provide a minimum of yearly continuing education to qualify for such certification.

(2) If a surveyor fails to comply with the certification requirements established by the director pursuant to paragraph (1), the director may require such surveyor to complete an improvement plan.

(3) If such surveyor does not satisfactorily complete the improvement plan, the director may terminate such surveyor's current certification.

(d) Persons conducting inspections and surveys pursuant to this act shall hold a certification issued by the director.

(e) This section shall take effect on and after July 1, 2026.

New Sec. 24. (a) Whenever an authorized agent of the director of the Kansas office of early childhood or the secretary for children and families finds a day care facility that is not being conducted according to law, it shall be the duty of such agent to notify the licensee in writing of changes or alterations as such agent determines is necessary in order to comply with the requirements of the law, and such agent shall file a copy of such notice with the director of the Kansas office of early childhood. It shall thereupon be the duty of the licensee to make such changes or alterations as are contained in the written notice within five days from the receipt of such notice. Notice shall be given in accordance with the Kansas administrative procedure act.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 25. (a) Any person, firm, corporation or association that violates this act shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than \$5 but not more than \$50. Each and every day that the person fails or refuses to comply with such provisions shall be deemed a separate offense under this act. If, for 30 days after any final conviction for such violation or revocation of license, the person still fails or refuses to comply with the orders in the notice under section 24, and amendments thereto, upon notice and opportunity for a hearing in accordance with the Kansas administrative procedure act, the building or premises where such day care facility is conducted may be closed until such person has complied with this act.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 26. (a) Upon complaint of any authorized agent of the director of the Kansas office of early childhood, the county or district attorney in the appropriate jurisdiction is hereby authorized and required to file a complaint and prosecute to the final determination all actions or proceedings against any person under this act.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 27. (a) No person shall knowingly maintain a day care facility if an employee in this state or in other states or the federal government:

(1) (A) Has been convicted of a crime that is classified as a person felony under the Kansas criminal code;

(B) has been convicted of a felony under K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009;

(C) has been convicted of any act that is described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 21-6104, 21-6325, 21-6326, 21-6418 through 21-6422 or 21-6424, and amendments thereto, or been convicted of an attempt under K.S.A. 21-3301, prior to its repeal, or K.S.A. 21-5301, and amendments thereto, to commit any such act or been convicted of conspiracy under K.S.A. 21-3302, prior to its repeal, or K.S.A. 21-5302, and amendments thereto, to commit such act, or similar statutes of any other state or the federal government;

(D) has been convicted of any act that is described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 21-6401, and amendments thereto, or similar statutes of any other state or the federal government; or

(E) has been convicted of any act that is described in K.S.A. 21-3718 or 21-3719, prior to their repeal, or K.S.A. 21-5812, and amendments thereto, or similar statutes of any other state or the federal government;

(2) except as provided in subsection (b), has been adjudicated a juvenile offender because of having committed an act which, if committed by an adult, would constitute the commission of a felony and that is a crime against persons, is any act described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 21-6104, 21-6325, 21-6326, 21-6418 through 21-6422 or 21-6424, and amendments thereto, or similar statutes of any other state or the federal government, or is any act described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 21-6401, and amendments thereto, or similar statutes of any other state or the federal government;

(3) has been convicted or adjudicated of a crime that requires registration as a sex offender under the Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, as a sex offender in any other state or on the national sex offender registry;

(4) has committed an act of physical, mental or emotional abuse or neglect or sexual abuse and is listed in the child abuse and neglect registry maintained by the Kansas department for children and families pursuant to K.S.A. 38-2226, and amendments thereto, or any similar child abuse and neglect registries maintained by any other state or the federal government and;

(A) Has failed to successfully complete a corrective action plan that has been deemed appropriate and approved by the Kansas department for children and families or requirements of similar entities in any other state or the federal government; or

(B) such person's record has not been expunged;

(5) has had a child removed from the home based on a court order pursuant to K.S.A. 38-2251, and amendments thereto, in this state, or a court order from any other state based upon a similar statute that finds the child to be deprived or a child in need of care based on a finding of physical, mental or emotional abuse or neglect or sexual abuse and the child has not been returned to the home or the child has reached the age of majority before being returned to the home and such person has failed to satisfactorily complete a corrective action plan approved by the department of health and environment;

(6) has had parental rights terminated pursuant to the revised Kansas code for care of children, or a similar statute of other states;

(7) has signed a diversion agreement pursuant to K.S.A. 22-2906 et seq., and amendments thereto, or an immediate intervention agreement pursuant to K.S.A. 38-2346, and amendments thereto, involving a charge of child abuse or a sexual offense; or

(8) has an infectious or contagious disease.

(b) Notwithstanding the provisions in subsection (a), no person shall maintain a day care facility if such person has been found to be a person in need of a guardian or a conservator, or both, as provided in K.S.A. 59-3050 through 59-3095, and amendments thereto.

(c) Any person who resides in a day care facility and who has been found to be in need of a guardian or a conservator, or both, shall be counted in the total number of children allowed in care.

(d) In accordance with this subsection, the director of the Kansas office of early childhood shall have access to any court orders or adjudications of any court of record, any records of such orders or adjudications, criminal history record information, including, but not limited to, diversion agreements in the possession of the Kansas bureau of investigation

and any report of investigations as authorized by K.S.A. 38-2226, and amendments thereto, or the Kansas department for children and families or court of this state concerning employees in a day care facility. The director shall have access to these records for the purpose of determining whether or not the home meets the requirements of this section, K.S.A. 59-2132, and amendments thereto, and sections 16 and 21, and amendments thereto.

(e) In accordance with this subsection, the director is authorized to conduct national criminal history record checks to determine criminal history on employees in a day care facility. In order to conduct a national criminal history check, the director shall require fingerprinting for identification and determination of criminal history in accordance with K.S.A. 22-4714, and amendments thereto.

(f) (1) The director of the Kansas office of early childhood shall adopt rules and regulations to fix a fee for fingerprinting employees in a day care facility, as may be required by the Kansas office of early childhood to reimburse the Kansas office of early childhood for the cost of the fingerprinting.

(2) The director shall remit all moneys received from the fees established under this section to the state treasurer in accordance with K.S.A. 72-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the day care criminal background and fingerprinting fund.

(g) The day care criminal background and fingerprinting fund is hereby created in the state treasury to be administered by the director of the Kansas office of early childhood. All moneys credited to the day care criminal background and fingerprinting fund shall be used to pay local and state law enforcement officers and agencies for the processing of fingerprints and criminal history background checks for the Kansas office of early childhood. All expenditures from the day care criminal background and fingerprinting fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director or the director's designee.

(h) The director shall notify the day care applicant or licensee within seven days by certified mail, with return receipt requested, when the result of the national criminal history record check or other appropriate review reveals unfitness specified in subsection (a)(1) through (a)(8) of the person who is the subject of the review.

(i) No day care facility or the employees thereof shall be liable for civil damages to any person who is refused employment or discharged from employment by reason of such facility's compliance with this section, if such facility acts in good faith to comply with this section.

(j) For the purpose of subsection (a)(3), a person listed in the child abuse and neglect central registry shall not be prohibited from being an employee in a day care facility unless such person has:

(1) Had an opportunity to be interviewed and present information during the investigation of the alleged act of abuse or neglect; and

(2) been given notice of the agency decision and an opportunity to appeal such decision to the director and to the courts pursuant to the Kansas judicial review act.

(k) No person shall maintain a day care facility unless such person is a high school graduate or the equivalent thereof, except that, if extraordinary circumstances exist, the director of the Kansas office of early childhood may exercise discretion to make exceptions from this requirement. This subsection shall not apply to any person who was maintaining a day care facility on the day immediately prior to July 1, 2010.

(l) This section shall take effect on and after July 1, 2026.

New Sec. 28. (a) The director may limit, modify or suspend any license or temporary permit issued under sections 15 through 27, and amendments thereto, upon any of the following grounds and in the manner provided in this act:

(1) Violation by the licensee or holder of a temporary permit of any provision of this act, or of the rules and regulations promulgated under this act;

(2) aiding, abetting or permitting the violation of any provision of this act or of the rules and regulations promulgated under this act;

(3) conduct in the operation or maintenance, or both the operation and maintenance, of a day care facility that is inimical to the health, safety or welfare of any child receiving services from such day care facility or to the public;

(4) the conviction of a licensee or holder of a temporary permit, at any time during licensure or during the time that the temporary permit is in effect, of crimes as defined in section 27, and amendments thereto; and

(5) a third or subsequent violation by the licensee or holder of a temporary permit of section 34(b), and amendments thereto.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 29. (a) The director may limit, modify or suspend any license or temporary permit issued under sections 15 through 27, and amendments thereto, prior to any hearing when, in the opinion of the director, the action is necessary to protect any child in the day care facility from physical or mental abuse, abandonment or any other substantial threat to health, safety or welfare. Administrative proceedings under this section shall be conducted in accordance with the emergency adjudicative proceedings of the Kansas administrative procedure act and in accordance with other relevant provisions of the Kansas administrative procedure act.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 30. (a) Records in the possession of the director of early childhood or such director's agents regarding day care facilities shall not be released publicly in a manner that would identify individuals, except that individual names of licensees, applicants, facilities and day care facilities may be released. Nothing in this section prohibits the release of any information as required by law.

(b) Records in the possession of the director of early childhood or such director's agents regarding day care facilities may be released to:

(1) An agency or organization authorized to receive notice under section 19, and amendments thereto;

(2) any local, state or federal governmental entity or subdivision thereof;

(3) any child and adult care food program sponsoring agency; or

(4) any disaster or emergency entity.

(c) The director of the Kansas office of early childhood shall prohibit the release of the name, address and telephone number of a day care facility if the director determines that prohibition of the release of the information is necessary to protect the health, safety or welfare of the public or the children enrolled in the day care facility.

(d) Any records under subsection (a), (b) or (c) shall be available to any member of the standing committee on appropriations of the house of representatives or the standing committee on ways and means of the senate carrying out such member's or committee's official functions in accordance with K.S.A. 75-4319, and amendments thereto, in a closed or executive meeting. Except in limited conditions established by $\frac{2}{3}$ of the members of such committee, records received by the committee shall not be further disclosed. Unauthorized disclosure may subject such member to discipline or censure from the house of representatives or senate. Such records shall not identify individuals but shall include data and contact information concerning specific facilities.

(e) In any hearings conducted under the licensing or regulation provisions of this act, the presiding officer may close the hearing to the public to prevent public disclosure of matters relating to persons restricted by other laws.

(f) Such records shall be confidential and shall not be subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto. This subsection shall expire on July 1, 2031, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2031.

(g) This section shall take effect on and after July 1, 2026.

New Sec. 31. (a) The director of the Kansas office of early childhood, in addition to any other penalty prescribed under this act, may assess a

civil fine, after proper notice and an opportunity to be heard in accordance with the Kansas administrative procedure act, against a licensee for each violation of such provisions or rules and regulations adopted pursuant thereto that affect significantly and adversely the health, safety or sanitation of children in a day care facility. Each civil fine assessed under this section shall not exceed \$500. In the case of a continuing violation, every day such violation continues shall be deemed a separate violation.

(b) All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

(c) This section shall take effect on and after July 1, 2026.

New Sec. 32. (a) As used in this section:

(1) “Child” means an individual who is enrolled or attending kindergarten, is less than 18 years of age, is not a volunteer or employee and is attending a youth development program.

(2) “Premises” means the location, including the building and adjoining grounds, for which the applicant has a temporary permit or license to conduct a youth development program.

(3) “Public recreation center” means any building used by a political or taxing subdivision of this state, or by an agency of such subdivision, for recreation programs that serve children who are less than 18 years of age.

(4) “School” means any building used for instruction of students enrolled in kindergarten or any of the grades one through 12 by a school district or an accredited nonpublic school.

(5) “School-age program” means a child care facility that serves exclusively school-age children and youth but does not include a youth development program.

(6) “Youth development program” means a child care facility where youth activities are conducted that is not located in an individual’s residence and that serves children who are enrolled in kindergarten to less than 18 years of age.

(b) No license for a youth development program or school-age program shall be denied, suspended or revoked on the basis that the building does not meet the requirements for licensure if the building:

(1) Is a public recreation center or school and is used by school-age children and youth that are of the same age as children and who are cared for in a youth development program or school-age program;

(2) complies, during all hours of operation of a youth development program or school-age program, with the Kansas fire prevention code or a building code that is by law deemed to comply with the Kansas fire prevention code; and

(3) except as provided in subsection (c), complies during all hours of operation of a youth development program or school-age program with all local building code provisions that apply to recreation centers if the building is a public recreation center or to schools if the building is a school.

(c) If the standards that a building is required to comply with under subsections (b)(2) and (b)(3) are in conflict or are otherwise inconsistent, then the building standards shall be subject to subsection (b)(2).

(d) No license for a youth development program or school-age program that operates in accordance with subsection (b)(1) shall be denied, suspended or revoked based on an environmental deficiency and shall be approved or renewed if:

(1) The environmental deficiency does not pose an imminent risk to children and youth;

(2) the environmental deficiency is outside the applicant's or licensee's immediate authority to correct; and

(3) the applicant or licensee has notified the public recreation center or school of the environmental deficiency.

(e) The director is authorized to adopt rules and regulations applicable to the services provided by youth development programs, regarding health, safety, supervisory qualifications or training and premises safety, including modifications of occupancy capacity limits or group gathering restrictions, consistent with the local or state building or fire codes.

(f) The director shall consult with youth development programs to identify and resolve barriers to such programs qualifying as eligible providers of child care services for which participating families may receive state or federal child care financial assistance.

(g) The director shall develop and implement pilot programs and is authorized to adopt modifications to licenses issued pursuant to this section to provide flexibility to youth development programs to address the needs of families served.

(h) Whenever drop-in program or words of like effect, are referred to or designated by any statute, rule or regulation, contract or any other document, such reference or designation shall apply to a youth development program.

(i) If a licensed youth development program or school age program operates on or within the premises of a public or private school that is required to pass a fire safety inspection each school year pursuant to K.S.A. 31-144(b), and amendments thereto, no additional fire safety inspection of the licensed youth development program or school age program shall be required by the director, the state fire marshal, the fire chief or any local political or taxing subdivision.

(j) This section shall take effect on July 1, 2026.

New Sec. 33. (a) Any license, certificate of registration or temporary permit that was issued prior to the effective date of this act and is in effect on the effective date of this act shall continue in effect until the expiration thereof, unless suspended or revoked prior to such time.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 34. (a) As used in this section:

(1) “Day care home” means a child care home as defined in section 16, and amendments thereto, or a group day care home.

(2) “Smoking” means possession of a lighted cigarette, cigar, pipe or burning tobacco in any other form or device designed for the use of tobacco.

(b) Smoking is hereby prohibited within any room, enclosed area or other enclosed space of a facility or facilities of a day care home during a time when children who are not related by blood, marriage or legal adoption to the person who maintains the home are being cared for as part of the operation of the day care home within the facility or facilities. Nothing in this subsection shall be construed to prohibit smoking on the premises of the day care home or outside the facility or facilities of a day care home, including, but not limited to, porches, yards or garages.

(c) Each day care license shall contain a statement in bold print that smoking is prohibited within a room, enclosed area or other enclosed space of the facility or facilities of the day care home under the conditions specified in subsection (b). The statement shall be phrased in substantially the same language as subsection (b). The license shall be posted in a conspicuous place in the facility or facilities.

(d) Each day care home shall be equipped with a fire extinguisher that shall be maintained in an operable condition in a readily accessible location.

(e) The director of the Kansas office of early childhood may levy a civil fine against any day care home for a first or second violation of this section. A third or subsequent violation shall be subject to this act.

(f) In addition to any civil fine that may be levied pursuant to subsection (e), any day care home that violates any provision of this section may also be subject to criminal punishment pursuant to K.S.A. 21-6112, and amendments thereto.

(g) This section shall take effect on and after July 1, 2026.

New Sec. 35. (a) Except as otherwise provided, information and records pertaining to the immunization status of persons against childhood diseases as required by section 21, and amendments thereto, may be disclosed and exchanged without a parent or guardian’s written release authorizing such disclosure to the following individuals and groups who need to know such information in order to assure compliance with state statutes or to achieve age-appropriate immunization status for children:

(1) Employees of public agencies or departments;
(2) health records staff of day care facilities, including, but not limited to, facilities licensed by the director of the Kansas office of early childhood;

(3) persons other than public employees who are entrusted with the regular care of those under the care and custody of a state agency, including, but not limited to, operators of day care facilities, group homes, residential care facilities and adoptive or foster homes; and

(4) healthcare professionals.

(b) Information and records that pertain to the immunization status of persons against childhood diseases as required by section 21, and amendments thereto, whose parent or guardian has submitted a written statement of sincerely held religious beliefs regarding immunization as provided in section 21, and amendments thereto, shall not be disclosed or exchanged without a parent's or guardian's written release authorizing such disclosure.

(c) This section shall take effect on and after July 1, 2026.

New Sec. 36. (a) The director of the Kansas office of early childhood shall establish or cause to be established an online information dissemination system that is accessible to the public, including names of licensees, applicants and history of citations and substantiated findings. The director shall adopt rules and regulations that are consistent with the requirements for the receipt of child care ARRA funds and provide for the establishment of an online information dissemination system in accordance with this subsection.

(b) This section shall take effect on and after July 1, 2026.

Sec. 37. K.S.A. 38-1901 is hereby amended to read as follows: 38-1901. On and after the effective date of this act July 1, 2025:

(a) (1) The advisory committee on children and families is hereby redesignated and shall be known and referred to as the Kansas children's cabinet.

(2) *The Kansas children's cabinet shall be within the Kansas office of early childhood.*

(b) (1) The Kansas children's cabinet shall consist of ~~15~~ 18 members as follows:

~~(1)(A)~~ *The director of the Kansas office of early childhood;*

~~(B)~~ The secretary of health and environment, or the secretary's designee;

~~(2)(C)~~ the secretary for children and families, or the secretary's designee;

~~(3)(D)~~ a member of the state board of regents selected by the state board of regents, or such member's designee;

~~(4)(E)~~ the commissioner of education, or the commissioner's designee;

~~(5)(F)~~ the ~~commissioner of juvenile justice~~ *secretary of corrections*, or the ~~commissioner's secretary's~~ designee;

~~(6)(G)~~ a member of the Kansas supreme court selected by the Kansas supreme court, or such member's designee;

~~(7)(H)~~ five members of the public *appointed by the governor* who are interested in and knowledgeable about the needs of children and families ~~shall be appointed by the governor, which and who~~, subject to the ~~provisions of~~ subsection (e), may include persons who are children's advocates, members of organizations with experience in programs that benefit children or other individuals who have experience with children's programs and services;

~~(8)(I)~~ one ~~person~~ *legislative member* appointed by the speaker of the house of representatives;

~~(9)(J)~~ one *legislative member appointed by the majority leader of the house of representatives*;

~~(K)~~ one ~~person~~ *legislative member* appointed by the minority leader of the house of representatives;

~~(10)(L)~~ one ~~person~~ *legislative member* appointed by the president of the senate; ~~and~~

~~(11)(M)~~ one *legislative member appointed by the majority leader of the senate*; and

~~(N)~~ one ~~person~~ *legislative member* appointed by the minority leader of the senate.

(2) The members designated by ~~clauses (1), (2), (3), (4), (5) and (6) of this subsection subparagraphs (1)(A) through (1)(G)~~ shall be nonvoting members of the Kansas children's cabinet. All other members shall be voting members.

(c) (1) ~~Except as provided in paragraph (2) of this subsection, the members of the Kansas children's cabinet appointed by the governor, speaker, president and minority leaders shall serve for terms of four years and until their successors are appointed and qualified. The governor voting members shall appoint a chairperson of the committee cabinet from among the voting members appointed by the governor. The chairperson shall serve in such office throughout such member's current term of office and until a successor is appointed and qualified. The members of the Kansas children's cabinet may elect any additional officers from among its members necessary to carry out the duties and functions of the Kansas children's cabinet.~~

(2) ~~Of the members first appointed by the governor, two shall be appointed for terms of two years, two shall be appointed for terms of three years and the member selected by the governor to be the chairperson shall be appointed for a term of four years. The member first appointed by the speaker of the house of representatives shall be appointed for a~~

~~term of one year, the member first appointed by the minority leader of the house of representatives shall be appointed for a term of two years, the member first appointed by the president of the senate shall be appointed for a term of three years and the member first appointed by the minority leader of the senate shall be appointed for a term of four years. The governor shall designate the term for which each of the members first appointed by the governor shall serve.~~ *Each voting member shall serve at the pleasure of such voting member's appointing authority.*

(3) All members appointed to fill vacancies in the membership of the Kansas children's cabinet and all members appointed to succeed members appointed to membership on the Kansas children's cabinet shall be appointed in like manner as that provided for the original appointment of the member succeeded. ~~All members appointed to fill vacancies of a member of the Kansas children's cabinet appointed by the governor, the speaker of the house of representatives, the minority leader of the house of representatives, the president of the senate or the minority leader of the senate shall be appointed to fill the unexpired term of such member.~~

(d) Not more than three members of the Kansas children's cabinet appointed by the governor under subsection ~~(b)(7)~~ *(b)(1)(H)* shall be members of the same political party.

(e) (1) No person shall serve on the Kansas children's cabinet if such person has knowingly acquired a substantial interest in any business. Any such person who knowingly acquires such an interest shall vacate such member's position on the Kansas children's cabinet.

(2) ~~For purposes of~~ *As used in this subsection:*

(A) "Substantial interest" means any of the following:

~~(A)(i)~~ (i) If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

~~(B)(ii)~~ (ii) If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation ~~which~~ *that* is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

~~(C)(iii)~~ (iii) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, the individual has a substantial interest in ~~that~~ *the* business, irrespective of that amount of compensation received by the individual or the individual's spouse.

~~(D)(iv)~~ (iv) If an individual or an individual's spouse receives compensation ~~which~~ *that* is a portion or percentage of each separate fee or com-

mission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$2,000 or more in the preceding calendar year.

~~(3) As used in this subsection, (B)~~ “Client or customer” means a business or combination of businesses.

~~(4) As used in this subsection, (C)~~ “Business” means any entity ~~which~~ *that* is eligible to receive funds from the children's initiatives fund, as provided in K.S.A. 38-2102, and amendments thereto, from the children's initiatives accountability fund, established by K.S.A. 38-2103, and amendments thereto, or from the family and children trust account of the family and children investment fund, as provided in K.S.A. 38-1808, and amendments thereto.

(f) The Kansas children's cabinet shall meet upon the call of the chairperson as necessary to carry out the duties and functions of the Kansas children's cabinet. A quorum of the Kansas children's cabinet shall be five voting members.

(g) The Kansas children's cabinet shall have and perform the following functions:

(1) Assist the governor *and the director of the Kansas office of early childhood* in developing and implementing a coordinated, comprehensive service delivery system to serve the children and families of Kansas;

(2) identify barriers to service and gaps in service due to strict definitions of boundaries between departments and agencies;

(3) facilitate interagency and interdepartmental cooperation toward the common goal of serving children and families;

(4) investigate and identify methodologies for the combining of funds across departmental boundaries to better serve children and families;

(5) propose actions needed to achieve coordination of funding and services across departmental lines;

(6) encourage and facilitate joint planning and coordination between the public and private sectors to better serve the needs of children and families; ~~and~~

(7) perform the duties and functions prescribed by K.S.A. 38-2103, and amendments thereto; *and*

(8) *review each individual application submitted to the cabinet for any grant funding opportunities and allocate and administer such grants upon direction by the director of the Kansas office of early childhood.*

(h) Members of the Kansas children's cabinet shall not be paid compensation; but shall receive subsistence allowances, mileage and other expenses as provided by K.S.A. 75-3223, and amendments thereto. The

subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto, shall be paid from available appropriations of the ~~Kansas department for children and families~~ *Kansas office of early childhood*, except that expenses of members who are employed by a state agency shall be reimbursed by that state agency.

~~(i) On the effective date of this act, the advisory committee on children and families is hereby abolished and all powers, duties, functions, records and other property of the advisory committee on children and families are hereby transferred to the Kansas children's cabinet created by this section. Except as otherwise specifically provided by this act, the Kansas children's cabinet shall be a continuation of the advisory committee on children and families as it existed prior to the effective date of this act.~~

Sec. 38. K.S.A. 38-2103 is hereby amended to read as follows: 38-2103. (a) The Kansas children's cabinet established by K.S.A. 38-1901, and amendments thereto, shall advise the governor ~~and~~, the legislature ~~and the director of the Kansas office of early childhood~~ regarding the uses of the moneys credited to the children's initiatives fund.

(b) *Use of such funds shall be subject to appropriations made by the legislature.*

(c) The Kansas children's cabinet shall review, assess and evaluate all uses of the moneys in the children's initiatives fund. The Kansas children's cabinet shall study and shall initiate studies, assessments and evaluations, by contract or otherwise, through institutions of higher education and other appropriate research entities to identify best practices and to measure and otherwise determine the efficiency and efficacy of practices that are utilized in programs, projects, improvements, services and other purposes for which moneys are allocated or appropriated from the children's initiatives fund. The costs of such reviews, assessments and evaluations shall be paid from the children's initiatives accountability fund.

~~(e)~~(d) There shall be conducted performance audits and other audit work by the legislative post auditor upon request by the Kansas children's cabinet and as directed by the legislative post audit committee in accordance with ~~the provisions of~~ the legislative post audit act. The purpose of such performance audits and other audit work shall be to provide interested parties with the program evaluation and research needed to make informed decisions for the uses of moneys credited to the children's initiatives fund. The auditor to conduct such performance audit or other audit work shall be specified in accordance with K.S.A. 46-1122, and amendments thereto, and if the legislative post audit committee specifies under such statute that a firm, as defined by K.S.A. 46-1112, and amendments thereto, is to perform all or part of the audit work of such audit, such firm shall be selected and shall perform such audit work as provided in K.S.A. 46-1123, ~~and amendments thereto~~, and

K.S.A. 46-1125 through 46-1127, and amendments thereto. The audit work required pursuant to this subsection shall be conducted in accordance with generally accepted governmental auditing standards. The post auditor shall compute the reasonably anticipated cost of the audit work performed by a firm for such performance audit or other audit work pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto, and the Kansas children's cabinet shall pay such cost from the children's initiatives accountability fund. If all or part of the audit work for such performance audit or other audit work is performed by the division of post audit and the division of post audit incurs costs in addition to those attributable to the operations of the division of post audit in the performance of other duties and responsibilities, the post auditor shall charge the Kansas children's cabinet for such additional costs and the Kansas children's cabinet shall pay such charges from the children's initiatives accountability fund. The payment of any such costs and any such charges shall be a transaction between the division of post audit and the Kansas children's cabinet and such transaction shall be settled in accordance with the provisions of K.S.A. 75-5516, and amendments thereto. All moneys received by the division of post audit for such costs and charges shall be credited to the audit services fund.

~~(d)~~(e) There is hereby established in the state treasury the children's initiatives accountability fund *within the Kansas office of early childhood*, which shall be administered in accordance with this section and ~~the provisions of~~ appropriation acts. The governor shall recommend and the legislature shall provide for moneys to be credited annually to the children's initiatives accountability fund by transfers or ~~other provisions of~~ appropriation acts.

~~(e)~~(f) All moneys credited to the children's initiatives accountability fund shall be used for the purposes of providing funding for assessment and evaluation of programs, projects, improvements, services and other purposes for which moneys are allocated or appropriated from the children's initiatives fund. All expenditures from the children's initiatives accountability fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved in the manner prescribed by law.

~~(f)~~(g) On or before the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the Kansas endowment for youth fund interest earnings based on *the*:

(1) ~~The~~ Average daily balance of moneys in the children's initiatives accountability fund for the preceding month; and

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

Sec. 39. K.S.A. 2024 Supp. 48-3406 is hereby amended to read as follows: 48-3406. (a) For the purposes of this section:

(1) “Applicant” means an individual who is:

(A) A military spouse or military servicemember who resides or plans to reside in this state due to the assigned military station of the individual or the individual’s spouse; or

(B) an individual who has established or intends to establish residency in this state.

(2) “Complete application” means the licensing body has received all forms, fees, documentation, a signed affidavit stating that the application information, including necessary prior employment history, is true and accurate and any other information required or requested by the licensing body for the purpose of evaluating the application, consistent with this section and the rules and regulations adopted by the licensing body pursuant to this section. If the licensing body has received all such forms, fees, documentation and any other information required or requested by the licensing body, an application shall be deemed to be a complete application even if the licensing body has not yet received a criminal background report from the Kansas bureau of investigation. An application by a military spouse of an active military servicemember shall be considered a “complete application” without the submission of fees, pursuant to the provisions of subsection (u).

(3) “Electronic credential” or “electronic certification, license or registration” means an electronic method by which a person may display or transmit to another person information that verifies the status of a person’s certification, licensure, registration or permit as authorized by a licensing body and is equivalent to a paper-based certification, license, registration or permit.

(4) “Licensing body” means an official, agency, board or other entity of the state that authorizes individuals to practice a profession in this state and issues a license, registration, certificate, permit or other authorization to an individual so authorized.

(5) “Military servicemember” means a current member of any branch of the United States armed services, United States military reserves or national guard of any state or a former member with an honorable discharge.

(6) “Military spouse” means the spouse of a military servicemember.

(7) “Person” means a natural person.

(8) “Private certification” means a voluntary program in which a private organization grants nontransferable recognition to an individual who meets personal qualifications and standards relevant to performing the occupation as determined by the private organization.

(9) “Scope of practice” means the procedures, actions, processes and

work that a person may perform under a government issued license, registration or certification.

(10) “Verification system” means an electronic method by which the authenticity and validity of electronic credentials are verified.

(b) Notwithstanding any other provision of law, any licensing body shall, upon submission of a complete application, issue a paper-based and verified electronic license, registration or certification to an applicant as provided by this section, so that the applicant may lawfully practice the person’s occupation. Any licensing body may satisfy any requirement under this section to provide a paper-based license, registration, certification or permit in addition to an electronic license, registration, certification or permit by issuing such electronic credential to the applicant in a format that permits the applicant to print a paper copy of such electronic credential. Such paper copy shall be considered a valid license, registration, certification or permit for all purposes.

(c) An applicant who holds a valid current license, registration or certification in another state, district or territory of the United States shall receive a paper-based and verified electronic license, registration or certification:

(1) If the applicant qualifies under the applicable Kansas licensure, registration or certification by endorsement, reinstatement or reciprocity statutes, then pursuant to applicable licensure, registration or certification by endorsement, reinstatement or reciprocity statutes of the licensing body of this state for the license, registration or certification within 15 days from the date a complete application was submitted if the applicant is a military servicemember or military spouse or within 45 days from the date a complete application was submitted for all other applicants; or

(2) if the applicant does not qualify under the applicable licensure, registration or certification by endorsement, reinstatement or reciprocity statutes of the licensing body of this state, or if the Kansas professional practice act does not have licensure, registration or certification by endorsement, reinstatement or reciprocity statutes, then the applicant shall receive a license, registration or certification as provided herein if, at the time of application, the applicant:

(A) Holds a valid current license, registration or certification in another state, district or territory of the United States with licensure, registration or certification requirements that the licensing body determines authorize a similar scope of practice as those established by the licensing body of this state, or holds a certification issued by another state for practicing the occupation but this state requires an occupational license, and the licensing body of this state determines that the certification requirements certify a similar scope of practice as the licensing requirements established by the licensing body of this state;

(B) has worked for at least one year in the occupation for which the license, certification or registration is sought;

(C) has not committed an act in any jurisdiction that would have constituted grounds for the limitation, suspension or revocation of the license, certificate or registration, or that the applicant has never been censured or had other disciplinary action taken or had an application for licensure, registration or certification denied or refused to practice an occupation for which the applicant seeks licensure, registration or certification;

(D) has not been disciplined by a licensing, registering, certifying or other credentialing entity in another jurisdiction and is not the subject of an unresolved complaint, review procedure or disciplinary proceeding conducted by a licensing, registering, certifying or other credentialing entity in another jurisdiction nor has surrendered their membership on any professional staff in any professional association or society or faculty for another state or jurisdiction while under investigation or to avoid adverse action for acts or conduct similar to acts or conduct that would constitute grounds for disciplinary action in a Kansas practice act;

(E) does not have a disqualifying criminal record as determined by the licensing body of this state under Kansas law;

(F) provides proof of solvency, financial standing, bonding or insurance if required by the licensing body of this state, but only to the same extent as required of any applicant with similar credentials or experience;

(G) pays any fees required by the licensing body of this state; and

(H) submits with the application a signed affidavit stating that the application information, including necessary prior employment history, is true and accurate.

Upon receiving a complete application and the provisions of subsection (c)(2) apply and have been met by the applicant, the licensing body shall issue the license, registration or certification within 15 days from the date a complete application was submitted by a military servicemember or military spouse, or within 45 days from the date a complete application was submitted by an applicant who is not a military servicemember or military spouse, to the applicant on a probationary basis, but may revoke the license, registration or certification at any time if the information provided in the application is found to be false. The probationary period shall not exceed six months. Upon completion of the probationary period, the license, certification or registration shall become a non-probationary license, certification or registration.

(d) Any applicant who has not been in the active practice of the occupation during the two years preceding the application for which the applicant seeks a license, registration or certification under subsection (c)(2) may be required to complete such additional testing, training, monitoring or continuing education as the Kansas licensing body may deem necessary

to establish the applicant's present ability to practice in a manner that protects the health and safety of the public, as provided by subsection (j).

(e) Upon submission of a complete application, an applicant may receive an occupational license, registration or certification based on the applicant's work experience in another state, if the applicant:

(1) Worked in a state that does not use an occupational license, registration, certification or private certification to regulate an occupation, but this state uses an occupational license, registration or certification to regulate the occupation;

(2) worked for at least three years in the occupation during the four years immediately preceding the application; and

(3) satisfies the requirements of subsection (c)(2)(C) through (H).

(f) Upon submission of a complete application, an applicant may receive an occupational license, registration or certification under subsection (b) based on the applicant's holding of a private certification and work experience in another state, if the applicant:

(1) Holds a private certification and worked in a state that does not use an occupational license or government certification to regulate an occupation, but this state uses an occupational license or government certification to regulate the occupation;

(2) worked for at least two years in the occupation;

(3) holds a current and valid private certification in the occupation;

(4) is held in good standing by the organization that issued the private certification; and

(5) satisfies the requirements of subsection (c)(2)(C) through (H).

(g) An applicant licensed, registered or certified under this section shall be entitled to the same rights and subject to the same obligations as are provided by the licensing body for Kansas residents, except that revocation or suspension of an applicant's license, registration or certificate in the applicant's state of residence or any jurisdiction in which the applicant held a license, registration or certificate shall automatically cause the same revocation or suspension of such applicant's license, registration or certificate in Kansas. No hearing shall be granted to an applicant where such applicant's license, registration or certificate is subject to such automatic revocation or suspension, except for the purpose of establishing the fact of revocation or suspension of the applicant's license, registration or certificate by the applicant's state of residence or jurisdiction in which the applicant held a license, registration or certificate.

(h) In the event the licensing body determines that the license, registration or certificate currently held by an applicant under subsection (c)(2) or the work experience or private credential held by an applicant under subsections (e) or (f), who is a military spouse or military servicemember does not authorize a similar scope of practice as the license, registration or

certification issued by the licensing body of this state, the licensing body shall issue a temporary permit for a limited period of time to allow the applicant to lawfully practice the applicant's occupation while completing any specific requirements that are required in this state for licensure, registration or certification that were not required in the state, district or territory of the United States in which the applicant was licensed, registered, certified or otherwise credentialed, unless the licensing body finds, based on specific grounds, that issuing a temporary permit would jeopardize the health and safety of the public.

(i) In the event the licensing body determines that the license, registration or certification currently held by an applicant under subsection (c)(2) or the work experience or private credential held by an applicant under subsections (e) or (f), who is not a military spouse or military servicemember, does not authorize a similar scope of practice as the license, registration or certification issued by the licensing body of this state, the licensing body may issue a temporary permit for a limited period of time to allow the applicant to lawfully practice the applicant's occupation while completing any specific requirements that are required in this state for licensure, registration or certification that was not required in the state, district or territory of the United States in which the applicant was licensed, registered, certified or otherwise credentialed, unless the licensing body finds, based on specific grounds, that issuing a temporary permit would jeopardize the health and safety of the public.

(j) Any testing, continuing education or training requirements administered under subsection (d), (h) or (i) shall be limited to Kansas law that regulates the occupation and that are materially different from or additional to the law of another state, or shall be limited to any materially different or additional body of knowledge or skill required for the occupational license, registration or certification in Kansas.

(k) A licensing body may grant licensure, registration, certification or a temporary permit to any person who meets the requirements under this section but was separated from such military service under less than honorable conditions or with a general discharge under honorable conditions.

(l) Nothing in this section shall be construed to apply in conflict with or in a manner inconsistent with federal law or a multistate compact, or a rule or regulation or a reciprocal or other applicable statutory provision that would allow an applicant to receive a license. Nothing in this section shall be construed as prohibiting a licensing body from denying any application for licensure, registration or certification, or declining to grant a temporary or probationary license, if the licensing body determines that granting the application may jeopardize the health and safety of the public.

(m) Nothing in this section shall be construed to be in conflict with any applicable Kansas statute defining the scope of practice of an occupation. The scope of practice as provided by Kansas law shall apply to applicants under this section.

(n) Notwithstanding any other provision of law, during a state of emergency declared by the legislature, a licensing body may grant a temporary emergency license to practice any profession licensed, certified, registered or regulated by the licensing body to an applicant whose qualifications the licensing body determines to be sufficient to protect health and safety of the public and may prohibit any unlicensed person from practicing any profession licensed, certified, registered or regulated by the licensing body.

(o) ~~Not later than January 1, 2025,~~ Licensing bodies shall provide paper-based and verified electronic credentials to persons regulated by the licensing body. A licensing body may prescribe the format or requirements of the electronic credential to be used by the licensing body. Any statutory or regulatory requirement to display, post or produce a credential issued by a licensing body may be satisfied by the proffer of an electronic credential authorized by the licensing body. A licensing body may use a third-party electronic credential system that is not maintained by the licensing body.

(p) ~~On or before January 1, 2025, and~~ Subject to appropriations ~~therefore~~ ~~therefor~~, the secretary of administration shall develop and implement a uniform or singular license verification portal for the purpose of verifying or reporting license statuses such as credentials issued, renewed, revoked or suspended by licensing bodies or that have expired or otherwise changed in status. The secretary of administration may utilize the services or facilities of a third party for the central electronic record system. The central electronic record system shall comply with the requirements adopted by the information technology executive council pursuant to K.S.A. 75-7203, and amendments thereto. ~~Beginning January 1, 2025,~~ Each licensing body shall be able to integrate with the uniform or singular license verification portal in the manner and format required by the secretary of administration indicating any issuance, renewal, revocation, suspension, expiration or other change in status of an electronic credential that has occurred. No charge for the establishment or maintenance of the uniform or singular license verification portal shall be imposed on any licensing body or any person with a license, registration, certification or permit issued by a licensing body. The centralized electronic credential data management systems shall include an instantaneous verification system that is operated by the licensing body's respective secretary, or the secretary's designee, or the secretary's third-party agent on behalf of the licensing body for the purpose of instantly verifying the authenticity and validity of electronic

credentials issued by the licensing body. Centralized electronic credential data management systems shall maintain an auditable record of credentials issued by each licensing body.

(q) Nothing in this section shall be construed as prohibiting or preventing a licensing body from developing, operating, maintaining or using a separate electronic credential system of the licensing body or of a third party in addition to making the reports to the central electronic record system required by subsection (p) or participating in a multistate compact or a reciprocal licensure, registration or certification process as long as the separate electronic credential system of the licensing body integrates with the uniform or singular license verification portal.

(r) Each licensing body shall adopt rules and regulations necessary to implement and carry out ~~the provisions of~~ this section.

(s) This section shall not apply to the practice of law or the regulation of attorneys pursuant to K.S.A. 7-103, and amendments thereto, or to the certification of law enforcement officers pursuant to the Kansas law enforcement training act, K.S.A. 74-5601 et seq., and amendments thereto.

(t) The state board of healing arts and the state board of technical professions, with respect to an applicant who is seeking a license to practice professional engineering or engage in the practice of engineering, as defined in K.S.A. 74-7003, and amendments thereto, may deny an application for licensure, registration or certification, or decline to grant a temporary or probationary license, if the board determines the applicant's qualifications are not substantially equivalent to those established by the board. Such boards shall not otherwise be exempt from ~~the provisions of~~ this act.

(u) Notwithstanding any other provision of law to the contrary, applicants who are military spouses of active military service members shall be exempt from all fees assessed by any licensing body to obtain an occupational credential in Kansas and renew such credential including initial or renewal application, licensing, registration, certification, endorsement, reciprocity or permit fees and any criminal background report fees, whether assessed by the licensing body or another agency. Licensing bodies shall adopt rules and regulations to implement ~~the provisions of~~ this subsection.

(v) This section shall apply to all licensing bodies not excluded under subsection (s), including, but not limited to:

- (1) The abstracters' board of examiners;
- (2) the board of accountancy;
- (3) the board of adult care home administrators;
- (4) the secretary for aging and disability services, with respect to K.S.A. 65-5901 et seq. and 65-6503 et seq., and amendments thereto;
- (5) the Kansas board of barbering;

- (6) the behavioral sciences regulatory board;
 - (7) the Kansas state board of cosmetology;
 - (8) the Kansas dental board;
 - (9) the state board of education;
 - (10) the Kansas board of examiners in fitting and dispensing of hearing instruments;
 - (11) the board of examiners in optometry;
 - (12) the state board of healing arts, as provided by subsection (t);
 - (13) the ~~secretary~~ *department* of health and environment, with respect to K.S.A. 82a-1201 et seq., and amendments thereto;
 - (14) *the department of health and environment, with respect to child care facility licensure pursuant to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto, on or before June 30, 2026;*
 - (15) *the Kansas office of early childhood, on and after July 1, 2026;*
 - (16) the commissioner of insurance, with respect to K.S.A. 40-241 and 40-4901 et seq., and amendments thereto;
 - ~~(15)~~(17) the state board of mortuary arts;
 - ~~(16)~~(18) the board of nursing;
 - ~~(17)~~(19) the state board of pharmacy;
 - ~~(18)~~(20) the Kansas real estate commission;
 - ~~(19)~~(21) the real estate appraisal board;
 - ~~(20)~~(22) the state board of technical professions, as provided by subsection (t); and
 - ~~(21)~~(23) the state board of veterinary examiners.
- (w) All proceedings pursuant to this section shall be conducted in accordance with the provisions of the Kansas administrative procedure act and shall be reviewable in accordance with the Kansas judicial review act.
- (x) (1) ~~Commencing on July 1, 2021, and each year thereafter, Each~~ licensing body listed in subsection ~~(u)(1)~~ (v)(1) through ~~(21)~~ (22) shall provide a report for the period of July 1 through June 30 to the director of legislative research by August 31 of each year, providing information requested by the director of legislative research to fulfill the requirements of this subsection. The director of legislative research shall develop the report format, prepare an analysis of the reports and submit and present the analysis to the office of the governor, the *house of representatives* committee on commerce, labor and economic development ~~of the house of representatives or any successor committee thereof~~, the *senate* committee on commerce ~~of the senate or any successor committee thereof~~, the *house of representatives* committee on appropriations ~~of the house of representatives or any successor committee thereof~~ and the *senate* committee on ways and means ~~of the senate or any successor committee thereof~~ by January 15 of the succeeding year. The director's report may provide any analysis the director deems useful and shall provide the following items,

detailed by applicant type, including military servicemember, military spouse and non-military individual:

~~(1)(A)~~ The number of applications received under ~~the provisions of~~ this section;

~~(2)(B)~~ the number of applications granted under this section;

~~(3)(C)~~ the number of applications denied under this section;

~~(4)(D)~~ the average time between receipt of the application and completion of the application;

~~(5)(E)~~ the average time between receipt of a complete application and issuance of a license, certification or registration; and

~~(6)(F)~~ identification of applications submitted under this section where the issuance of credentials or another determination by the licensing body was not made within the time limitations pursuant to this section and the reasons for the failure to meet such time limitations.

(2) All information shall be provided by the licensing body to the director of legislative research in a manner that maintains the confidentiality of all applicants and in aggregate form that does not permit identification of individual applicants.

Sec. 40. K.S.A. 65-501 is hereby amended to read as follows: 65-501.

(a) It shall be unlawful for any person, firm, corporation or association to conduct or maintain a maternity center or a child care facility for children under 16 years of age without having a license or temporary permit therefor from the secretary of health and environment. Nothing in this act shall apply to:

~~(a)(1)~~ A residential facility or hospital that is operated and maintained by a state agency as defined in K.S.A. 75-3701, and amendments thereto; ~~or~~

~~(b)(2)~~ a summer instructional camp that:

~~(1)~~ Is operated by a Kansas educational institution as defined in K.S.A. 74-32,120, and amendments thereto, or a postsecondary educational institution as defined in K.S.A. 74-3201b, and amendments thereto;

~~(2)~~ is operated for not more than five weeks;

~~(3)~~ provides instruction to children, all of whom are 10 years of age and older; and

~~(4)~~ is accredited by an agency or organization acceptable to the secretary of health and environment *is provided by a not-for-profit, school, verifiable nonpublic school or an employee of such school; or*

(3) a person or group of persons providing educational activities for children ages pre-K through high school to such persons' children.

(b) Organizations or persons providing services defined as a day care in K.S.A. 65-503, and amendments thereto, and not included in this section may apply for and be granted a waiver as allowed under this act.

Sec. 41. K.S.A. 2024 Supp. 65-503 is hereby amended to read as follows: 65-503. As used in this act:

(a) ~~“Child placement agency” means a business or service conducted, maintained or operated by a person engaged in finding homes for children by placing or arranging for the placement of such children for adoption or foster care.~~

(b) ~~“Child care resource and referral agency” means a business or service conducted, maintained or operated by a person engaged in providing resource and referral services, including information of specific services provided by child care facilities, to assist parents to find child care. “Act” means article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.~~

(b) *“Assistant teacher” means a staff member of a child care center and is responsible for assisting the lead teacher in the care of children.*

(c) *“Boarding school” means a facility that provides 24-hour care to school age children, provides education as its primary function and is accredited by an accrediting agency acceptable to the secretary of health and environment.*

(d) *“Child care center” means a facility that meets child care center regulations and provides care and educational activities for children.*

(e) *“Child care facility” means:*

(1) A facility maintained by a person who has control or custody of one or more children under 16 years of age, unattended by parent or guardian, for the purpose of providing the children with food or lodging, or both, ~~except~~ *excluding* children in the custody of the secretary for children and families who are placed with a prospective adoptive family pursuant to the provisions of an adoptive placement agreement or who are related to the person by blood, marriage or legal adoption;

(2) a children’s home, orphanage, maternity home, day care facility or other facility ~~of a type determined by that~~ *the secretary determines to require regulation under the provisions of this act;*

(3) a child placement agency or child care resource and referral agency, or a facility maintained by such an agency for the purpose of caring for children under 16 years of age; or

(4) any receiving or detention home for children under 16 years of age provided or maintained by, or receiving aid from, any city or county or the state.

(5) *On and after July 1, 2026, “child care facility” does not include day care facility or child resource and referral agency.*

~~(d)(f)~~ *“Child care home” means the premises where care is provided for children at a residence.*

(g) *“Child care resource and referral agency” means a business or service conducted, maintained or operated by a person engaged in providing resource and referral services, including information of specific services provided by child care facilities, to assist parents to find child care.*

(h) “Child placement agency” means a business or service conducted, maintained or operated by a person engaged in finding homes for children by placing or arranging for the placement of such children for adoption or foster care.

(i) (1) “Day care facility” means a child care facility that includes a day care home, preschool, child care center, school-age program or other facility of a type determined by the secretary to require regulation under the provisions of K.S.A. 65-501 et seq., and amendments thereto.

(2) “Day care facility” does not include a youth development program.

(3) On and after July 1, 2026, this subsection shall expire.

~~(e)~~(j) “Employee” means a person working, regularly volunteering or residing in a child care facility.

(k) “Infant” means a child who is between two weeks and 12 months of age or a child older than 12 months who has not yet learned to walk.

(l) “Lead teacher” means an individual who meets the requirements of section 1, and amendments thereto, and can independently staff any unit in a child care center.

(m) “Licensure year” means the period of time beginning on the effective date and ending on the expiration date of a license.

(n) “Maternity center” means a facility that provides delivery services for normal, uncomplicated pregnancies but does not include a medical care facility as defined by K.S.A. 65-425, and amendments thereto.

(o) “Person” means any individual, association, partnership, corporation, government, governmental subdivision or other entity.

~~(f)~~ “Boarding school” means a facility which provides 24 hour care to school age children, provides education as its primary function, and is accredited by an accrediting agency acceptable to the secretary of health and environment.

~~(g)~~ “Maternity center” means a facility which provides delivery services for normal, uncomplicated pregnancies but does not include a medical care facility as defined by K.S.A. 65-425, and amendments thereto.

~~(h)~~ “Employee” means a person working, regularly volunteering or residing in a child care facility.

(p) “Program director” means the staff member of a child care center and is responsible for implementing and supervising the comprehensive and coordinated plan of activities that provide for the education, care, protection and development of children who attend a child care center.

(q) “Religious beliefs” means the same as defined in K.S.A. 44-663, and amendments thereto.

(r) “School-age” means a child who will be at least six years of age on or before the first day of September of any school year but is under 16 years of age.

(s) *“Unit” means the number of children who may be present in one group in a child care center.*

(t) *“Youth development program” means the same as defined in K.S.A. 65-527, and amendments thereto.*

Sec. 42. On and after July 1, 2026, K.S.A. 65-504 is hereby amended to read as follows: 65-504. (a) The secretary of health and environment shall have the power to grant a license to a person to maintain a maternity center or child care facility for children under 16 years of age. A license granted to maintain a maternity center or child care facility shall state the name of the licensee, describe the particular premises in or at which the business shall be carried on, whether it shall receive and care for women or children, and the number of women or children that may be treated, maintained, boarded or cared for at any one time. No greater number of women or children than is authorized in the license shall be kept on those premises and the business shall not be carried on in a building or place not designated in the license. The license shall be kept posted in a conspicuous place on the premises where the business is conducted. ~~A license granted to maintain a day care facility shall have on its face an expiration sticker stating the date of expiration of the license.~~

The secretary of health and environment shall grant no license in any case until careful inspection of the maternity center or child care facility shall have been made according to the terms of this act and until such maternity center or child care facility has complied with all the requirements of this act. Except as provided by this subsection, no license shall be granted without the approval of the secretary for children and families. The secretary of health and environment may issue, without the approval of the secretary for children and families, a temporary permit to operate for a period not to exceed 90 days upon receipt of an initial application for license. The secretary of health and environment may extend, without the approval of the secretary for children and families, the temporary permit to operate for an additional period not to exceed 90 days if an applicant is not in full compliance with the requirements of this act but has made efforts towards full compliance.

(b) (1) In all cases where the secretary for children and families deems it necessary, an investigation of the maternity center or child care facility shall be made under the supervision of the secretary for children and families or other designated qualified agents. For that purpose and for any subsequent investigations they shall have the right of entry and access to the premises of the center or facility and to any information deemed necessary to the completion of the investigation. In all cases where an investigation is made, a report of the investigation of such center or facility shall be filed with the secretary of health and environment.

(2) In cases where neither approval or disapproval can be given within a period of 30 days following formal request for such a study, the secretary of health and environment may issue a temporary license without fee pending final approval or disapproval of the center or facility.

(c) Whenever the secretary of health and environment refuses to grant a license to an applicant, the secretary shall issue an order to that effect stating the reasons for such denial and within five days after the issuance of such order shall notify the applicant of the refusal. Upon application not more than 15 days after the date of its issuance a hearing on the order shall be held in accordance with ~~the provisions of the Kansas administrative procedure act.~~

(d) When the secretary of health and environment finds upon investigation or is advised by the secretary for children and families that ~~any of the provisions of this act or the provisions of K.S.A. 59-2123, and amendments thereto,~~ are being violated, or that the maternity center or child care facility is maintained without due regard to the health, safety or welfare of any woman or child, the secretary of health and environment may issue an order revoking such license after giving notice and conducting a hearing in accordance with ~~the provisions of the Kansas administrative procedure act.~~ The order shall clearly state the reason for the revocation.

(e) If the secretary revokes or refuses to renew a license, the licensee who had a license revoked or not renewed shall not be eligible to apply for a license for a period of one year subsequent to the date such revocation or refusal to renew becomes final. If the secretary revokes or refuses to renew a license of a licensee who is a repeat, three or more times, violator of statutory requirements or rules and regulations or is found to have contributed to the death or serious bodily harm of a child under such licensee's care, such licensee shall be permanently prohibited from applying for a new license to provide child care or from seeking employment under another licensee.

(f) Any applicant or licensee aggrieved by a final order of the secretary ~~of health and environment~~ denying or revoking a license under this act may appeal the order in accordance with the Kansas judicial review act.

Sec. 43. K.S.A. 65-505 is hereby amended to read as follows: 65-505.

(a) (1) The annual fee for a license to conduct a maternity center or child care facility shall be fixed by the secretary of health and environment by rules and regulations in an amount not exceeding the following:

- ~~(1)(A)~~ For a maternity center, \$150;
- ~~(2)(B)~~ for a child placement agency, \$150; *and*
- ~~(3)(C)~~ for a child care resource and referral agency, \$150; *and*
- ~~(4)(2)~~ *for any other.* *Except for child care facilities listed in paragraph (1), there shall be no annual fee for a license to conduct a child care facility;*

~~\$75 plus \$1 times the maximum number of children authorized under the license to be on the premises at any one time.~~

(3) The license fee shall be paid to the secretary of health and environment when the license is applied for and annually thereafter. The fee shall not be refundable. No fee shall be charged for a license to conduct a home for children ~~which~~ *that* is a family foster home as defined in K.A.R. 28-4-311, and amendments thereto. ~~Fees in effect under this subsection (a) immediately prior to the effective date of this act shall continue in effect on and after the effective date of this act until a different fee is established by the secretary of health and environment by rules and regulations under this subsection.~~

(b) Any licensee who fails to renew such license within 30 days after the expiration of the license shall pay to the secretary the renewal fee plus a late fee in an amount of \$75 or equal to the fee for the renewal of a license, *whichever is greater*.

(c) Any licensee applying for an amended license shall pay to the secretary of health and environment a fee established by rules and regulations of the secretary in an amount not exceeding \$35.

(d) The secretary of health and environment shall remit all moneys received by the secretary from fees under the provisions of this section to the state treasurer in accordance with ~~the provisions of K.S.A. 75-4215,~~ and amendments thereto. Upon receipt of each such remittance, the state treasurer, notwithstanding any other law to the contrary, shall deposit the entire amount in the state treasury to the credit of the maternity centers and child care licensing fee fund. All expenditures from the maternity centers and child care licensing fee fund shall be made only for the purposes of article 5 of chapter 65 of the Kansas Statutes Annotated, *and amendments thereto*, in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of health and environment or by a person or persons designated by the secretary. Notwithstanding any other law to the contrary, no moneys shall be transferred or otherwise revert from this fund to the state general fund by appropriation act or other act of the legislature. Moneys available under this section by the creation of the maternity centers and child care licensing fee fund shall not be substituted for or used to reduce or eliminate moneys available to the department of health and environment to administer the provisions of article 5 of chapter 65 of the Kansas Statutes Annotated, *and amendments thereto*. Nothing in this act shall be construed to authorize a reduction or elimination of moneys made available by the state to local units of government for the purposes of article 5 of chapter 65 of the Kansas Statutes Annotated, *and amendments thereto*.

Sec. 44. K.S.A. 65-508 is hereby amended to read as follows: 65-508.

(a) Any maternity center or child care facility subject to ~~the provisions of~~ this act shall:

- (1) Be properly heated, plumbed, lighted and ventilated;
- (2) have plumbing, water and sewerage systems ~~which~~ *that* conform to all applicable state and local laws; and
- (3) be operated with strict regard to the health, safety and welfare of any woman or child.

(b) (1) Every maternity center or child care facility shall furnish or cause to be furnished for the use of each resident and employee *an* individual towel, ~~wash cloth~~ *washcloth or disposable products*, comb ~~and~~, individual drinking cup or sanitary bubbling fountain; and toothbrushes for all *children* other than infants, and shall keep or require such articles to be kept at all times in a clean and sanitary condition.

(2) *Toothbrushes in a day care facility may be used after meals or as appropriate.*

(3) Every maternity center or child care facility shall comply with all applicable fire codes and rules and regulations of the state fire marshal.

(c) (1) The secretary of health and environment with the cooperation of the secretary for children and families shall develop and adopt rules and regulations for the operation and maintenance of maternity centers and child care facilities. The rules and regulations for operating and maintaining maternity centers and child care facilities shall be designed to promote the health, safety and welfare of any woman or child served in such facilities by ensuring safe and adequate physical surroundings, healthful food, adequate handwashing, safe storage of toxic substances and hazardous chemicals, sanitary diapering and toileting, home sanitation, supervision and care of the residents by capable, qualified persons of sufficient number, after-hour care, an adequate program of activities and services, sudden infant death syndrome and safe sleep practices training, prohibition on corporal punishment, crib safety, protection from electrical hazards, protection from swimming pools and other water sources, fire drills, emergency plans, safety of outdoor playground surfaces, door locks, safety gates and transportation and such appropriate parental participation as may be feasible under the circumstances. Boarding schools are excluded from requirements regarding the number of qualified persons who must supervise and provide care to residents.

(2) Rules and regulations developed under this subsection shall include provisions for the competent supervision and care of children in day care facilities. For purposes of such rules and regulations, competent supervision as this term relates to children less than five years of age includes, but is not limited to, direction of activities, adequate oversight including sight or sound monitoring, or both, physical proximity to children, diapering and toileting practices; and for all children, competent supervision includes, but is not limited to, planning and supervision of daily activities, safe sleep practices, including, but not limited to, visual

or sound monitoring, periodic checking, emergency response procedures and drills, illness and injury response procedures, food service preparation and sanitation, playground supervision, pool and water safety practices.

(d) In addition to any rules and regulations adopted under this section for safe sleep practices, child care facilities shall ensure that all of the following requirements are met for children under 12 months of age:

(1) A child shall only be placed to sleep on a surface and in an area that has been approved for use as such by the secretary of health and environment;

(2) the sleep surface shall be free from soft or loose bedding, including, but not limited to, blankets, bumpers and pillows; and

(3) the sleep surface shall be free from toys, including mobiles and other types of play equipment or devices.

(e) Child care facilities shall ensure that children over 12 months of age only be placed to sleep on a surface and in an area that has been approved for use as such by the secretary of health and environment.

(f) The secretary of health and environment may exercise discretion to make exceptions to requirements in subsections (d) and (e) where special health needs exist.

(g) Each child cared for in a child care facility, including children of the person maintaining the facility, shall be required to have current such immunizations as the secretary of health and environment considers necessary. The person maintaining a child care facility shall maintain a record of each child's immunizations and shall provide to the secretary of health and environment such information relating thereto, in accordance with rules and regulations of the secretary, but the person maintaining a child care facility shall not have such person's license revoked solely for the failure to have or to maintain the immunization records required by this subsection.

(h) The immunization requirement of subsection (g) shall not apply if one of the following is obtained:

(1) Certification from a licensed physician stating that the physical condition of the child is such that immunization would endanger the child's life or health; or

(2) a written statement signed by ~~a the child's~~ parent or guardian that ~~the parent or guardian is an adherent of a such immunization violates sincerely held religious denomination whose teachings are opposed to immunizations~~ *beliefs of the parent or guardian.*

(i) *On and after July 1, 2026, any references to day care facilities shall be under the administration of the director of early childhood.*

Sec. 45. K.S.A. 65-512 is hereby amended to read as follows: 65-512.

(a) It is hereby made the duty of the secretary of health and environment to inspect or cause to be inspected at least once every 15 months prior to

July 1, 2012, and once every 12 months thereafter, every maternity center or child care facility, unless otherwise provided in subsections (b) and (c). For the purpose of inspection, the secretary or the secretary's authorized agent, *as an employee of the secretary or who has a contract with the secretary to provide inspections pursuant to K.S.A. 65-501 et seq. and who holds a certificate issued pursuant to subsection (c)*, shall have the right of entry and access ~~thereto in~~ to every department and to every place in the premises, ~~shall to~~ call for and examine the records ~~which that~~ are required to be kept by the provisions of this act and ~~shall to~~ make and preserve a record of every inspection. The licensee shall give all reasonable information to the authorized agent of the secretary of health and environment and shall afford every reasonable facility for viewing the premises and seeing the patients or children therein. No such patient or child, without the consent of the patient or ~~child~~ *child's parent*, shall be required to be interviewed by any agent ~~unless the agent is an authorized person or a licensed physician.~~

(b)(1) ~~On or after the effective date of this act, the secretary of health and environment shall commence the inspection of registered family day care homes pursuant to K.S.A. 65-533, and amendments thereto.~~

(2) The secretary of health and environment shall conduct an inspection of any child care facility upon receiving a complaint. Any new child care facility shall be inspected prior to issuance of a license. The secretary may conduct an inspection of any child care facility that has a record of repeated complaints or serious violations at any time. *Every 12 months*, the secretary shall inspect any child care facility that provides services to military families receiving military assistance for child care ~~every 12 months~~.

(c)(1) ~~Except as provided in subsection (b)(2), the following categories of child care facilities which were in compliance on the effective date of this act are not required to be inspected until July 1, 2011: Day care homes, as defined in K.A.R. 28-4-113; group day care homes, as defined in K.A.R. 28-4-113; child care centers, as defined in K.A.R. 28-4-420; pre-schools, as defined in K.A.R. 28-4-420; school-age programs, as defined in K.A.R. 28-4-576; and drop-in programs, as defined in K.A.R. 28-4-700. The secretary shall create a surveyor certification and provide a minimum of yearly continuing education to qualify for such certification.~~

(2) *If a surveyor fails to comply with the certification requirements established by the secretary as provided in paragraph (1), the secretary may require such surveyor to complete an improvement plan.*

(3) *If such surveyor does not satisfactorily complete the improvement plan, the secretary may terminate such surveyor's current certification.*

(d) *Persons conducting inspections and surveys pursuant to K.S.A. 65-501 et seq., and amendments thereto, shall hold a certification issued by the secretary.*

Sec. 46. K.S.A. 2024 Supp. 65-516 is hereby amended to read as follows: 65-516. (a) No person shall knowingly maintain a child care facility if an employee who, in this state or in other states or the federal government:

(1) (A) Has been convicted of a crime that is classified as a person felony under the Kansas criminal code;

(B) has been convicted of a felony under K.S.A. 2010 Supp. 21-36a01 through 21-36a17, prior to their transfer, or article 57 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, or any felony violation of any provision of the uniform controlled substances act prior to July 1, 2009;

(C) has been convicted of any act that is described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, *and amendments thereto*, or K.S.A. 21-6104, 21-6325, 21-6326, 21-6418 through 21-6422 or 21-6424, and amendments thereto, or been convicted of an attempt under K.S.A. 21-3301, prior to its repeal, or K.S.A. 21-5301, and amendments thereto, to commit any such act or been convicted of conspiracy under K.S.A. 21-3302, prior to its repeal, or K.S.A. 21-5302, and amendments thereto, to commit such act, or similar statutes of any other state or the federal government;

(D) has been convicted of any act that is described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 21-6401, and amendments thereto, or similar statutes of any other state or the federal government; or

(E) has been convicted of any act that is described in K.S.A. 21-3718 or 21-3719, prior to their repeal, or K.S.A. 21-5812, and amendments thereto, or similar statutes of any other state or the federal government;

(2) except as provided in subsection (b), has been adjudicated a juvenile offender because of having committed an act ~~that~~ *which*, if ~~done~~ *committed* by an adult, would constitute the commission of a felony and that is a crime against persons, is any act described in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of chapter 21 of the Kansas Statutes Annotated, *and amendments thereto*, or K.S.A. 21-6104, 21-6325, 21-6326, 21-6418 through 21-6422 or 21-6424, and amendments thereto, or similar statutes of any other state or the federal government, or is any act described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 21-6401, and amendments thereto, or similar statutes of any other state or the federal government;

(3) has been convicted or adjudicated of a crime that requires registration as a sex offender under the Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments thereto, as a sex offender in any other state or as a sex offender on the national sex offender registry;

(4) has committed an act of physical, mental or emotional abuse or neglect or sexual abuse and who is listed in the child abuse and neglect registry maintained by the Kansas department for children and families pursuant to K.S.A. 38-2226, and amendments thereto, or any similar child abuse and neglect registries maintained by any other state or the federal government and:

(A) The person has failed to successfully complete a corrective action plan that had been deemed appropriate and approved by the Kansas department for children and families or requirements of similar entities in any other state or the federal government; or

(B) the record has not been expunged pursuant to rules and regulations adopted by the secretary for children and families or similar entities in any other state or the federal government;

(5) has had a child removed from home based on a court order pursuant to K.S.A. 38-2251, and amendments thereto, in this state, or a court order in any other state based upon a similar statute that finds the child to be deprived or a child in need of care based on a finding of physical, mental or emotional abuse or neglect or sexual abuse and the child has not been returned to the home or the child reaches majority before being returned to the home and the person has failed to satisfactorily complete a corrective action plan approved by the department of health and environment;

(6) has had parental rights terminated pursuant to the ~~Kansas juvenile code or K.S.A. 38-2266 through 38-2270, and amendments thereto~~ *revised Kansas code for care of children*, or a similar statute of other states;

(7) has signed a diversion agreement pursuant to K.S.A. 22-2906 et seq., and amendments thereto, or an immediate intervention agreement pursuant to K.S.A. 38-2346, and amendments thereto, involving a charge of child abuse or a sexual offense; or

(8) has an infectious or contagious disease.

(b) If the secretary determines *that* there is no safety concern, the secretary may license a family foster home, as defined in K.S.A. 38-134, and amendments thereto, when a person who has been adjudicated as a juvenile offender for an offense described in subsection (a)(2):

(1) Was a child in the custody of the secretary and placed with such family foster home by the secretary;

(2) is 18 years of age or older;

(3) (A) maintains residence at such family foster home; or

(B) has been legally adopted by any person who resides at such family foster home; and

(4) six months have passed since the date of adjudication.

(c) No person shall maintain a child care facility if such person has been found to be a person in need of a guardian or a conservator; or both, as provided in K.S.A. 59-3050 through 59-3095, and amendments thereto.

(d) Any person who resides in a child care facility and who has been found to be in need of a guardian or a conservator, or both, shall be counted in the total number of children allowed in care.

(e) In accordance with the provisions of this subsection, the secretary of health and environment shall have access to any court orders or adjudications of any court of record, any records of such orders or adjudications, criminal history record information including, but not limited to, diversion agreements, in the possession of the Kansas bureau of investigation and any report of investigations as authorized by K.S.A. 38-2226, and amendments thereto, in the possession of the Kansas department for children and families or court of this state concerning employees in a child care facility. The secretary shall have access to these records for the purpose of determining whether or not the home meets the requirements of K.S.A. 59-2132, 65-503, 65-508 and 65-516, and amendments thereto.

(f) In accordance with the provisions of this subsection, the secretary is authorized to conduct national criminal history record checks to determine criminal history on employees in a child care facility. In order to conduct a national criminal history check the secretary shall require fingerprinting for identification and determination of criminal history in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto.

(g) (1) ~~The secretary shall adopt rules and regulations on or before January 1, 2019, to fix a fee for fingerprinting persons residing, working or regularly volunteering~~ employees in a child care facility, as may be required by the department to reimburse the department for the cost of the fingerprinting.

(2) The secretary shall remit all moneys received from the fees established under this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the child care criminal background and fingerprinting fund.

~~(i)~~(h) The child care criminal background and fingerprinting fund is hereby created in the state treasury to be administered by the secretary of health and environment. All moneys credited to the child care criminal background and fingerprinting fund shall be used to pay local and state law enforcement officers and agencies for the processing of fingerprints and criminal history background checks for the department. All expenditures from the child care criminal background and fingerprinting fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary or by a person designated by the secretary.

~~(j)~~(i) The secretary shall notify the child care applicant or licensee, within seven days by certified mail with return receipt requested, when

the result of the national criminal history record check or other appropriate review reveals unfitness specified in subsections (a)(1) through (8) with regard to the person who is the subject of the review.

~~(k)~~(j) No child care facility or the employees thereof, shall be liable for civil damages to any person refused employment or discharged from employment by reason of such facility's or home's compliance with the provisions of this section if such home acts in good faith to comply with this section.

~~(4)~~(k) For the purpose of subsection (a)(3), a person listed in the child abuse and neglect central registry shall not be prohibited from residing, working or volunteering in a child care facility unless such person has:

(1) Had an opportunity to be interviewed and present information during the investigation of the alleged act of abuse or neglect; and

(2) been given notice of the agency decision and an opportunity to appeal such decision to the secretary and to the courts pursuant to the Kansas judicial review act.

~~(m)~~(l) In regard to Kansas issued criminal history records:

(1) The secretary of health and environment shall provide in writing information available to the secretary to each child placement agency requesting information under this section, including the information provided by the Kansas bureau of investigation pursuant to this section, for the purpose of assessing the fitness of persons living, working or regularly volunteering in a family foster home under the child placement agency's sponsorship.

(2) The child placement agency is considered to be a governmental entity and the designee of the secretary of health and environment for the purposes of obtaining, using and disseminating information obtained under this section.

(3) The information shall be provided to the child placement agency regardless of whether the information discloses that the subject of the request has been convicted of any offense.

(4) Whenever the information available to the secretary reveals that the subject of the request has no criminal history on record, the secretary shall provide notice thereof in writing to each child placement agency requesting information under this section.

(5) Any staff person of a child placement agency who receives information under this subsection shall keep such information confidential, except that the staff person may disclose such information on a need-to-know basis to:

(A) The person who is the subject of the request for information;

(B) the applicant or operator of the family foster home in which the person lives, works or regularly volunteers;

(C) the department of health and environment;

- (D) the Kansas department for children and families;
- (E) the department of corrections; and
- (F) the courts.

(6) A violation of the provisions of paragraph (5) shall be an unclassified misdemeanor punishable by a fine of \$100 for each violation.

~~(n)~~(m) (1) No person shall maintain a day care facility unless such person is a high school graduate or the equivalent thereof, except where extraordinary circumstances exist, the secretary of health and environment may exercise discretion to make exceptions to this requirement. The provisions of this subsection shall not apply to any person who was maintaining a day care facility on the day immediately prior to July 1, 2010, or who had an application for an initial license or the renewal of an existing license pending on July 1, 2010.

(2) *This subsection shall expire on June 30, 2026.*

Sec. 47. K.S.A. 65-527 is hereby amended to read as follows: 65-527.

(a) As used in this section:

(1) ~~“Drop-in program” means a child care facility that is not located in an individual’s residence, that serves exclusively school-age children and youth and where the operator permits children and youth to arrive at and depart from the program at the child or youth’s own volition at unscheduled times.”~~ *“Child” means an individual who is enrolled or attending kindergarten, is less than 18 years of age, is not a volunteer or employee and is attending a youth development program.*

(2) *“Premises” means the location, including the building and adjoining grounds, for which the applicant has a temporary permit or license to conduct a youth development program.*

~~(2)~~(3) *“Public recreation center” means any building used by a political or taxing subdivision of this state, or by an agency of such subdivision, for recreation programs that serve children who are less than 18 years of age.*

~~(3)~~(4) *“School” means any building used for instruction of students enrolled in kindergarten or any of the grades one through 12 by a school district or an accredited nonpublic school.*

~~(4)~~(5) *“School-age program” means a child care facility that serves exclusively school-age children and youth but does not include a drop-in youth development program.*

(6) *“Youth development program” means a child care facility where youth activities are conducted that is not located in an individual’s residence and that serves children who are enrolled in kindergarten to less than 18 years of age.*

(b) No license for a ~~drop-in~~ youth development program or school-age program shall be denied, suspended or revoked on the basis that the building does not meet the requirements for licensure if the building:

(1) Is a public recreation center or school and is used by school-age children and youth *that are of the same age as children and youth who are cared for in the drop-in a youth development program or school-age program*;

(2) complies, during all hours of operation of ~~the drop-in a youth development~~ program or school-age program, with the Kansas fire prevention code or a building code that is by law deemed to comply with the Kansas fire prevention code; and

(3) complies, except as provided in subsection (c), during all hours of operation of ~~the drop-in a youth development~~ program or school-age program, with all local building code provisions that apply to recreation centers; if the building is a public recreation center; or *to schools*; if the building is a school.

(c) If the standards that a building is required to comply with pursuant to subsections (b)(2) and (b)(3) conflict or are otherwise inconsistent, then the standards provided by subsection (b)(2) shall control.

(d) No license for a ~~drop-in youth development~~ program or school-age program that operates in accordance with subsection (b)(1) shall be denied, suspended or revoked based on an environmental deficiency *and shall be approved or renewed* if:

(1) The environmental deficiency does not pose an imminent risk to children and youth;

(2) the environmental deficiency is outside the applicant's or licensee's immediate authority to correct; and

(3) the applicant or licensee has notified the public recreation center or school of the environmental deficiency.

(e) *Whenever drop-in program or words of like effect, are referred to or designated by any statute, rule or regulation, contract or any other document, such reference or designation shall apply to a youth development program.*

(f) *If a licensed youth development program or school age program operates on or within the premises of a public or private school that is required to pass a fire safety inspection each school year pursuant to K.S.A. 31-144(b), and amendments thereto, no additional fire safety inspection of the licensed youth development program or school age program shall be required by the director, the state fire marshal, the fire chief or any local political or taxing subdivision.*

(g) *This section shall expire on June 30, 2026.*

Sec. 48. K.S.A. 65-531 is hereby amended to read as follows: 65-531. ~~On and after July 1, 1996:~~ (a) Except as provided further, information and records ~~which~~ *that* pertain to the immunization status of persons against childhood diseases as required by K.S.A. 65-508, and amendments thereto, may be disclosed and exchanged without a parent or guardian's written

release authorizing such disclosure, to the following, who need to know such information to assure compliance with state statutes or to achieve ~~age appropriate~~ *age-appropriate* immunization status for children:

- (1) Employees of public agencies or departments;
- (2) health records staff of child care facilities, including, but not limited to, facilities licensed by the secretary of health and environment;
- (3) persons other than public employees who are entrusted with the regular care of those under the care and custody of a state agency, including, but not limited to, ~~operators of day care facilities~~, group homes, residential care facilities and adoptive or foster homes; and
- (4) ~~health care~~ *healthcare* professionals.

(b) Notwithstanding K.S.A. 60-427, and amendments thereto, or any other Kansas statute ~~which that~~ provides for privileged information between a patient and a ~~health care~~ *healthcare* provider, there shall be no privilege preventing the furnishing of information and records as authorized by this section by any ~~health care~~ *healthcare* provider.

(c) Information and records ~~which that~~ pertain to the immunization status of persons against childhood diseases as required by K.S.A. 65-508, and amendments thereto, whose parent or guardian has submitted a written statement of *sincerely held* religious ~~objection to beliefs regarding~~ immunization as provided in K.S.A. 65-508, and amendments thereto, may not be disclosed or exchanged without a parent or guardian's written release authorizing such disclosure.

Sec. 49. On and after July 1, 2026, K.S.A. 72-4161 is hereby amended to read as follows: 72-4161. As used in this act:

- (a) "Board" means the board of education of any school district.
- (b) "*Director*" means the director of the Kansas office of early childhood.

(c) "*Infant*" or "*toddler*" means any child under the age of eligibility for school attendance.

(d) "*Parent education program*" means a program developed and operated by a board for the purpose of providing expectant parents and parents of infants or toddlers or both with information, advice, assistance, resource materials, guidance and learning experiences regarding such measures as parenting skills and the various styles of parenting, the processes and principles of growth and development of children, home learning activities designed for infants and toddlers, techniques emphasizing a positive approach to discipline, effective methods of communicating and interacting with children to foster the development of self-esteem, strategies for structuring behavioral limits and increasing mutual positive regard and other elements of effective parenting that are conducive to the structuring of a home environment in which children are encouraged to be successful and productive learners.

(e) “School district” means any public school district organized and operating under the laws of this state.

(e) —“Parent education program” means a program developed and operated by a board for the purpose of providing expectant parents and parents of infants or toddlers or both with information, advice, assistance, resource materials, guidance and learning experiences regarding such measures as parenting skills and the various styles of parenting, the processes and principles of growth and development of children, home learning activities designed for infants and toddlers, techniques emphasizing a positive approach to discipline, effective methods of communicating and interacting with children so as to foster the development of self-esteem, strategies for structuring behavioral limits and increasing mutual positive regard, and other elements of effective parenting that are conducive to the structuring of a home environment in which children are encouraged to be successful and productive learners.

(d) —“Infant” and “toddler” means any child under the age of eligibility for school attendance.

(e) —“State board” means the state board of education.

Sec. 50. On and after July 1, 2026, K.S.A. 72-4162 is hereby amended to read as follows: 72-4162. (a) The board of every school district may:

- (1) Develop and operate a parent education program;
- (2) enter into cooperative or interlocal agreements with one or more other boards for the development and operation of a parent education program;
- (3) contract with private, nonprofit corporations or associations or with any public or private agency or institution, whether located within or outside the state, for the provision of services ~~which~~ *that* are appropriate to a parent education program; and
- (4) apply for a grant of state moneys to supplement amounts expended by the school district for development and operation of a parent education program.

(b) In order to be eligible to receive a grant of state moneys for the development and operation of a parent education program, a board shall submit to the ~~state board~~ *director* an application for a grant and a description of the program. The application and description shall be prepared in such form and manner as the ~~state board~~ *director* shall require and shall be submitted at a time to be determined and specified by the ~~state board~~ *director*. Approval by the ~~state board~~ *director* of the program and the application is prerequisite to the award of a grant.

(c) Each board ~~which~~ *that* is awarded a grant under this act shall make such periodic and special reports of statistical and financial information to the ~~state board~~ *as it the director may request*.

Sec. 51. On and after July 1, 2026, K.S.A. 72-4163 is hereby amended to read as follows: 72-4163. (a) The state board, *in consultation with the*

secretary for children and families and the director of early childhood, shall adopt rules and regulations for the administration of this act and shall:

(1) Establish standards and criteria for reviewing, evaluating and approving parent education programs and applications of school districts for grants;

(2) conduct a needs-assessment survey of school districts applying for grants;

(3) evaluate and approve parent education programs;

(4) establish priorities in accordance with the findings of the needs-assessment survey for the award of grants to school districts and for determination of the amount of such grants;

(5) be responsible for awarding grants to school districts; and

(6) request of and receive from each school district ~~which~~ *that* is awarded a grant for development and operation of a parent education program reports containing information with regard to the effectiveness of the program.

(b) In evaluating and approving parent education programs for the award of grants to school districts, ~~the state board~~ *director* shall consider:

(1) Prior experiences of school districts in the development and operation of parent education programs;

(2) level of effort exhibited by school districts in the development and operation of parent education programs;

(3) the amounts budgeted by school districts for the development and operation of parent education programs; and

(4) the potential effectiveness of the parent education programs for which applications for the grant of state moneys are made.

Sec. 52. On and after July 1, 2026, K.S.A. 72-4164 is hereby amended to read as follows: 72-4164. (a) ~~(1) In the 1990-91 school year, to the extent that appropriations are available therefor, and on the basis of established priorities, the state board shall select for the award of grants of state moneys those school districts, not to exceed 100 school districts, which the state board determines to be most capable of developing and operating successful parent education programs.~~

~~(2) In the 1991-92 school year, to the extent that appropriations are available therefor, and on the basis of established priorities, the state board shall select for the award of grants of state moneys those school districts, not to exceed 200 school districts, which the state board determines to be most capable of developing and operating successful parent education programs.~~

~~(3) In the 1992-93 school year and~~ In each school year thereafter, to the extent that appropriations are available therefor, each school district ~~which that~~ has developed and is operating an approved parent education program shall be eligible to receive a grant of state moneys.

(b) The amount of a grant *awarded* to a school district shall be determined by the ~~state board~~ *director* in accordance with established priorities *and reported to the senate committee on education and the house of representatives committee on K-12 budget, or any successor committees*, but in no event shall such amount exceed the amount of actual expenses incurred by the school district in the development and operation of a program. If the amount of appropriations for parent education programs is insufficient to pay in full the amount *that* each school district is determined to be eligible to receive, the ~~state board~~ *director* shall prorate the amount appropriated among all school districts in proportion to the amount *that* each such school district is determined to be eligible to receive.

(c) *Any grant awarded under this section shall be included in district budgets with proper notation of such grant awarded.*

(d) *Review of equity for pre-K programs shall be reviewed by committees on a bi-annual basis.*

Sec. 53. On and after July 1, 2026, K.S.A. 72-4166 is hereby amended to read as follows: 72-4166. ~~The state board director, in cooperation with the Kansas department for children and families, the state department of health and environment, and other~~ appropriate associations and organizations, may provide any board, upon its request therefor, with technical advice and assistance regarding the development and operation of a parent education program or an application for a grant of state moneys; and may make studies and gather and disseminate information regarding materials, resources, procedures and personnel ~~which~~ *that* are or may become available to assist school districts in the development and operation of parent education programs.

Sec. 54. K.S.A. 38-1901, 38-2103, 65-501, 65-505, 65-508, 65-512, 65-527 and 65-531 and K.S.A. 2024 Supp. 48-3406, 65-503 and 65-516 are hereby repealed.

Sec. 55. On and after July 1, 2026, K.S.A. 65-504, 72-4161, 72-4162, 72-4163, 72-4164 and 72-4166 are hereby repealed.

Sec. 56. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 119

SENATE BILL No. 156

AN ACT concerning the secretary of corrections; increasing the amount of money that the secretary of corrections may reimburse inmates for personal injury or property damage or loss caused by negligence; requiring notice to the secretary for claims exceeding the reimbursement maximum; amending K.S.A. 46-920 and repealing the existing section.

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

Section 1. K.S.A. 46-920 is hereby amended to read as follows: 46-920. (a) The secretary of corrections may reimburse any inmate of any correctional institution or other facility under the secretary's jurisdiction for any personal injury or personal property damage or loss occurring under circumstances which establish, in the secretary's opinion, that such loss or damage was caused by the negligence of the state or any agency, officer or employee thereof. No reimbursement payment shall be made on any claim for an amount of more than ~~\$500~~ \$750. *An inmate shall provide notice to the secretary of the nature, time, date and place for claims exceeding \$750. Failure to provide such notice shall not prevent a claim from being considered by the joint committee on claims against the state.* Nothing in this section shall prohibit the crediting of any payment made to an inmate of a correctional institution or other facility under the secretary's jurisdiction to such inmate's account within the institution or facility, as the case may be.

(b) When an inmate owes an outstanding unpaid amount of restitution ordered by a court pursuant to K.S.A. 21-4603, 21-4603d or 21-4610, prior to their repeal, or K.S.A. 21-6604, 21-6607 or 21-6702, and amendments thereto, the secretary of corrections shall withdraw from the inmate's trust account as a set-off:

(1) Money received by the inmate from the state as a settlement of a claim against the state through the joint committee on special claims against the state which is otherwise specifically approved for payment by appropriation act of the legislature, or which is approved through the department of corrections internal claims procedure under this section; or

(2) money received by the inmate from the state as the result of a settlement or a final judgment in a civil action in which the state of Kansas or an employee of the department of corrections was a named defendant and the state was found to be liable.

(c) When an inmate on post release, parole or conditional release supervision owes an outstanding unpaid amount of restitution ordered by a court pursuant to K.S.A. 21-4603, 21-4603d or 21-4610, prior to their repeal, or K.S.A. 21-6604, 21-6607 or 21-6702, and amendments thereto, the state shall setoff the unpaid restitution from:

(1) Money payable to the inmate from the state as a settlement of a claim against the state through the joint committee against the state

which is specifically approved for payment by appropriation act of the legislature or which is approved through the department of corrections under this section; or

(2) money payable to the inmate from the state as a result of a settlement or final judgment in a civil action in which the state of Kansas or an employee of the department of corrections was a named defendant and the state was found to be liable.

(d) Vouchers certifying the amount to be setoff under subsection (c) for the outstanding unpaid restitution and any balance remaining payable to the inmate shall be prepared and submitted to the director of accounts and reports of the department of administration.

(e) When more than one state court order of restitution is outstanding and unpaid, moneys shall be applied to and paid for the restitution orders in accordance with this section in the order in which the final judgment orders were entered.

(f) ~~Moneys~~ *Money* collected for payment towards outstanding unpaid restitution in accordance with this section shall be forwarded to the appropriate clerk of the district court for disbursement.

Sec. 2. K.S.A. 46-920 is hereby repealed.

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

Approved April 24, 2025.

CHAPTER 120

SENATE BILL No. 186

AN ACT concerning crimes, punishment and criminal procedure; modifying elements in the crimes of sexual exploitation of a child, unlawful transmission of a visual depiction of a child and breach of privacy; prohibiting certain acts related to visual depictions in which the person depicted is indistinguishable from a real child, morphed from a real child's image or generated without any actual child involvement; providing an exception for cable services in the crime of breach of privacy; prohibiting dissemination of certain items that appear to depict or purport to depict an identifiable person; relating to affidavits or sworn testimony in support of probable cause; requiring such information to be made available to law enforcement; relating to search and seizure; requiring the statement of facts sufficient to show probable cause justifying a search warrant to be made by a law enforcement officer; relating to release prior to trial; requiring that certain prior convictions be considered when bond is being set for certain sex offenses; specifying minimum requirements and conditions for such bond; relating to appearance bonds; requiring warrants for failure to appear to be given to sureties; allowing bond forfeiture to be set aside in certain circumstances if a surety can show that the defendant was deported from the United States; requiring remission in certain circumstances; prohibiting a compensated surety from making a loan for certain portions of the minimum appearance bond premium required; amending K.S.A. 21-5510, 21-5611, 22-2302, 22-2502, 22-2802, 22-2803 and 22-2807 and K.S.A. 2024 Supp. 21-6101 and 22-2809b and repealing the existing sections.

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

Section 1. K.S.A. 21-5510 is hereby amended to read as follows: 21-5510. (a) Except as provided in K.S.A. 21-5610 and 21-5611, and amendments thereto, sexual exploitation of a child is:

(1) Employing, using, persuading, inducing, enticing or coercing a child under 18 years of age, or a person whom the offender believes to be a child under 18 years of age, to engage in sexually explicit conduct with the intent to promote any performance;

(2) (A) possessing any visual depiction of a child under 18 years of age shown or heard engaging in sexually explicit conduct with intent to arouse or satisfy the sexual desires or appeal to the prurient interest of the offender or any other person; or

(B) *possessing any artificially generated visual depiction with intent to arouse or satisfy the sexual desires or appeal to the prurient interest of the offender or any other person;*

(3) being a parent, guardian or other person having custody or control of a child under 18 years of age and knowingly permitting such child to engage in, or assist another to engage in, sexually explicit conduct for any purpose described in subsection (a)(1) or (2); or

(4) promoting any performance that includes sexually explicit conduct by a child under 18 years of age, or a person whom the offender believes to be a child under 18 years of age, knowing the character and content of the performance.

(b) (1) Sexual exploitation of a child as defined in:

(A) Subsection (a)(2) or (a)(3) is a severity level 5, person felony; and

(B) subsection (a)(1) or (a)(4) is a severity level 3, person felony, except as provided in subsection (b)(2).

(2) Sexual exploitation of a child as defined in subsection (a)(1) or (a)(4) or attempt, conspiracy or criminal solicitation to commit sexual exploitation of a child as defined in subsection (a)(1) or (a)(4) is an off-grid person felony, when the offender is 18 years of age or older and the child is under 14 years of age.

(c) If the offender is 18 years of age or older and the child is under 14 years of age, the provisions of:

(1) K.S.A. 21-5301(c), and amendments thereto, shall not apply to a violation of attempting to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4);

(2) K.S.A. 21-5302(d), and amendments thereto, shall not apply to a violation of conspiracy to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4); and

(3) K.S.A. 21-5303(d), and amendments thereto, shall not apply to a violation of criminal solicitation to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4).

(d) As used in this section:

(1) “Sexually explicit conduct” means actual or simulated: Exhibition in the nude; sexual intercourse or sodomy, including genital-genital, oral-genital, anal-genital or oral-anal contact, whether between persons of the same or opposite sex; masturbation; sado-masochistic abuse with the intent of sexual stimulation; or lewd exhibition of the genitals, female breasts or pubic area of any person;

(2) “promoting” means procuring, transmitting, distributing, circulating, presenting, producing, directing, manufacturing, issuing, publishing, displaying, exhibiting or advertising:

(A) For pecuniary profit; or

(B) with intent to arouse or gratify the sexual desire or appeal to the prurient interest of the offender or any other person;

(3) “performance” means any film, photograph, negative, slide, book, magazine or other printed or visual medium, any audio tape recording or any photocopy, video tape, video laser disk, computer hardware, software, floppy disk or any other computer related equipment or computer generated image that contains or incorporates in any manner any film, photograph, negative, photocopy, video tape or video laser disk or any play or other live presentation;

(4) “nude” means any state of undress in which the human genitals, pubic region, buttock or female breast, at a point below the top of the areola, is less than completely and opaquely covered;

(5) “obscene” means a visual depiction or artificially generated visual depiction that, taken as a whole, appeals to the prurient interest of an average person, applying contemporary community standards, that is patently offensive and that, taken as a whole, lacks serious literary, artistic, political or scientific value;

(6) “artificially generated visual depiction” means a visual depiction that is obscene and produced through the use of computer software, digital manipulation or other means that creates an image or video that appears to depict a child under 18 years of age shown or heard engaging in sexually explicit conduct. “Artificially generated visual depiction” includes depictions that are obscene and indistinguishable from a real child, morphed from a real child’s image or generated without any actual child involvement; and

~~(5)~~(7) “visual depiction” means any photograph, film, video picture, digital or computer-generated image or picture, whether made or produced by electronic, mechanical or other means.

(e) The provisions of this section shall not apply to possession of a visual depiction of a child in a state of nudity if the person possessing such visual depiction is the child who is the subject of such visual depiction.

Sec. 2. K.S.A. 21-5611 is hereby amended to read as follows: 21-5611.

(a) Unlawful transmission of a visual depiction of a child is knowingly transmitting a visual depiction of ~~a~~ *an identifiable* child 12 or more years of age but less than 18 years of age in a state of nudity when the offender is less than 19 years of age.

(b) Aggravated unlawful transmission of a visual depiction of a child is:

(1) Knowingly transmitting a visual depiction of ~~a~~ *an identifiable* child 12 or more years of age but less than 18 years of age in a state of nudity:

(A) With the intent to harass, embarrass, intimidate, defame or otherwise inflict emotional, psychological or physical harm;

(B) for pecuniary or tangible gain; or

(C) with the intent to exhibit or transmit such visual depiction to more than one person; and

(2) when the offender is less than 19 years of age.

(c) (1) Unlawful transmission of a visual depiction of a child is a:

(A) Class A person misdemeanor, except as provided in subsection (c) (1)(B); and

(B) severity level 10, person felony upon a second or subsequent conviction.

(2) Aggravated unlawful transmission of a visual depiction of a child is a:

(A) Severity level 9, person felony, except as provided in subsection (c)(2)(B); and

(B) severity level 7, person felony upon a second or subsequent conviction.

(d) It shall be a rebuttable presumption that an offender had the intent to harass, embarrass, intimidate, defame or otherwise inflict emotional, psychological or physical harm if the offender transmitted a visual depiction of a person other than such child in a state of nudity to more than one person.

(e) The provisions of this section shall not apply to transmission of a visual depiction of a child in a state of nudity by the child who is the subject of such visual depiction.

(f) The provisions of this section shall not apply to a visual depiction of a child engaged in sexually explicit conduct or a visual depiction that constitutes obscenity as defined in K.S.A. 21-6401(f)(1), and amendments thereto.

(g) As used in this section and K.S.A. 21-5610, and amendments thereto:

(1) “Sexually explicit conduct” means actual or simulated: Sexual intercourse or sodomy, including genital-genital, oral-genital, anal-genital or oral-anal contact, whether between persons of the same or opposite sex; masturbation and sado-masochistic abuse for the purpose of sexual stimulation;

(2) “state of nudity” means any state of undress in which the human genitals, pubic region, buttock or female breast, at a point below the top of the areola, is less than completely and opaquely covered;

(3) “transmission” means any form of communication, including, but not limited to, physical transmission of paper and electronic transmission that creates a record that may be retained and reviewed by a recipient thereof, and that may be directly reproduced in paper form by such a recipient through an automated process. Transmission also includes a request to receive a transmission of a visual depiction; and

(4) “visual depiction” means any photograph, film, video picture, digital or computer-generated image or picture made or produced by electronic, mechanical or other means, *including, but not limited to, any such item created, in whole or in part, altered or modified by artificial intelligence or any digital means to appear to depict or purport to depict an identifiable child, regardless of whether such identifiable child was involved in the creation of the original image.*

Sec. 3. K.S.A. 2024 Supp. 21-6101 is hereby amended to read as follows: 21-6101. (a) Breach of privacy is knowingly and without lawful authority:

(1) Intercepting, without the consent of the sender or receiver, a message by telephone, telegraph, letter or other means of private communication;

(2) divulging, without the consent of the sender or receiver, the existence or contents of such message if such person knows that the message

was illegally intercepted, or if such person illegally learned of the message in the course of employment with an agency in transmitting such message;

(3) entering with intent to listen surreptitiously to private conversations in a private place or to observe the personal conduct of any other person or persons entitled to privacy therein;

(4) installing or using outside or inside a private place any device for hearing, recording, amplifying or broadcasting sounds originating in such place, which sounds would not ordinarily be audible or comprehensible without the use of such device, without the consent of the person or persons entitled to privacy therein;

(5) installing or using any device or equipment for the interception of any telephone, telegraph or other wire or wireless communication without the consent of the person in possession or control of the facilities for such communication;

(6) installing or using a camcorder, motion picture camera or photographic camera of any type to videotape, film, photograph or record, by electronic or other means, another identifiable person under or through the clothing being worn by that other person or another identifiable person who is nude or in a state of undress, for the purpose of viewing the body of, or the undergarments worn by, that other person, without the consent or knowledge of that other person, with the intent to invade the privacy of that other person, under circumstances in which that other person has a reasonable expectation of privacy;

(7) disseminating or permitting the dissemination of any videotape, photograph, film or image obtained in violation of subsection (a)(6); or

(8) disseminating any videotape, photograph, film or image of another identifiable person 18 years of age or older who is nude or engaged in sexual activity and under circumstances in which such identifiable person had a reasonable expectation of privacy, with the intent to harass, threaten or intimidate such identifiable person, and such identifiable person did not consent to such dissemination. *This includes disseminating any videotape, photograph, film or image that has been created, in whole or in part, altered or modified by artificial intelligence or any digital means to appear to depict or purport to depict such identifiable person, regardless of whether such identifiable person was involved in the creation of the original image.*

(b) Breach of privacy as defined in:

(1) Subsection (a)(1) through (a)(5) is a class A nonperson misdemeanor;

(2) subsection (a)(6) or (a)(8) is a:

(A) Severity level 8, person felony, except as provided in subsection (b)(2)(B); and

(B) severity level 5, person felony upon a second or subsequent conviction within the previous five years; and

- (3) subsection (a)(7) is a severity level 5, person felony.
 - (c) Subsection (a)(1) shall not apply to messages overheard through a regularly installed instrument on a telephone party line or on an extension.
 - (d) The provisions of this section shall not apply to:
 - (1) An operator of a switchboard, or any officer, employee or agent of any public utility providing telephone communications service, whose facilities are used in the transmission of a communication, to intercept, disclose or use that communication in the normal course of employment while engaged in any activity which is incident to the rendition of public utility service or to the protection of the rights of property of such public utility;
 - (2) a provider of an interactive computer service, as defined in 47 U.S.C. § 230, for content provided by another person;
 - (3) a radio common carrier, as defined in K.S.A. 66-1,143, and amendments thereto; ~~and~~
 - (4) a local exchange carrier or telecommunications carrier as defined in K.S.A. 66-1,187, and amendments thereto;
 - (5) *a cable service, as defined in 47 U.S.C. § 522;*
 - (6) *a provider of direct-to-home satellite services, as defined in 47 U.S.C. § 303(v); and*
 - (7) *a multichannel video programming distributor, as defined in 47 U.S.C. § 522(13), or an affiliate thereof.*
 - (e) The provisions of subsection (a)(8) shall not apply to a person acting with a bona fide and lawful scientific, educational, governmental, news or other similar public purpose.
 - (f) As used in this section, “private place” means a place where one may reasonably expect to be safe from uninvited intrusion or surveillance.
- Sec. 4. K.S.A. 22-2302 is hereby amended to read as follows: 22-2302.
- (a) (1) If the magistrate finds from the complaint, or from an affidavit or affidavits filed with the complaint or from sworn testimony, that there is probable cause to believe both that a crime has been committed and that the defendant has committed it, a warrant for the arrest of the defendant shall issue, except that a summons instead of a warrant may be issued if:
 - ~~(1)(A)~~ The prosecuting attorney so requests; or
 - ~~(2)(B)~~ in the case of a complaint alleging commission of a misdemeanor, the magistrate determines that a summons should be issued.
 - (2) More than one warrant or summons may issue on the same complaint. If a defendant fails to appear in response to the summons, a warrant shall issue.
 - (b) ~~For a warrant or summons executed prior to July 1, 2014, affidavits or sworn testimony in support of the probable cause requirement of this section shall not be made available for examination without a written order of the court, except that such affidavits or testimony when request-~~

ed shall be made available to the defendant or the defendant's counsel for such disposition as either may desire.

(c)-(1) ~~For a warrant or summons executed on or after July 1, 2014,~~ Affidavits or sworn testimony in support of the probable cause requirement of this section *shall be made available to law enforcement agencies prior to execution of the warrant or summons,* but shall not be open to the general public until the warrant or summons has been executed. After the warrant or summons has been executed, such affidavits or sworn testimony shall be made available to:

(A) The defendant or the defendant's counsel, when requested, for such disposition as either may desire; and

(B) any person, when requested, in accordance with the requirements of this subsection.

(2) Any person may request that affidavits or sworn testimony be disclosed by filing such request with the clerk of the court. Upon entry of appearance by an attorney on behalf of the defendant, or indication by the defendant to the court that such defendant will represent the defendant's self, the clerk of the court shall promptly notify the defendant or the defendant's counsel, the prosecutor and the magistrate that such request was filed. The prosecutor shall promptly notify any victim. For the purposes of this subsection, victim shall include any victim of an alleged crime that resulted in the issuance of the arrest warrant, or, if the victim is deceased, the victim's family, as defined in K.S.A. 74-7335, and amendments thereto.

(3) Within five business days after receiving notice of a request for disclosure from the clerk of the court, the defendant or the defendant's counsel and the prosecutor may submit to the magistrate, under seal, either:

(A) Proposed redactions, if any, to the affidavits or sworn testimony and the reasons supporting such proposed redactions; or

(B) a motion to seal the affidavits or sworn testimony and the reasons supporting such proposed seal.

(4) The magistrate shall review the requested affidavits or sworn testimony and any proposed redactions or motion to seal submitted by the defendant, the defendant's counsel or the prosecutor. The magistrate shall make appropriate redactions, or seal the affidavits or sworn testimony, as necessary to prevent public disclosure of information that would:

(A) Jeopardize the physical, mental or emotional safety or well-being of a victim, witness, confidential source or undercover agent, or cause the destruction of evidence;

(B) reveal information obtained from a court-ordered wiretap or from a search warrant for a tracking device that has not expired;

(C) interfere with any prospective law enforcement action, criminal investigation or prosecution;

- (D) reveal the identity of any confidential source or undercover agent;
- (E) reveal confidential investigative techniques or procedures not known to the general public;
- (F) endanger the life or physical safety of any person;
- (G) reveal the name, address, telephone number or any other information which specifically and individually identifies the victim of any sexual offense described in article 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 21-6419 through 21-6422, and amendments thereto;

- (H) reveal the name of any minor;

- (I) reveal any date of birth, personal or business telephone number, driver's license number, nondriver's identification number, social security number, employee identification number, taxpayer identification number, vehicle identification number or financial account information; or

- (J) constitute a clearly unwarranted invasion of personal privacy. As used in this subparagraph, "clearly unwarranted invasion of personal privacy" means revealing information that would be highly offensive to a reasonable person and is totally unrelated to the alleged crime that resulted in the issuance of the arrest warrant, including information totally unrelated to the alleged crime that may pose a risk to a person or property and is not of legitimate concern to the public. The provisions of this subparagraph shall only be used to redact and shall not be used to seal affidavits or sworn testimony.

(5) Within five business days after receiving proposed redactions or a motion to seal from the defendant, the defendant's counsel or the prosecutor, or within 10 business days after receiving notice of a request for disclosure, whichever is earlier, the magistrate shall either:

- (A) Order disclosure of the affidavits or sworn testimony with appropriate redactions, if any; or

- (B) order the affidavits or sworn testimony sealed and not subject to public disclosure.

(6) (A) If the magistrate orders disclosure of the affidavits or sworn testimony with appropriate redactions, if any, to any person in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record and shall be accessible to the public.

- (B) If the magistrate orders the affidavits or sworn testimony sealed and not subject to public disclosure in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record that is not accessible to the public.

- (C) Any request for disclosure of affidavits or sworn testimony in accordance with the requirements of this subsection shall become part of

the court record and shall be accessible to the public, regardless of whether the magistrate orders disclosure with appropriate redactions, if any, or sealing of the requested affidavit or sworn testimony.

Sec. 5. K.S.A. 22-2502 is hereby amended to read as follows: 22-2502. (a) A search warrant shall be issued only upon the oral or written statement, including those conveyed or received by electronic communication, of ~~any person~~ *a law enforcement officer* under oath or affirmation ~~which that~~ states facts sufficient to show probable cause that a crime has been, is being or is about to be committed and which particularly describes a person, place or means of conveyance to be searched and things to be seized. Any statement ~~which that~~ is made orally shall be either taken down by a certified shorthand reporter, sworn to under oath and made part of the application for a search warrant, or recorded before the magistrate from whom the search warrant is requested and sworn to under oath. Any statement orally made shall be reduced to writing as soon thereafter as possible. If the magistrate is satisfied that grounds for the application exist or that there is probable cause to believe that they exist, the magistrate may issue a search warrant for:

- (1) The search or seizure of the following:
 - (A) Anything that can be seized under the fourth amendment of the United States constitution;
 - (B) anything ~~which that~~ has been used in the commission of a crime, or any contraband or any property ~~which that~~ constitutes or may be considered a part of the evidence, fruits or instrumentalities of a crime under the laws of this state, any other state or of the United States. The term “fruits” as used in this act shall be interpreted to include any property into which the thing or things unlawfully taken or possessed may have been converted;
 - (C) any person who has been kidnapped in violation of the laws of this state or who has been kidnapped in another jurisdiction and is now concealed within this state;
 - (D) any human fetus or human corpse;
 - (E) any biological material, DNA, cellular material, blood, hair or fingerprints;
 - (F) any person for whom a valid felony arrest warrant has been issued in this state or in another jurisdiction; or
 - (G) (i) any information concerning the user of an electronic communication service, any information concerning the location of electronic communications systems, including, but not limited to, towers transmitting cellular signals involved in any wire communication, and any other information made through an electronic communications system; or
(ii) the jurisdiction granted in this paragraph shall extend to information held by entities registered to do business in the state of Kansas, submitting to the jurisdiction thereof, and entities primarily located out-

side the state of Kansas if the jurisdiction in which the entity is primarily located recognizes the authority of the magistrate to issue the search warrant; or

(2) the installation, maintenance and use of a tracking device.

(b) (1) The search warrant under subsection (a)(2) shall authorize the installation and use of the tracking device to track and collect tracking data relating to a person or property for a specified period of time, not to exceed 30 days from the date of the installation of the device.

(2) The search warrant under subsection (a)(2) may authorize the retrieval of the tracking data recorded by the tracking device during the specified period of time for authorized use of such tracking device within a reasonable time after the expiration of such warrant, for good cause shown.

(3) The magistrate may, for good cause shown, grant one or more extensions of a search warrant under subsection (a)(2) for the use of a tracking device, not to exceed 30 days each.

(c) Before ruling on a request for a search warrant, the magistrate may require the affiant to appear personally and may examine under oath the affiant and any witnesses that the affiant may produce. Such proceeding shall be taken down by a certified shorthand reporter or recording equipment and made part of the application for a search warrant.

(d) For a warrant executed prior to July 1, 2014, affidavits or sworn testimony in support of the probable cause requirement of this section or search warrants for tracking devices shall not be made available for examination without a written order of the court, except that such affidavits or testimony when requested shall be made available to the defendant or the defendant's counsel for such disposition as either may desire.

(e) (1) For a warrant executed on or after July 1, 2014, affidavits or sworn testimony in support of the probable cause requirement of this section or search warrants for tracking devices shall not be open to the public until the warrant has been executed. After the warrant has been executed, such affidavits or sworn testimony shall be made available to:

(A) The defendant or the defendant's counsel, when requested, for such disposition as either may desire; and

(B) any person, when requested, in accordance with the requirements of this subsection.

(2) Any person may request that affidavits or sworn testimony be disclosed by filing such request with the clerk of the court. The clerk of the court shall promptly notify the defendant or the defendant's counsel, the prosecutor and the magistrate that such request was filed. The prosecutor shall promptly notify any victim.

(3) Within five business days after receiving notice of a request for disclosure from the clerk of the court, the defendant or the defendant's counsel and the prosecutor may submit to the magistrate, under seal, either:

(A) Proposed redactions, if any, to the affidavits or sworn testimony and the reasons supporting such proposed redactions; or

(B) a motion to seal the affidavits or sworn testimony and the reasons supporting such proposed seal.

(4) The magistrate shall review the requested affidavits or sworn testimony and any proposed redactions or motion to seal submitted by the defendant, the defendant's counsel or the prosecutor. The magistrate shall make appropriate redactions, or seal the affidavits or sworn testimony, as necessary to prevent public disclosure of information that would:

(A) Jeopardize the physical, mental or emotional safety or well-being of a victim, witness, confidential source or undercover agent, or cause the destruction of evidence;

(B) reveal information obtained from a court-ordered wiretap or from a search warrant for a tracking device that has not expired;

(C) interfere with any prospective law enforcement action, criminal investigation or prosecution;

(D) reveal the identity of any confidential source or undercover agent;

(E) reveal confidential investigative techniques or procedures not known to the general public;

(F) endanger the life or physical safety of any person;

(G) reveal the name, address, telephone number or any other information which specifically and individually identifies the victim of any sexual offense described in article 35 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 21-6419 through 21-6422, and amendments thereto;

(H) reveal the name of any minor;

(I) reveal any date of birth, personal or business telephone number, driver's license number, nondriver's identification number, social security number, employee identification number, taxpayer identification number, vehicle identification number or financial account information; or

(J) constitute a clearly unwarranted invasion of personal privacy. As used in this subparagraph, "clearly unwarranted invasion of personal privacy" means revealing information that would be highly offensive to a reasonable person and is totally unrelated to the alleged crime that resulted in the issuance of the search warrant, including information totally unrelated to the alleged crime that may pose a risk to a person or property and is not of legitimate concern to the public. The provisions of this subparagraph shall only be used to redact and shall not be used to seal affidavits or sworn testimony.

(5) Within five business days after receiving proposed redactions or a motion to seal from the defendant, the defendant's counsel or the prosecutor, or within 10 business days after receiving notice of a request for disclosure, whichever is earlier, the magistrate shall either:

(A) Order disclosure of the affidavits or sworn testimony with appropriate redactions, if any; or

(B) order the affidavits or sworn testimony sealed and not subject to public disclosure.

(6) (A) If the magistrate orders disclosure of the affidavits or sworn testimony with appropriate redactions, if any, to any person in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record and shall be accessible to the public.

(B) If the magistrate orders the affidavits or sworn testimony sealed and not subject to public disclosure in accordance with the requirements of this subsection, then such affidavits or sworn testimony shall become part of the court record that is not accessible to the public.

(C) Any request for disclosure of affidavits or sworn testimony in accordance with the requirements of this subsection shall become part of the court record and shall be accessible to the public, regardless of whether the magistrate orders disclosure with appropriate redactions, if any, or sealing of the requested affidavit or sworn testimony.

(f) As used in this section:

(1) “Electronic communication” means the use of electronic equipment to send or transfer a copy of an original document;

(2) “electronic communication service” and “electronic communication system” have the meaning as defined in K.S.A. 22-2514, and amendments thereto;

(3) “tracking data” means information gathered or recorded by a tracking device;

(4) “tracking device” means an electronic or mechanical device that permits a person to remotely determine or track the position or movement of a person or object. “Tracking device” includes, but is not limited to, a device that stores geographic data for subsequent access or analysis and a device that allows for the real-time monitoring of movement; and

(5) “victim” shall include any victim of an alleged crime that resulted in the issuance of the search warrant, or, if the victim is deceased, the victim’s family, as defined in K.S.A. 74-7335, and amendments thereto.

(g) Nothing in this section shall be construed as requiring a search warrant for cellular location information in an emergency situation pursuant to K.S.A. 22-4615, and amendments thereto.

Sec. 6. K.S.A. 22-2802 is hereby amended to read as follows: 22-2802. ~~(1)(a)~~ Any person charged with a crime shall, at the person’s first appearance before a magistrate, be ordered released pending preliminary examination or trial upon the execution of an appearance bond in an amount specified by the magistrate and sufficient to assure the appearance of such person before the magistrate when ordered and to assure the public safe-

ty. If the person is being bound over for a felony, the bond shall also be conditioned on the person's appearance in the district court or by way of a two-way electronic audio-video communication as provided in subsection ~~(14)~~ (n) at the time required by the court to answer the charge against such person and at any time thereafter that the court requires. Unless the magistrate makes a specific finding otherwise, if the person is being bonded out for a person felony or a person misdemeanor, the bond shall be conditioned on the person being prohibited from having any contact with the alleged victim of such offense for a period of at least 72 hours. The magistrate may impose such of the following additional conditions of release as will reasonably assure the appearance of the person for preliminary examination or trial:

~~(a)~~(1) Place the person in the custody of a designated person or organization agreeing to supervise such person;

~~(b)~~(2) place restrictions on the travel, association or place of abode of the person during the period of release;

~~(c)~~(3) impose any other condition deemed reasonably necessary to assure appearance as required, including a condition requiring that the person return to custody during specified hours;

~~(d)~~(4) place the person under a house arrest program pursuant to K.S.A. 21-6609, and amendments thereto; or

~~(e)~~(5) place the person under the supervision of a court services officer responsible for monitoring the person's compliance with any conditions of release ordered by the magistrate. The magistrate may order the person to pay for any costs associated with the supervision provided by the court services department in an amount not to exceed \$15 per week of such supervision. The magistrate may also order the person to pay for all other costs associated with the supervision and conditions for compliance in addition to the \$15 per week.

~~(2)~~(b) In addition to any conditions of release provided in subsection ~~(1)~~ (a), for any person charged with a felony, the magistrate may order such person to submit to a drug and alcohol abuse examination and evaluation in a public or private treatment facility or state institution and, if determined by the head of such facility or institution that such person is a drug or alcohol abuser or is incapacitated by drugs or alcohol, to submit to treatment for such drug or alcohol abuse, as a condition of release.

~~(3)~~(c) The appearance bond shall be executed with sufficient solvent sureties who are residents of the state of Kansas, unless the magistrate determines, in the exercise of such magistrate's discretion, that requiring sureties is not necessary to assure the appearance of the person at the time ordered.

~~(4)~~(d) A deposit of cash in the amount of the bond may be made in lieu of the execution of the bond pursuant to subsection ~~(3)~~ (c). Except

as provided in subsection ~~(5)(e)~~, such deposit shall be in the full amount of the bond and in no event shall a deposit of cash in less than the full amount of bond be permitted. Any person charged with a crime who is released on a cash bond shall be entitled to a refund of all moneys paid for the cash bond, after deduction of any outstanding restitution, costs, fines and fees, after the final disposition of the criminal case if the person complies with all requirements to appear in court. The court may not exclude the option of posting bond pursuant to subsection ~~(3)(c)~~.

~~(5)(e)~~ Except as provided further, the amount of the appearance bond shall be the same whether executed as described in subsection ~~(3)(c)~~ or posted with a deposit of cash as described in subsection ~~(4)(d)~~. When the appearance bond has been set at \$2,500 or less and the most serious charge against the person is a misdemeanor, a severity level 8, 9 or 10 nonperson felony, a drug severity level 4 felony committed prior to July 1, 2012, a drug severity level 5 felony committed on or after July 1, 2012, or a violation of K.S.A. 8-1567, and amendments thereto, the magistrate may allow the person to deposit cash with the clerk in the amount of 10% of the bond, provided the person meets at least the following qualifications:

- ~~(A)(1)~~ Is a resident of the state of Kansas;
- ~~(B)(2)~~ has a criminal history score category of G, H or I;
- ~~(C)(3)~~ has no prior history of failure to appear for any court appearances;
- ~~(D)(4)~~ has no detainer or hold from any other jurisdiction;
- ~~(E)(5)~~ has not been extradited from, and is not awaiting extradition to, another state; and
- ~~(F)(6)~~ has not been detained for an alleged violation of probation.

~~(6)(f)~~ In the discretion of the court, a person charged with a crime may be released upon the person's own recognizance by guaranteeing payment of the amount of the bond for the person's failure to comply with all requirements to appear in court. The release of a person charged with a crime upon the person's own recognizance shall not require the deposit of any cash by the person.

~~(7)(g)~~ The court shall not impose any administrative fee.

~~(8)(h)~~ In determining which conditions of release will reasonably assure appearance and the public safety, the magistrate shall, on the basis of available information, take into account the nature and circumstances of the crime charged; the weight of the evidence against the defendant; whether the defendant is lawfully present in the United States; the defendant's family ties, employment, financial resources, character, mental condition, length of residence in the community, record of convictions, record of appearance or failure to appear at court proceedings or of flight to avoid prosecution; the likelihood or propensity of the defendant to commit crimes while on release, including whether the defendant will be

likely to threaten, harass or cause injury to the victim of the crime or any witnesses thereto; and whether the defendant is on probation or parole from a previous offense at the time of the alleged commission of the subsequent offense.

~~(9)(i)~~ The appearance bond shall set forth all of the conditions of release.

~~(10)(j)~~ A person for whom conditions of release are imposed and who continues to be detained as a result of the person's inability to meet the conditions of release shall be entitled, upon application, to have the conditions reviewed without unnecessary delay by the magistrate who imposed them. If the magistrate who imposed conditions of release is not available, any other magistrate in the county may review such conditions.

~~(11)(k)~~ A magistrate ordering the release of a person on any conditions specified in this section may at any time amend the order to impose additional or different conditions of release. If the imposition of additional or different conditions results in the detention of the person, the provisions of subsection ~~(10)~~ (j) shall apply.

~~(12)(l)~~ Statements or information offered in determining the conditions of release need not conform to the rules of evidence. No statement or admission of the defendant made at such a proceeding shall be received as evidence in any subsequent proceeding against the defendant.

~~(13)(m)~~ The appearance bond and any security required as a condition of the defendant's release shall be deposited in the office of the magistrate or the clerk of the court where the release is ordered. If the defendant is bound to appear before a magistrate or court other than the one ordering the release, the order of release, together with the bond and security shall be transmitted to the magistrate or clerk of the court before whom the defendant is bound to appear.

~~(14)(n)~~ Proceedings before a magistrate as provided in this section to determine the release conditions of a person charged with a crime including release upon execution of an appearance bond may be conducted by two-way electronic audio-video communication between the defendant and the judge in lieu of personal presence of the defendant or defendant's counsel in the courtroom in the discretion of the court. The defendant may be accompanied by the defendant's counsel. The defendant shall be informed of the defendant's right to be personally present in the courtroom during such proceeding if the defendant so requests. Exercising the right to be present shall in no way prejudice the defendant.

~~(15)(o)~~ The magistrate may order the person to pay for any costs associated with the supervision of the conditions of release of the appearance bond in an amount not to exceed \$15 per week of such supervision. As a condition of sentencing under K.S.A. 21-6604, and amendments thereto, the court may impose the full amount of any such costs in addition to the

\$15 per week, including, but not limited to, costs for treatment and evaluation under subsection ~~(2)~~ (b).

(p) (1) *If a defendant is charged with rape, as described in K.S.A. 21-5503, and amendments thereto, criminal sodomy or aggravated criminal sodomy, as described in K.S.A. 21-5504, and amendments thereto, aggravated sexual battery, as described in K.S.A. 21-5505, and amendments thereto, or indecent liberties with a child or aggravated indecent liberties with a child, as described in K.S.A. 21-5506, and amendments thereto, the magistrate shall determine prior convictions of such offenses or comparable out-of-state convictions upon available evidence.*

(2) *If the magistrate determines that such defendant has a prior conviction of any crime that constitutes a sexually violent crime as defined in K.S.A. 22-4902, and amendments thereto, bond shall be at least \$750,000 cash or surety and have at least minimum conditions of no contact with any victims or witnesses and the magistrate shall place the person under a house arrest program pursuant to subsection (a)(4). Such bond shall not be reduced or modified downward unless the magistrate determines by a preponderance of the evidence at an evidentiary hearing and makes a written finding on the record that the defendant is not a public safety risk and not a flight risk. At such evidentiary hearing, there shall be a presumption that the defendant is both a public safety risk and a flight risk.*

Sec. 7. K.S.A. 22-2803 is hereby amended to read as follows: 22-2803. A person who remains in custody after review of such person's application pursuant to ~~subsection (9) or (10) of K.S.A. 22-2802(i) or (j)~~, and amendments thereto, by a district magistrate judge may apply to a district judge of the judicial district in which the charge is pending to modify the order fixing conditions of release. Such motion shall be determined promptly.

Sec. 8. K.S.A. 22-2807 is hereby amended to read as follows: 22-2807. (a) If a defendant fails to appear as directed by the court and guaranteed by an appearance bond, the court in which the bond is deposited shall declare a forfeiture of the bail and issue a warrant for the defendant's arrest. If the defendant is charged with a felony offense, the sheriff shall enter such warrant into the national crime information center's index within 14 days of issuance of the warrant *and, upon request, the court shall make a copy of the warrant available to a compensated surety who deposited the bond on behalf of the defendant.* ~~If such warrant is not entered into such index, the sheriff shall notify the court thereof.~~

(b) An appearance bond may only be forfeited by the court upon a failure to appear. If a defendant violates any other condition of bond, the bond may be revoked and the defendant remanded to custody. An appearance bond is revoked by the execution of a warrant for a defendant's arrest for a violation of a bond condition. The magistrate shall promptly

set a new bond pursuant to requirements of K.S.A. 22-2802, and amendments thereto.

(c) (1) The court may direct that a forfeiture be set aside, upon such conditions as the court may impose, if it appears that justice does not require the enforcement of the forfeiture.

(2) The court shall direct that a forfeiture be set aside, ~~upon such conditions as the court may impose~~, if:

(A) The surety can prove that the defendant is incarcerated somewhere within the United States prior to judgment of default by providing to the court a written statement, signed by the surety under penalty of perjury, setting forth ~~details of the facts substantiating~~ such incarceration;

(B) the warrant required to be issued by subsection (a) was not issued within 14 days of the forfeiture;

(C) a warrant that is required to be entered into the national crime information center's index pursuant to subsection (a) was not entered within 14 days of issuance *or provided by the court to the surety upon request pursuant to subsection (a)*, unless there is good cause shown for the failure to enter such warrant into the index *or provide such warrant to the compensated surety*; ~~or~~

(D) ~~the defendant has been arrested outside of this state and the prosecuting attorney has declined to proceed with extradition; or~~

(E) *the defendant was not held subject to an immigration detainer when the bond was posted and the surety can prove that the defendant has been deported from the United States prior to judgment of default by providing to the court a written statement, signed by the surety under penalty of perjury, setting forth the facts substantiating the deportation.*

(3) Upon the defendant's return, the surety may be ordered to pay the costs of such return.

(d) When a forfeiture has not been set aside, the court shall on motion enter a judgment of default and execution may issue thereon. If the forfeiture has been decreed by a district magistrate judge and the amount of the bond exceeds the limits of the civil jurisdiction prescribed by law for a district magistrate judge, the judge shall notify the chief judge in writing of the forfeiture and the matter shall be assigned to a district judge who, on motion, shall enter a judgment of default. By entering into a bond the obligors submit to the jurisdiction of any court having power to enter judgment upon default and irrevocably appoint the clerk of that court as their agent upon whom any papers affecting their liability may be served. Their liability may be enforced on motion without the necessity of an independent action. The motion and notice thereof may be served on the clerk of the court, who shall ~~forthwith~~ *promptly* mail copies to the obligors to their last known addresses. No judgment may be entered against the obligor in an appearance bond until more than 60 days after notice is

served as provided ~~herein~~ *in this section*. No judgment may be entered against the obligor in an appearance bond more than two years after a defendant's failure to appear.

(e) After entry of judgment pursuant to subsection (d), the court:

(1) May remit such judgment in whole or in part under the conditions applying to the setting aside of forfeiture in subsection (c); *and*

(2) *shall remit a portion of the amount of the appearance bond to the obligor if the defendant is returned to custody within the following number of days after judgment is entered, as follows:*

(A) *90% if the defendant is returned to custody within 90 days;*

(B) *75% if the defendant is returned to custody within 91 to 180 days;*
and

(C) *50% if the defendant is returned to custody within 181 to 270 days.*

Sec. 9. K.S.A. 2024 Supp. 22-2809b is hereby amended to read as follows: 22-2809b. (a) As used in this section:

(1) "Compensated surety" means any person who or entity that is organized under the laws of the state of Kansas that, as surety, issues appearance bonds for compensation, posts bail for four or more persons in a calendar year, is responsible for any forfeiture and is liable for appearance bonds written by such person's or entity's authorized agents. A "compensated surety" is either an insurance agent surety, a property surety or a bail agent.

(2) "Insurance agent surety" means a compensated surety licensed by the insurance commissioner to issue surety bonds or appearance bonds in this state and who represents an authorized insurance company. An "insurance agent surety" may have other insurance agent sureties working with or for such surety.

(3) "Property surety" means a compensated surety who secures appearance bonds by property pledged as security. A "property surety" may be a person or entity and may authorize bail agents to act on behalf of the "property surety" in writing appearance bonds.

(4) "Bail agent" means a person authorized by a compensated surety to execute surety bail bonds on such surety's behalf.

(5) "Appearance bond premium" means the fee charged by a compensated surety for posting an appearance bond.

(b) Every compensated surety shall submit an application to the chief judge of the judicial district, or the chief judge's designee, in each judicial district where such surety seeks to act as a surety. A compensated surety shall not act as a surety in such judicial district prior to approval of such application.

(1) The application shall include, but is not limited to, the following information for each insurance agent surety, property surety or bail agent:

(A) A copy of the applicant's Kansas driver's license or nondriver's identification card;

(B) a statement, made under penalty of perjury, that the applicant is a resident of this state and is not prohibited by K.S.A. 22-2809a(c), and amendments thereto, from acting as a surety; and

(C) a certificate of continuing education compliance in accordance with subsection (g).

(2) The application for each insurance agent surety also shall include:

(A) A copy of the qualifying power of attorney certificates issued to such surety by any insurance company;

(B) a current and valid certificate of license from the insurance department; and

(C) a current and valid certificate of authority from the insurance department.

(3) The application for each property surety also shall include:

(A) A list of all bail agents authorized by such property surety to write appearance bonds on such property surety's behalf and all documentation from such bail agents demonstrating compliance with subsection (b)(1); and

(B) an affidavit describing the property by which such property surety proposes to justify its obligations and the encumbrances thereon, and all such surety's other liabilities. The description shall include a valuation of the property described therein. If the valuation is not readily evident, an appraisal of the property may be required and, if required, shall be incorporated into the affidavit.

(4) The chief judge of the judicial district may require, as a qualification for initial or continued authorization in the judicial district, a compensated surety to submit to a state and national criminal history record check. The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or any other jurisdiction. The chief judge or the chief judge's designee is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The chief judge or the chief judge's designee may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the individual and for making an official determination of the qualifications for authorization in the judicial district. Disclosure or use of any information received by the chief judge or the chief judge's designee for any purpose other than the purposes provided for in this paragraph shall be a class A nonperson misdemeanor. The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check, and the individual seeking initial or continued authorization under

this section shall pay the costs of fingerprinting and the state and national criminal history record check.

(c) A property surety authorized to act as a surety in a judicial district pursuant to subsection (b) shall be allowed outstanding appearance bonds in the state of Kansas not to exceed an aggregate amount that is 15 times the valuation of the property described in subsection (b)(3). Such property surety shall not write any single appearance bond that exceeds 35% of the total valuation of the property described in subsection (b)(3).

(d) (1) A compensated surety shall:

(A) Charge a minimum appearance bond premium of 10% of the face amount of the appearance bond;

(B) only post a bond after the compensated surety has received at least $\frac{1}{2}$ of the required minimum appearance bond premium in one of the following forms:

(i) Currency of the United States paid to the compensated surety prior to the execution of an appearance bond;

(ii) a check delivered to a compensated surety that shall be properly payable when delivered and promptly deposited in the compensated surety's bank account;

(iii) a credit or debit card transaction if the compensated surety obtains authorization from the card issuer for the amount due and an approval number from the card issuer; or

(iv) a bank or wire transfer or other electronic funds transfer including, but not limited to, peer-to-peer transfer, if such transfer occurs prior to the execution of the appearance bond; and

(C) be physically present when the bond is posted and sign the bond at the jail.

(2) A compensated surety shall enter into a premium financing agreement for any unpaid minimum appearance bond premium amount. *A compensated surety shall not provide a loan for the portion of the minimum appearance bond premium required by subsection (d) (1)(B). A compensated surety shall not be an owner, in whole or in part, or in any way affiliated with any financial institution making loans for the portion of the minimum appearance bond premium required by subsection (d)(1)(B).*

(e) (1) Each judicial district may, by local rule, require additional information from any compensated surety and establish what property is acceptable for bonding purposes under subsection (b)(3).

(2) A judicial district shall not require any compensated surety to apply for authorization in such judicial district more than once per year, but may require additional reporting from any compensated surety in its discretion. If the judicial district does not require an annual application, each

compensated surety or bail agent shall provide a certificate of continuing education compliance in accordance with subsection (g) to the judicial district each year.

(3) A judicial district shall not decline authorization for a compensated surety solely on the basis of type of compensated surety.

(f) (1) Nothing in this section shall be construed to require the chief judge of the judicial district, or the chief judge's designee, to authorize any compensated surety to act as a surety in such judicial district if the judge or designee finds, in such person's discretion, that such authorization is not warranted.

(2) (A) If such authorization is granted, the chief judge of the judicial district, or the chief judge's designee, may terminate or suspend the authorization at any time. Reasons for terminating or suspending such authorization include, but are not limited to:

- (i) Filing false statements with the court;
- (ii) failing to charge the minimum appearance bond premium as required by this section;
- (iii) paying a fee or rebate or giving or promising anything of value to a jailer, law enforcement officer, any person who has the power to arrest or hold a person in custody or any public official or employee in order to secure a settlement, compromise, remission or reduction of the amount of any appearance bond, forfeiture or estreatment, or to secure or delay an appearance bond;
- (iv) paying a fee or rebate or giving or promising anything of value, other than reward payments for information relating to the apprehension of fugitives, to an inmate in exchange for a business referral;
- (v) requiring or accepting anything of value from a principal other than the appearance bond premium, except that the compensated surety may accept collateral security or other indemnity to secure the face amount of the bond;
- (vi) intentionally failing to promptly return collateral security to the principal when the principal is entitled to return of such security;
- (vii) knowingly employing or otherwise compensating for any appearance bond related work, any person who has been convicted of a felony unless such conviction has been expunged, other than reward payments for information relating to the apprehension of fugitives; or
- (viii) failing to pay any forfeiture judgment within 30 days of the filing of the journal entry of judgment.

(B) The judge or the judge's designee may investigate claims of violations described in subparagraph (A). If the chief judge makes a finding that a violation has occurred, the chief judge may suspend or terminate the authorization of the compensated surety.

(C) If the authorization is suspended for 30 days or more, the chief

judge shall make a record describing the length of the suspension and the underlying cause and provide such record to the surety. Such surety, upon request, shall be entitled to a hearing within 30 days after the suspension is ordered.

(D) If the authorization is terminated, the chief judge shall make a record describing the underlying cause and provide such record to the surety. Such surety, upon request, shall be entitled to a hearing within 30 days after the termination is ordered.

(3) If an authorized compensated surety does not comply with the continuing education requirements in subsection (g), the chief judge of the judicial district, or the chief judge's designee, may allow a conditional authorization to continue acting as a surety for 90 days. If such compensated surety does not comply with the continuing education requirements in subsection (g) within 90 days, such conditional authorization shall be terminated and such compensated surety shall not act as a surety in such judicial district.

(g) (1) Every compensated surety shall obtain at least eight hours of continuing education credits during each 12-month period.

(2) The Kansas bail agents association shall either provide or contract for a minimum of eight hours of continuing education classes to be held at least once annually in each congressional district and may provide additional classes in its discretion. The chief judge in each judicial district may provide a list of topics to be covered during the continuing education classes. A schedule of such classes shall be publicly available. The association shall not charge more than \$300 annually for the eight hours of continuing education classes, and the cost of any class with less than eight hours of continuing education may be prorated accordingly. Any fee charged for attending continuing education classes shall not be increased or decreased based upon a compensated surety's membership or lack of membership in the association.

(3) Upon completion of at least eight hours of continuing education credits during each 12-month period by a compensated surety, the Kansas bail agents association shall issue a certificate of continuing education compliance to such surety. The certificate shall be prepared and delivered to the compensated surety within 30 days of such surety's completion of the continuing education requirements. The certificate shall show in detail the dates and hours of each course attended, along with the signature of the Kansas bail agents association official attesting that all continuing education requirements have been completed.

(4) Any continuing education credits used to comply with conditional authorization pursuant to subsection (f)(3) shall not be applied towards compliance in the current 12-month period or any subsequent 12-month period.

Sec. 10. K.S.A. 21-5510, 21-5611, 22-2302, 22-2502, 22-2802, 22-2803 and 22-2807 and K.S.A. 2024 Supp. 21-6101 and 22-2809b are hereby repealed.

Sec. 11. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 121

SENATE BILL No. 204

AN ACT concerning courts; relating to county law libraries; providing that the attorney members of the board of trustees of the county law library in certain counties shall be appointed by the chief judge of the judicial district; allowing the board to authorize the chief judge to use certain fees for the purpose of facilitating and enhancing functions of the district court of the county; relating to records in criminal and juvenile offender cases; requiring the sealing of certain records related to case information, warrants and subpoenas; amending K.S.A. 20-3127 and K.S.A. 2024 Supp. 60-2617 and repealing the existing sections.

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

Section 1. K.S.A. 20-3127 is hereby amended to read as follows: 20-3127. (a) Except as provided further, all fees collected pursuant to K.S.A. 20-3126, and amendments thereto, shall be used to establish and maintain the county law library. A board of trustees, appointed as provided in this section, shall have the management and control of such library and shall use the fees paid for registration, and all other sums, books, or library materials or equipment donated or provided by law, for the purpose of establishing and maintaining such library. *Such library shall be established or maintained* in the county courthouse or other suitable place to be provided and maintained by the county commissioners of such county, including acquiring and maintaining materials and technology that may, at the discretion of the board of trustees, be loaned to library users for use outside the premises of the library. The district judge or district judges of the district court, members of the bar who have registered and paid the fee provided for in K.S.A. 20-3126, and amendments thereto, judges of all other courts in the county and county officials shall have the right to use the library in accordance with the rules and regulations established by the board of trustees. The board of trustees shall develop guidelines to provide members of the public reasonable access to the law library.

(b) (1) The board of trustees of any law library established or governed under this act in Johnson, Sedgwick and Douglas counties shall consist of the following five members:

(A) Two judges of the district court, appointed by a consensus of all judges of the district court in such county; and

(B) three members of such county's bar association, appointed by selection of the county bar association pursuant to the county bar association's bylaws for two-year terms.

(2) The board of trustees of the law library in all other counties shall consist of the district judge or judges of the district court presiding in such county and ~~not less fewer than two attorneys who shall be elected for two-year terms by a majority of the attorneys residing in the county reside in~~ *such county, appointed by the chief judge of the judicial district.*

(c) The clerk of the district court of the county shall be treasurer of the library and shall safely keep the funds of such library and disburse them as the trustees shall direct. The clerk shall be liable on an official bond for any failure, refusal or neglect in performing such duties.

(d) The board of county commissioners of any county designated an urban area pursuant to K.S.A. 19-2654, and amendments thereto, ~~where-
in in which~~ an election has been held to come under the provisions of this act is hereby authorized to appoint, by and with the advice and consent of the board of trustees of the law library of such county, a librarian, ~~who~~ *and library assistants as are necessary to perform the duties of administering the law library.* Such librarian shall act as custodian of the law library of such county and shall assist in the performance of the clerk's duties as treasurer thereof, ~~and such assistants as are necessary to perform the duties of administering the law of the~~ library. The librarian and any assistants so appointed shall be employees of the county under the supervision of the board of county commissioners, or the board's designated official, with the advice and recommendations of the board of trustees of the law library, and shall be subject to the personnel policies and procedures established by the board of county commissioners for all employees of the county. The librarian and any assistants shall receive as compensation such salaries and benefits as established by the law library board of trustees, subject to the approval of the board of county commissioners; ~~which.~~ *Such salaries and benefits* shall be payable from the general fund of the county, through the county payroll process, from funds budgeted and made available by the law library board of trustees for that purpose through the collection of fees or other funds authorized by this act.

(e) All attorneys registered under this act shall not be liable to pay any occupational tax or city license fees levied under the laws of this state by any municipality.

(f) (1) Except as provided by subsection (f)(2), the board of trustees of a county law library established pursuant to this section may authorize the chief judge of the judicial district to use fees collected pursuant to K.S.A. 20-3126 *and* 20-3129, and amendments thereto, for the purpose of facilitating and enhancing functions of the district court of the county. No judge shall participate in any decision made by the board of trustees of a county law library pursuant to this paragraph to authorize the chief judge of the judicial district to use fees collected pursuant to K.S.A. 20-3126 *and* 20-3129, and amendments thereto.

(2) The provisions of subsection (f)(1) shall not apply to the board of trustees of any law library established in Johnson and Sedgwick counties.

Sec. 2. K.S.A. 2024 Supp. 60-2617 is hereby amended to read as follows: 60-2617. (a) (1) *Upon filing of a criminal case or a case pursuant to the revised Kansas juvenile justice code in which an arrest warrant is*

being sought, the case shall be sealed by the court until such warrant has been executed or the request for such warrant is denied.

(2) *All subpoenas issued in a criminal case or a case pursuant to the revised Kansas juvenile justice code shall be sealed by the court and a subpoena shall only be unsealed if the court makes a finding that unsealing such subpoena is in the interest of justice.*

(3) *The provisions of this subsection shall apply retroactively to any case or warrant information or subpoenas that are currently pending.*

(4) *Nothing in this subsection shall:*

(A) *Prohibit disclosure of warrant information, subpoenas, returns of service or other case information to law enforcement for the purposes of executing a warrant or serving a subpoena; or*

(B) *apply to a warrant issued pursuant to K.S.A. 22-2807, and amendments thereto.*

(5) *As used in this subsection, “seal” means that no information related to a case or warrant, including the existence of such case or warrant, shall be made available to the public. Subpoenas and returns of service for subpoenas shall not be made available to the public.*

(b) In a civil or criminal case, the court, upon the court’s own motion, may hold a hearing or any party may request a hearing to seal or redact the court records or to close a court proceeding. Reasonable notice of a hearing to seal or redact court records or to close a court proceeding shall be given to all parties in the case. In a criminal case, reasonable notice of a hearing to seal or redact court records or to close a court proceeding shall also be given to the victim, if ascertainable.

~~(b)~~(c) After the hearing, the court may order the court files and records in the proceeding, or any part thereof, to be sealed or redacted or the court proceeding closed. If the court grants such an order, before closing proceedings or granting leave to file under seal, the court shall make and enter a written finding of good cause.

~~(c)~~(d) In granting the order, the court shall recognize that the public has a paramount interest in all that occurs in a case, whether at trial or during discovery and in understanding disputes that are presented to a public forum for resolution.

~~(d)~~(e) Good cause to close a proceeding or seal or redact records, whether upon the motion of a party, or on the court’s own motion, does not exist unless the court makes a finding on the record that there exists an identified safety, property or privacy interest of a litigant or a public or private harm that predominates the case and such interest or harm outweighs the strong public interest in access to the court record and proceedings.

~~(e)~~(f) Agreement of the parties shall be considered by the court but shall not constitute the sole basis for the sealing or redaction of court records or for closing the court proceeding.

~~(f)~~(g) The provisions of this section shall not apply to proceedings under the revised Kansas code for care of children, K.S.A. 38-2201 et seq., and amendments thereto, the revised Kansas juvenile justice code, K.S.A. 38-2301 et seq., and amendments thereto, the Kansas adoption and relinquishment act, K.S.A. 59-2111 et seq., and amendments thereto, to supreme court rules which allow motions, briefs, opinions and orders of the court to identify parties by initials or by familial relationship or to supreme court rules which require appellate court deliberations to be kept in strict confidence. Nothing in this section shall be construed to prohibit the issuance of a protective order pursuant to ~~subsection (c) of~~ K.S.A. 60-226(c), and amendments thereto.

~~(g)~~(h) The provisions of this section shall not preclude a court from allowing a settlement which includes a confidentiality clause to be filed under seal where the interests of justice would be served by such settlement being filed under seal.

Sec. 3. K.S.A. 20-3127 and K.S.A. 2024 Supp. 60-2617 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 122

SENATE BILL No. 237

AN ACT concerning the scrap metal theft reduction act; authorizing law enforcement officers to conduct investigations of violations of the act; amending K.S.A. 2024 Supp. 50-6,109a and repealing the existing section.

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

Section 1. K.S.A. 2024 Supp. 50-6,109a is hereby amended to read as follows: 50-6,109a. (a) *(1) Except as provided in paragraph (2), the attorney general is hereby given jurisdiction and authority over all matters involving the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act including to:*

(1)(A) Employ or appoint agents as necessary to implement, administer and enforce the act;

(2)(B) contract;

(3)(C) expend funds;

(4)(D) license and discipline;

(5)(E) investigate;

(6)(F) issue subpoenas;

(7)(G) keep statistics; and

(8)(H) conduct education and outreach programs to promote compliance with the act.

(2) Kansas law enforcement officers are hereby authorized to conduct investigations of violations of the scrap metal theft reduction act. Upon conclusion of an investigation, investigative reports shall be submitted to the attorney general regardless of whether any local action was taken as a result of such investigation.

(b) In accordance with the rules and regulations filing act, the attorney general is hereby authorized to adopt rules and regulations necessary to implement the provisions of the scrap metal theft reduction act.

(c) There is hereby established in the state treasury the scrap metal theft reduction fee fund to be administered by the attorney general. All moneys received by the attorney general from fees, charges or penalties collected under the provisions of the scrap metal theft reduction act shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, who shall deposit the entire amount thereof in the state treasury to the credit of the scrap metal theft reduction fee fund. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the attorney general or the attorney general's designee. All moneys credited to the scrap metal theft reduction fee fund shall be expended for the adminis-

tration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

(d) There is hereby established in the state treasury the scrap metal data repository fund to be administered by the director of the Kansas bureau of investigation. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the director of the Kansas bureau of investigation or the director's designee. All moneys credited to the scrap metal data repository fund shall be expended for the administration of the duties, functions and operating expenses incurred under the provisions of the scrap metal theft reduction act.

(e) The attorney general may transfer any moneys from the scrap metal theft reduction fee fund to the scrap metal data repository fund. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification to the director of the budget and the director of legislative research.

(f) On July 1, 2020, the Kansas bureau of investigation shall establish and maintain a database which shall be a central repository for the information required to be provided under K.S.A. 2024 Supp. 50-6,110, and amendments thereto. The database shall be maintained for the purpose of providing information to law enforcement and for any other purpose deemed necessary by the attorney general to implement and enforce the provisions of the scrap metal theft reduction act.

(g) The information maintained in such database by the Kansas bureau of investigation, or by any entity contracting with the Kansas bureau of investigation, submitted to, maintained or stored as part of the system may be provided to the attorney general and shall:

(1) Be confidential, shall only be used for investigatory, evidentiary or analysis purposes related to criminal violations of city, state or federal law and shall only be released to law enforcement in response to an official investigation or as permitted in subsection (f); and

(2) not be a public record and shall not be subject to the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto.

(h) On or before February 1, 2021, and annually on or before February 1 thereafter, the attorney general shall submit a report to the president of the senate, the speaker of the house of representatives and the standing committees on judiciary in the senate and the house of representatives on the implementation, administration and enforcement of the provisions of the scrap metal theft reduction act.

(i) Any entity contracting with the attorney general or the Kansas bureau of investigation to provide or maintain the database required by this section shall not require a scrap metal dealer to contract with such entity for the authority to release proprietary or confidential data, including, but

not limited to, customer information. Such entity shall not charge any fee to the scrap metal dealer as a condition of providing information to the database as required by the scrap metal theft reduction act, including, but not limited to, a fee for electronic submission of information.

(j) A scrap metal dealer providing information to the database as required by the scrap metal theft reduction act shall not be subject to civil liability for any claim arising from the negligence or omission by the state of Kansas or any contracting entity in the collection, storing or release of information provided by such scrap metal dealer to the database.

Sec. 2. K.S.A. 2024 Supp. 50-6,109a is hereby repealed.

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

Approved April 24, 2025.

CHAPTER 123

HOUSE BILL No. 2231

AN ACT concerning income taxation; relating to personal exemptions; providing an additional personal exemption for head of household tax filers; increasing the personal exemption for certain disabled veterans; relating to homestead property tax refund claims; modifying the definition of household income; relating to income and privilege taxes; providing for the apportionment of business income by the single sales factor and the apportionment of financial institution income by the receipts factor; providing for the apportionment pursuant to the three-factor test of a manufacturer who sells alcoholic liquor; requiring the use of single sales factor pursuant to the multistate tax compact; establishing deductions from income when using the single sales factor and receipts factor; providing for the decrease in corporate income tax rates; determining when sales other than tangible personal property are made in the state; excluding sales of a unitary business group of electric and natural gas public utilities; relating to property taxation; providing exemptions for certain personal property including watercraft, marine equipment, off-road vehicles, motorized bicycles and certain trailers; amending K.S.A. 79-213, 79-1129, 79-3279, 79-3287, 79-4301 and 79-5501 and K.S.A. 2024 Supp. 79-32,110, 79-32,113, 79-32,121 and 79-4508a and repealing the existing sections.

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

New Section 1. (a) At the end of fiscal year 2028, the director of the budget, in consultation with the director of legislative research, shall certify the amount of actual corporate income tax receipt revenues generated pursuant to K.S.A. 79-32,110(c), and amendments thereto, that is in excess of the prior fiscal year's corporate income tax receipts. The director of the budget shall transmit such certification to the secretary of revenue. Upon receipt of such certification, the secretary shall compute the reduction of the corporate income tax rate pursuant to K.S.A. 79-32,110(c), and amendments thereto. The certified amount shall be computed in dollars by the secretary for a reduction rounded down to the nearest 0.1% in the corporate income tax rate, if any, to go into effect for the next tax year that would reduce the corporate income tax rate in an amount approximately equal to the amount computed by the secretary. The secretary shall reduce the normal tax on corporations. Such rate reductions shall remain in effect unless further reduced pursuant to law.

(b) The secretary shall publish by October 1, 2028, the new income tax rates to take effect for all taxable years commencing after December 31, 2028.

New Sec. 2. (a) The following described property, to the extent herein specified, is hereby exempt from all property or ad valorem taxes levied under the laws of the state of Kansas:

- (1) Any off-road vehicle that is not operated upon any highway;
- (2) any motorized bicycle, electric-assisted bicycle, electric-assisted scooter, electric personal assistive mobility device and motorized wheelchair as such terms are defined in K.S.A. 8-126, and amendments thereto;

- (3) any trailer having a gross weight of 15,000 pounds or less that is used exclusively for personal use and not for the production of income; and
- (4) any marine equipment.
- (b) For purposes of this section:
 - (1) “Marine equipment” means any watercraft trailer designed to launch, retrieve, transport and store watercraft and any watercraft motor designed to operate watercraft on the water;
 - (2) “off-road motorcycle” means any motorcycle as defined in K.S.A. 8-126, and amendments thereto, that has been manufactured for off-road use only and is used exclusively off roads and highways; and
 - (3) “off-road vehicle” means:
 - (A) Any all-terrain vehicle, recreational off-highway vehicle and golf cart as such terms are defined in K.S.A. 8-126, and amendments thereto; and
 - (B) any off-road motorcycle and snowmobile.
 - (c) The provisions of this section shall apply to all taxable years commencing after December 31, 2025.

Sec. 3. K.S.A. 79-213 is hereby amended to read as follows: 79-213.

(a) Any property owner requesting an exemption from the payment of ad valorem property taxes assessed, or to be assessed, against their property shall be required to file an initial request for exemption, on forms approved by the state board of tax appeals and provided by the county appraiser.

(b) The initial exemption request shall identify the property for which the exemption is requested and state, in detail, the legal and factual basis for the exemption claimed.

(c) The request for exemption shall be filed with the county appraiser of the county where such property is principally located.

(d) After a review of the exemption request, and after a preliminary examination of the facts as alleged, the county appraiser shall recommend that the exemption request either be granted or denied, and, if necessary, that a hearing be held. If a denial is recommended, a statement of the controlling facts and law relied upon shall be included on the form.

(e) The county appraiser, after making such written recommendation, shall file the request for exemption and the recommendations of the county appraiser with the state board of tax appeals. With regard to a request for exemption from property tax pursuant to the provisions of K.S.A. 79-201g and 82a-409, and amendments thereto, not filed with the board of tax appeals by the county appraiser on or before the effective date of this act, if the county appraiser recommends the exemption request be granted, the exemption shall be provided in the amount recommended by the county appraiser and the county appraiser shall not file the request for exemption and recommendations of the county appraiser with the state

board of tax appeals. The county clerk or county assessor shall annually make such adjustment in the taxes levied against the real property as the owner may be entitled to receive under the provisions of K.S.A. 79-201g, and amendments thereto, as recommended by the county appraiser, beginning with the first period, following the date of issue of the certificate of completion on which taxes are regularly levied, and during the years which the landowner is entitled to such adjustment.

(f) Upon receipt of the request for exemption, the board shall docket the same and notify the applicant and the county appraiser of such fact.

(g) After examination of the request for exemption and the county appraiser's recommendation related thereto, the board may fix a time and place for hearing, and shall notify the applicant and the county appraiser of the time and place so fixed. A request for exemption pursuant to: (1) Section 13 of article 11 of the constitution of the state of Kansas; or (2) K.S.A. 79-201a *Second*, and amendments thereto, for property constructed or purchased, in whole or in part, with the proceeds of revenue bonds under the authority of K.S.A. 12-1740 through 12-1749, and amendments thereto, prepared in accordance with instructions and assistance which shall be provided by the department of commerce, shall be deemed approved unless scheduled for hearing within 30 days after the date of receipt of all required information and data relating to the request for exemption, and such hearing shall be conducted within 90 days after such date. Such time periods shall be determined without regard to any extension or continuance allowed to either party to such request. In any case where a party to such request for exemption requests a hearing thereon, the same shall be granted. Hearings shall be conducted in accordance with the provisions of the Kansas administrative procedure act. In all instances where the board sets a request for exemption for hearing, the county shall be represented by its county attorney or county counselor.

(h) Except as otherwise provided by subsection (g), in the event of a hearing, the same shall be originally set not later than 90 days after the filing of the request for exemption with the board.

(i) During the pendency of a request for exemption, no person, firm, unincorporated association, company or corporation charged with real estate or personal property taxes pursuant to K.S.A. 79-2004 and 79-2004a, and amendments thereto, on the tax books in the hands of the county treasurer shall be required to pay the tax from the date the request is filed with the county appraiser until the expiration of 30 days after the board issued its order thereon and the same becomes a final order. In the event that taxes have been assessed against the subject property, no interest shall accrue on any unpaid tax for the year or years in question nor shall the unpaid tax be considered delinquent from the date the request is filed with the county appraiser until the expiration of 30 days after the board

issued its order thereon. In the event the board determines an application for exemption is without merit and filed in bad faith to delay the due date of the tax, the tax shall be considered delinquent as of the date the tax would have been due pursuant to K.S.A. 79-2004 and 79-2004a, and amendments thereto, and interest shall accrue as prescribed therein.

(j) In the event the board grants the initial request for exemption, the same shall be effective beginning with the date of first exempt use except that, with respect to property the construction of which commenced not to exceed 24 months prior to the date of first exempt use, the same shall be effective beginning with the date of commencement of construction.

(k) In conjunction with its authority to grant exemptions, the board shall have the authority to abate all unpaid taxes that have accrued from and since the effective date of the exemption. In the event that taxes have been paid during the period where the subject property has been determined to be exempt, the board shall have the authority to order a refund of taxes for the year immediately preceding the year in which the exemption application is filed in accordance with subsection (a).

(l) The provisions of this section shall not apply to: (1) Farm machinery and equipment exempted from ad valorem taxation by K.S.A. 79-201j, and amendments thereto; (2) personal property exempted from ad valorem taxation by K.S.A. 79-215, and amendments thereto; (3) wearing apparel, household goods and personal effects exempted from ad valorem taxation by K.S.A. 79-201c, and amendments thereto; (4) livestock; (5) all property exempted from ad valorem taxation by K.S.A. 79-201d, and amendments thereto; (6) merchants' and manufacturers' inventories exempted from ad valorem taxation by K.S.A. 79-201m, and amendments thereto; (7) grain exempted from ad valorem taxation by K.S.A. 79-201n, and amendments thereto; (8) property exempted from ad valorem taxation by K.S.A. 79-201a *Seventeenth*, and amendments thereto, including all property previously acquired by the secretary of transportation or a predecessor in interest, which is used in the administration, construction, maintenance or operation of the state system of highways. The secretary of transportation shall at the time of acquisition of property notify the county appraiser in the county in which the property is located that the acquisition occurred and provide a legal description of the property acquired; (9) property exempted from ad valorem taxation by K.S.A. 79-201a *Ninth*, and amendments thereto, including all property previously acquired by the Kansas turnpike authority which is used in the administration, construction, maintenance or operation of the Kansas turnpike. The Kansas turnpike authority shall at the time of acquisition of property notify the county appraiser in the county in which the property is located that the acquisition occurred and provide a legal description of the property acquired; (10) aquaculture machinery and equipment exempted

from ad valorem taxation by K.S.A. 79-201j, and amendments thereto. As used in this section, “aquaculture” has the same meaning ascribed thereto by K.S.A. 47-1901, and amendments thereto; (11) Christmas tree machinery and equipment exempted from ad valorem taxation by K.S.A. 79-201j, and amendments thereto; (12) property used exclusively by the state or any municipality or political subdivision of the state for right-of-way purposes. The state agency or the governing body of the municipality or political subdivision shall at the time of acquisition of property for right-of-way purposes notify the county appraiser in the county in which the property is located that the acquisition occurred and provide a legal description of the property acquired; (13) machinery, equipment, materials and supplies exempted from ad valorem taxation by K.S.A. 79-201w, and amendments thereto; (14) vehicles owned by the state or by any political or taxing subdivision thereof and used exclusively for governmental purposes; (15) property used for residential purposes which is exempted pursuant to K.S.A. 79-201x, and amendments thereto, from the property tax levied pursuant to K.S.A. 72-5142, and amendments thereto; (16) from and after July 1, 1998, vehicles which are owned by an organization having as one of its purposes the assistance by the provision of transit services to the elderly and to disabled persons and which are exempted pursuant to K.S.A. 79-201 *Ninth*, and amendments thereto; (17) from and after July 1, 1998, motor vehicles exempted from taxation by K.S.A. 79-5107(e), and amendments thereto; (18) commercial and industrial machinery and equipment exempted from property or ad valorem taxation by K.S.A. 79-223, and amendments thereto; (19) telecommunications machinery and equipment and railroad machinery and equipment exempted from property or ad valorem taxation by K.S.A. 79-224, and amendments thereto; (20) property exempted from property or ad valorem taxation by K.S.A. 79-234, and amendments thereto; (21) recreational vehicles exempted from property or ad valorem taxation by K.S.A. 79-5121(e), and amendments thereto; (22) property acquired by a land bank exempt from property or ad valorem taxation pursuant to K.S.A. 12-5909 or K.S.A. 19-26,111, and amendments thereto; ~~and~~ (23) property belonging exclusively to the United States and exempted from ad valorem taxation by K.S.A. 79-201a *First*, and amendments thereto, except that the provisions of this subsection (1)(23) shall not apply to any such property that the congress of the United States has expressly declared to be subject to state and local taxation; (24) *watercraft exempted from property or ad valorem taxation by K.S.A. 79-5501, and amendments thereto; and* (25) *property exempted from property or ad valorem taxation by section 2, and amendments thereto.*

(m) The provisions of this section shall apply to property exempt pursuant to the provisions of section 13 of article 11 of the constitution of the state of Kansas.

(n) The provisions of subsection (k) as amended by this act shall be applicable to all exemption applications filed in accordance with subsection (a) after December 31, 2001.

(o) No exemption authorized by K.S.A. 79-227, and amendments thereto, of property from the payment of ad valorem property taxes assessed shall be granted unless the requesting property owner files an initial request for exemption pursuant to this section within two years of the date in which construction of a new qualifying pipeline property began. The provisions of this subsection shall be applicable to all requests for exemptions filed in accordance with subsection (a) after June 30, 2017.

Sec. 4. K.S.A. 79-1129 is hereby amended to read as follows: 79-1129. (a) Except as otherwise specifically provided, a financial institution whose business activity is taxable both within and without this state shall allocate and apportion its net income as provided in this act. All items of nonbusiness income, income which is not includable in the apportionable income tax base, shall be allocated pursuant to the provisions of K.S.A. 79-3274 through 79-3278 and amendments thereto. A financial institution organized under the laws of a foreign country, the commonwealth of Puerto Rico, or a territory or possession of the United States whose effectively connected income, as defined under the federal internal revenue code, is taxable both within this state and within another state, other than the state in which it is organized, shall allocate and apportion its net income as provided in this act and its apportionment factors shall include the part of its property, payroll and receipts that is related to its apportionable income.

(b) *(1) For taxable years commencing prior to January 1, 2027, all business income shall be apportioned as follows:*

All business income, income which is includable in the apportionable income tax base, shall be apportioned to this state by multiplying such income by the apportionment percentage. The apportionment percentage is determined by adding the taxpayer's receipts factor, as described in K.S.A. 79-1130, *and amendments thereto*, property factor, as described in K.S.A. 79-1131, *and amendments thereto*, and payroll factor, as described in K.S.A. 79-1132, *and amendments thereto*, together and dividing the sum by three. If one of the factors is missing, the two remaining factors are added and the sum is divided by two. If two of the factors are missing, the remaining factor is the apportionment percentage. A factor is missing if both its numerator and denominator are zero, but it is not missing merely because its numerator is zero.

(2) For tax years commencing on or after January 1, 2027, all business income shall be apportioned to this state by multiplying the business income by the receipts factor.

(c) Each factor shall be computed according to the method of accounting, cash or accrual basis, used by the taxpayer for the taxable year.

(d) If the allocation and apportionment provisions of this act do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the secretary of revenue may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

- (1) Separate accounting;
- (2) the exclusion of any one or more of the factors;
- (3) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or
- (4) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

(e) In the event a combined report is utilized to determine the Kansas income attributable to a unitary group of financial institutions, the financial institutions in the combined group shall include only those institutions which have a branch or office in Kansas.

(f) (1) *There shall be allowed as a deduction an amount computed in accordance with this subsection.*

(2) *As of July 1, 2025, only publicly traded companies, including affiliated corporations participating in the filing of a publicly traded company's financial statements prepared in accordance with generally accepted accounting principles, shall be eligible for this deduction.*

(3) *If the provisions of this section result in an aggregate increase in the taxpayer's net deferred tax liability or an aggregate decrease in the taxpayer's net deferred tax asset, or an aggregate change from a net deferred tax asset to a net deferred tax liability, the taxpayer shall be entitled to a deduction, as determined in this subsection. For the purposes of this section, the term "taxpayer" includes a unitary group of businesses that is required to file a combined report. The deferred tax impact deduction provided under this section for a unitary group of businesses that is required to file a combined report shall be calculated using unitary net deferred tax assets and liabilities and deducted against unitary group income.*

(4) *A taxpayer shall be entitled to a deferred tax impact deduction from the taxpayer's net business income before apportionment equal to the amount necessary to offset the increase in the net deferred tax liability or decrease in the net deferred tax asset, or aggregate change from a net deferred tax asset to a net deferred tax liability. Such increase in the net deferred tax liability, decrease in the net deferred tax asset or the aggregate change from a net deferred tax asset to a net deferred tax liability shall be computed based on the change that would result from the imposition of the single sales factor requirements pursuant to this section, excluding the deduction provided under this paragraph, as of the end of the tax year prior to tax year 2025. The amount of the deduction shall equal the annual deferred tax deduction amount set forth in paragraph (5).*

(5) *The annual deferred tax deduction amount shall be calculated as follows:*

(A) *The deferred tax impact determined in paragraph (4) shall be divided by the privilege tax rate in effect for the tax year pursuant to K.S.A. 79-1107 and 79-1108, and amendments thereto;*

(B) *the resulting amount shall be further divided by the Kansas apportionment factor that was used by the taxpayer in the calculation of the deferred tax assets and deferred tax liabilities as provided in this subsection; and*

(C) *the result multiplied by $\frac{1}{10}$ shall represent the total net deferred tax deduction available for the first tax year beginning on or after January 1, 2035, and the next nine successive tax years.*

(6) *The deduction calculated under paragraph (5) shall not be adjusted as a result of any events subsequent to such calculation, including, but not limited to, any disposition or abandonment of assets. Such deduction shall be calculated without regard to any tax liabilities under the federal internal revenue code and shall not alter the tax basis of any asset. If the deduction under this section is greater than the taxpayer's net business income before apportionment, any excess deduction shall be carried forward and applied as a deduction for future tax years until fully utilized.*

(7) *At the discretion of the taxpayer, the taxpayer shall be allowed to claim other available tax credits before claiming the deferred tax deduction calculated under this section. Any deferred tax deduction calculated under this section not claimed on a return shall be carried forward and applied as a deduction for future tax years until fully utilized.*

(8) *Any taxpayer intending to claim a deduction under this subsection shall file a statement with the secretary on or before July 1, 2027, specifying the total amount of the deduction that the taxpayer claims. The statement shall be made on such form and in such manner as prescribed by the secretary and shall contain such information or calculations as the secretary may specify. No deduction shall be allowed under this section for any taxable year except to the extent claimed in the manner prescribed on or before July 1, 2027.*

(9) *For purposes of this subsection:*

(A) *"Net deferred tax liability" means deferred tax liabilities that exceed the deferred tax assets of the taxpayer, as computed in accordance with generally accepted accounting principles.*

(B) *"Net deferred tax asset" means that deferred tax assets exceed the deferred tax liabilities of the taxpayer, as computed in accordance with generally accepted accounting principles.*

Sec. 5. K.S.A. 79-3279 is hereby amended to read as follows: 79-3279.

(a) *For tax years commencing before January 1, 2027, all business income of railroads and interstate motor carriers of persons or property for hire for*

hire shall be apportioned to this state by multiplying the business income by a fraction, in the case of railroads, the numerator of which is the freight car miles in this state and the denominator of which is the freight car miles everywhere, and, in the case of interstate motor carriers, the numerator of which is the total number of miles operated in this state and the denominator of which is the total number of miles operated everywhere.

(b) *For tax years commencing before January 1, 2027*, all business income of any other taxpayer shall be apportioned to this state by one of the following methods:

(1) By multiplying the business income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three; or

(2) at the election of a qualifying taxpayer, by multiplying the business income by a fraction, the numerator of which is the property factor plus the sales factor, and the denominator of which is two.

(A) For purposes of this subsection (b)(2), a qualifying taxpayer is any taxpayer whose payroll factor for a taxable year exceeds 200% of the average of the property factor and the sales factor. Whenever two or more corporations are engaged in a unitary business and required to file a combined report, the fraction comparison provided by this subsection (b)(2) shall be calculated by using the payroll factor, property factor and sales factor of the combined group of unitary corporations.

(B) An election under this subsection (b)(2) shall be made by including a statement with the original tax return indicating that the taxpayer elects to apply the apportionment method under this subsection (b)(2). The election shall be effective and irrevocable for the taxable year of the election and the following nine taxable years. The election shall be binding on all members of a unitary group of corporations. Notwithstanding the above, the secretary of revenue may upon the request of the taxpayer, grant permission to terminate the election under this subsection (b)(2) prior to expiration of the ten-year period.

(3) At the election of a qualifying telecommunications company, by multiplying the business income by a fraction, the numerator of which is the information carrying capacity of wire and fiber optic cable available for use in this state, and the denominator of which is the information carrying capacity of wire and fiber optic cable available for use everywhere during the tax year.

(A) For purposes of this subsection (b)(3), a qualifying telecommunications company is a telecommunications company that is a qualifying taxpayer under ~~paragraph (A) of subsection (b)(2)~~ (b)(2)(A).

(B) A qualifying telecommunications company shall make the election under this subsection (b)(3) ~~paragraph (B) of subsection (b)(2)~~ in the same manner as provided under ~~paragraph (B) of subsection (b)(2)~~ (b)(2)(B).

(4) At the election of a distressed area taxpayer, by multiplying the business income by the sales factor. The election shall be made by including a statement with the original tax return indicating that the taxpayer elects to apply this apportionment method. The election may be made only once, it must be made on or before December 31, 1999 and it shall be effective for the taxable year of the election and the following nine taxable years for so long as the taxpayer maintains the payroll amount prescribed by ~~subsection (j) of K.S.A. 79-3271(j)~~, and amendments thereto.

(5) At the election of the taxpayer made at the time of filing of the original return, the qualifying business income of any investment funds service corporation organized as a corporation or S corporation which maintains its primary headquarters and operations or is a branch facility that employs at least 100 individuals on a full-time equivalent basis in this state and has any investment company fund shareholders resided in this state shall be apportioned to this state as provided in this subsection, as follows:

(A) By multiplying the investment funds service corporation's qualifying business income from administration, distribution and management services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year.

(B) A separate computation shall be made to determine the qualifying business income from each fund of each investment company. The qualifying business income from each investment company shall be multiplied by the fraction calculated pursuant to paragraph (A) for each fund of such investment company.

(C) The qualifying portion of total business income of an investment funds service corporation shall be determined by multiplying such total business income by a fraction, the numerator of which is the gross receipts from the provision of management, distribution and administration services to or on behalf of an investment company, and the denominator of which is the gross receipts of the investment funds service company. To the extent an investment funds service corporation has business income that is not qualifying business income, such business income shall be apportioned to this state pursuant to subsection (b)(1).

(D) For tax year 2002, the tax liability of an investment funds service corporation that has elected to apportion its business income pursuant

to paragraph (5) shall be increased by an amount equal to 50% of the difference of the amount of such tax liability if determined pursuant to subsection (b)(1) less the amount of such tax liability determined with regard to paragraph (5).

(E) When an investment funds service corporation is part of a unitary group, the business income of the unitary group attributable to the investment funds service corporation shall be determined by multiplying the business income of the unitary group by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three. The property factor is a fraction, the numerator of which is the average value of the investment funds service corporation's real and tangible personal property owned or rented and used during the tax period and the denominator of which is the average value of the unitary group's real and tangible personal property owned or rented and used during the tax period. The payroll factor is a fraction, the numerator of which is the total amount paid during the tax period by the investment funds service corporation for compensation, and the denominator of which is the total compensation paid by the unitary group during the tax period. The sales factor is a fraction, the numerator of which is the total sales of the investment funds service corporation during the tax period, and the denominator of which is the total sales of the unitary group during the tax period.

(F) A taxpayer seeking to make the election available pursuant to subsection (b)(5) of K.S.A. 79-3279, and amendments thereto, shall only be eligible to continue to make such election if the taxpayer maintains at least 95% of the Kansas employees in existence at the time the taxpayer first makes such an election.

(6) At the election of a qualifying taxpayer, by multiplying such taxpayer's business income by the sales factor. The election shall be made by including a statement with the original tax return indicating that the taxpayer elects to apply this apportionment method. The election may be made only once and must be made on or before the last day of the taxable year during which the investment described in paragraph (A) is placed in service, but not later than December 31, 2009, and it shall be effective for the taxable year of the election and the following nine taxable years or for so long as the taxpayer maintains the wage requirements set forth in paragraph (A). If the qualifying taxpayer is a member of a unitary group of corporations, all other members of the unitary group doing business within this state shall apportion their business income to this state pursuant to subsection (b)(1).

(A) For purposes of this subsection, a qualifying taxpayer is any taxpayer making an investment of \$100,000,000 for construction in Kansas of a new business facility identified under the North American industry

classification system (NAICS) subsectors of 31-33, as assigned by the secretary of the department of labor, employing 100 or more new employees at such facility after July 1, 2007, and prior to December 31, 2009, and meeting the following requirements for paying such employees higher-than-average wages within the wage region for such facility:

(i) The taxpayer's new Kansas business facility with 500 or fewer full-time equivalent employees will provide an average wage that is above the average wage paid by all Kansas business facilities that share the same assigned NAICS category used to develop wage thresholds and that have reported 500 or fewer employees to the Kansas department of labor on the quarterly wage reports;

(ii) the taxpayer's new Kansas business facility with 500 or fewer full-time equivalent employees is the sole facility within its assigned NAICS category that has reported wages for 500 or fewer employees to the Kansas department of labor on the quarterly wage reports;

(iii) the taxpayer's new Kansas business facility with more than 500 full-time equivalent employees will provide an average wage that is above the average wage paid by all Kansas business facilities that share the same assigned NAICS category used to develop wage thresholds and that have reported more than 500 employees to the Kansas department of labor on the quarterly wage reports;

(iv) the taxpayer's new Kansas business facility with more than 500 full-time equivalent employees is the sole facility within its assigned NAICS category that has reported wages for more than 500 employees to the Kansas department of labor on the quarterly wage reports, in which event it shall either provide an average wage that is above the average wage paid by all Kansas business facilities that share the same assigned NAICS category and that have reported wages for 500 or fewer employees to the Kansas department of labor on the quarterly wage reports, or be the sole Kansas business facility within its assigned NAICS category that has reported wages to the Kansas department of labor on the quarterly wage reports;

(v) the number of NAICS digits to use in developing each set of wage thresholds for comparison purposes shall be determined by the secretary of commerce;

(vi) the composition of wage regions used in connection with each set of wage thresholds shall be determined by the secretary of commerce; and

(vii) alternatively, a taxpayer may wage-qualify its new Kansas business facility if, after excluding the headcount and wages reported on the quarterly wage reports to the Kansas department of labor for employees at that new Kansas business facility who own five percent or more equity in the taxpayer, the average wage calculated for the taxpayer's new Kansas

business facility is greater than or equal to 1.5 times the aggregate state-wide average wage paid by industries covered by the employment security law based on data maintained by the secretary of labor.

(B) For the purposes of the wage requirements in paragraph (A), the number of full-time equivalent employees shall be determined by dividing the number of hours worked by part-time employees during the pertinent measurement interval by an amount equal to the corresponding multiple of a 40-hour work week and adding the quotient to the average number of full-time employees.

(C) When the qualifying taxpayer is part of a unitary group, the business income of the unitary group attributable to the qualifying taxpayer shall be determined by multiplying the business income of the unitary group by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three. The property factor is a fraction, the numerator of which is the average value of the qualifying taxpayer's real and tangible personal property owned or rented and used during the tax period and the denominator of which is the average value of the unitary group's real and tangible personal property owned or rented and used during the tax period. The payroll factor is a fraction, the numerator of which is the total amount paid during the tax period by the qualifying taxpayer for compensation, and the denominator of which is the total compensation paid by the unitary group during the tax period. The sales factor is a fraction, the numerator of which is the total sales of the qualifying taxpayer during the tax period, and the denominator of which is the total sales of the unitary group during the tax period.

(D) For purposes of this subsection, the secretary of revenue, upon a showing of good cause and after receiving a certification by the secretary of commerce of substantial compliance with provisions of this subsection (b)(6), may extend any required performance date provided in this subsection (b)(6) for a period not to exceed six months.

(c) For tax years commencing on or after January 1, 2027, all business income shall be apportioned to this state by multiplying the business income by the sales factor.

(d) Any taxpayer having previously made an election pursuant to subsection (b)(2) shall be permitted to apportion income through the use of the single sales factor.

(e) (1) There shall be allowed as a deduction an amount computed in accordance with this subsection.

(2) As of July 1, 2025, only publicly traded companies, including affiliated corporations participating in the filing of a publicly traded company's financial statements prepared in accordance with generally accepted accounting principles, shall be eligible for this deduction.

(3) *If the provisions of this section result in an aggregate increase in the taxpayer's net deferred tax liability or an aggregate decrease in the taxpayer's net deferred tax asset, or an aggregate change from a net deferred tax asset to a net deferred tax liability, the taxpayer shall be entitled to a deduction, as determined in this subsection. For the purposes of this section, the term "taxpayer" includes a unitary group of businesses that is required to file a combined report. The deferred tax impact deduction provided under this section for a unitary group of businesses that is required to file a combined report shall be calculated using unitary net deferred tax assets and liabilities and deducted against unitary group income.*

(4) *A taxpayer shall be entitled to a deferred tax impact deduction from the taxpayer's net business income before apportionment equal to the amount necessary to offset the increase in the net deferred tax liability or decrease in the net deferred tax asset, or aggregate change from a net deferred tax asset to a net deferred tax liability. Such increase in the net deferred tax liability, decrease in the net deferred tax asset or the aggregate change from a net deferred tax asset to a net deferred tax liability shall be computed based on the change that would result from the imposition of the single sales factor requirements pursuant to this section, excluding the deduction provided under this paragraph, as of the end of the tax year prior to tax year 2025. The amount of the deduction shall equal the annual deferred tax deduction amount set forth in paragraph (5).*

(5) *The annual deferred tax deduction amount shall be calculated as follows:*

(A) *The deferred tax impact determined in paragraph (4) shall be divided by the income tax rate for corporations in effect for the tax year pursuant to K.S.A. 79-32,110, and amendments thereto;*

(B) *the resulting amount shall be further divided by the Kansas apportionment factor that was used by the taxpayer in the calculation of the deferred tax assets and deferred tax liabilities as provided in this subsection; and*

(C) *the result multiplied by $\frac{1}{10}$ shall represent the total net deferred tax deduction available for the first tax year beginning on or after January 1, 2035, and the next nine successive tax years.*

(6) *The deduction calculated under paragraph (5) shall not be adjusted as a result of any events subsequent to such calculation, including, but not limited to, any disposition or abandonment of assets. Such deduction shall be calculated without regard to any tax liabilities under the federal internal revenue code and shall not alter the tax basis of any asset. If the deduction under this section is greater than the taxpayer's net business income before apportionment, any excess deduction shall be carried forward and applied as a deduction for future tax years until fully utilized.*

(7) *At the discretion of the taxpayer, the taxpayer shall be allowed to claim other available tax credits before claiming the deferred tax deduction calculated under this section. Any deferred tax deduction calculated under this section not claimed on a return shall be carried forward and applied as a deduction for future tax years until fully utilized.*

(8) *Any taxpayer intending to claim a deduction under this subsection shall file a statement with the secretary on or before July 1, 2027, specifying the total amount of the deduction that the taxpayer claims on such form and in such manner as prescribed by the secretary and shall contain such information or calculations as the secretary may specify. No deduction shall be allowed under this section for any taxable year except to the extent claimed in the manner prescribed on or before July 1, 2027.*

(9) *For purposes of this subsection:*

(A) *“Net deferred tax liability” means deferred tax liabilities that exceed the deferred tax assets of the taxpayer, as computed in accordance with generally accepted accounting principles.*

(B) *“Net deferred tax asset” means that deferred tax assets exceed the deferred tax liabilities of the taxpayer, as computed in accordance with generally accepted accounting principles.*

(f) *Any manufacturer of alcoholic liquor as defined in K.S.A. 41-102, and amendments thereto, who sells to a distributor as defined in K.S.A. 41-102, and amendments thereto, shall be apportioned to this state by multiplying the business income by a fraction, the numerator of which is the property factor plus the payroll factor and the sales factor, and the denominator of which is three.*

Sec. 6. K.S.A. 79-3287 is hereby amended to read as follows: 79-3287. Sales, other than sales of tangible personal property, are in this state if:

(a) ~~the income-producing activity is performed in this state; or~~

~~(b) the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance~~
For tax years commencing before January 1, 2027:

(1) *The income-producing activity is performed in this state; or*

(2) *the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance; and*

(b) *for tax years commencing after December 31, 2026, the taxpayer’s market for the sales is in this state. The taxpayer’s market for the sales is in this state if:*

(1) *In the case of sale of a service, if and to the extent that the service is delivered to a location in this state;*

(2) *in the case of intangible property, such property is:*

(A) *Rented, leased or licensed, if and to the extent that the property is used in this state, if that intangible property utilized in marketing a good or service to a consumer is used in this state, provided that such good or service is purchased by a consumer who is in this state; or*

(B) *that is sold, if and to the extent the property is used in this state, if:*

(i) *A contract right, government license or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is used in this state if the geographic area includes all or part of this state; or*

(ii) *net gains from intangible property sales that are contingent on the productivity, use or disposition of the intangible property shall be treated as receipts from the rental, lease or licensing of such intangible property under paragraph (2)(A);*

(3) *in the case of interest from a loan:*

(A) *Secured by real property, if and to the extent the property is located in this state; or*

(B) *not secured by real property, if and to the extent the borrower is located in this state; or*

(c) *in the case of dividends, if and to the extent the payor's commercial domicile is located in this state.*

(d) *If the state or states of assignment of receipts under subsection (a) (1) or (2) cannot be determined, the state or states of assignment shall be reasonably approximated. If the state or states of assignment of receipts or net gains cannot be reasonably approximated, such assignment of receipts shall be excluded from the denominator of the sales factor.*

(e) *Notwithstanding the provisions of this section, a communications service provider may assign sales, other than sales of tangible personal property, to this state pursuant to this section as it applied to tax years commencing before January 1, 2027.*

(f) *For purposes of this subsection:*

(A) *“Communications service” means telecommunications service as defined in K.S.A. 79-3602, and amendments thereto, internet access as defined in section 1105(5) of the internet tax freedom act, 47 U.S.C. § 151, note, and cable service as defined in 47 U.S.C. § 522(6), or any combination thereof.*

(B) *“Communications service provider” means any person, corporation, partnership or other entity that provides communications service in this state.*

Sec. 7. K.S.A. 2024 Supp. 79-32,110 is hereby amended to read as follows: 79-32,110. (a) *Resident individuals.* Except as otherwise provided by K.S.A. 79-3220(a), and amendments thereto, a tax is hereby imposed upon the Kansas taxable income of every resident individual, which tax shall be computed in accordance with the following tax schedules:

(1) *Married individuals filing joint returns.*

(A) For tax years 2018 through 2023:

If the taxable income is:	The tax is:
Not over \$30,000	3.1% of Kansas taxable income
Over \$30,000 but not over \$60,000	\$930 plus 5.25% of excess over \$30,000
Over \$60,000	\$2,505 plus 5.7% of excess over \$60,000

(B) For tax year 2024, and all tax years thereafter:

If the taxable income is:	The tax is:
Not over \$46,000	5.2% of Kansas taxable income
Over \$46,000	\$2,392 plus 5.58% of excess over \$46,000

(2) *All other individuals.*

(A) For tax years 2018 through 2023:

If the taxable income is:	The tax is:
Not over \$15,000	3.1% of Kansas taxable income
Over \$15,000 but not over \$30,000	\$465 plus 5.25% of excess over \$15,000
Over \$30,000	\$1,252.50 plus 5.7% of excess over \$30,000

(B) For tax year 2024, and all tax years thereafter:

If the taxable income is:	The tax is:
Not over \$23,000	5.2% of Kansas taxable income
Over \$23,000	\$1,196 plus 5.58% of excess over \$23,000

(b) *Nonresident individuals.* A tax is hereby imposed upon the Kansas taxable income of every nonresident individual, which tax shall be an amount equal to the tax computed under subsection (a) as if the nonresident were a resident multiplied by the ratio of modified Kansas source income to Kansas adjusted gross income.

(c) *Corporations.* A tax is hereby imposed upon the Kansas taxable income of every corporation doing business within this state or deriving income from sources within this state. Such tax shall consist of a normal tax and a surtax and shall be computed as follows unless otherwise modified pursuant to K.S.A. 2024 Supp. 74-50,321 and section 1, and amendments thereto:

(1) The normal tax shall be in an amount equal to 4% of the Kansas taxable income of such corporation; and

(2) the surtax shall be in an amount equal to 3% of the Kansas taxable income of such corporation in excess of \$50,000.

(d) *Fiduciaries.* A tax is hereby imposed upon the Kansas taxable income of estates and trusts at the rates provided in subsection (a)(2).

(e) Notwithstanding the provisions of subsections (a) and (b), for tax years 2018 through 2023, married individuals filing joint returns with taxable income of \$5,000 or less, and all other individuals with taxable income of \$2,500 or less, shall have a tax liability of zero.

Sec. 8. K.S.A. 2024 Supp. 79-32,113 is hereby amended to read as follows: 79-32,113. (a) A person or organization exempt from federal income taxation under the provisions of the federal internal revenue code shall also be exempt from the tax imposed by this act in each year in which such person or organization satisfies the requirements of the federal internal revenue code for exemption from federal income taxation. If the exemption applicable to any person or organization under the provisions of the federal internal revenue code is limited or qualified in any manner, the exemption from taxes imposed by this article shall be limited or qualified in a similar manner.

(b) Notwithstanding the provisions of subsection (a), the unrelated business taxable income, as computed under the provisions of the federal internal revenue code, of any person or organization otherwise exempt from the tax imposed by this act and subject to the tax imposed on unrelated business income by the federal internal revenue code shall be subject to the tax which would have been imposed by this act but for the provisions of subsection (a).

(c) In addition to the persons or organizations exempt from federal income taxation under the provision of the federal internal revenue code, there shall also be exempt from the tax imposed by this act, insurance companies, banks, trust companies, savings and loan associations, credit unions and any other organizations, entities or persons specifically exempt from Kansas income taxation under the laws of the state of Kansas.

(d) Notwithstanding the provisions of K.S.A. 79-32,110, and amendments thereto, the following entities shall be exempt from the tax imposed by the Kansas income tax act pursuant to K.S.A. 79-32,110, and amendments thereto:

(1) Any utility that is a cooperative as defined in K.S.A. 66-104d, and amendments thereto, or owned by one or more such cooperatives; and

(2) effective for tax years ending on or after January 1, 2021, every electric and natural gas public utility as defined in K.S.A. 66-104, and amendments thereto, that is subject to rate regulation by the state corporation commission.

(e) Every electric and natural gas public utility as defined in K.S.A.

66-104, and amendments thereto, not including any such utility that is a cooperative as defined in K.S.A. 66-104d, and amendments thereto, or owned by one or more such cooperatives shall:

(1) Not be permitted to be included in a consolidated or unitary combined return; ~~and~~

(2) except as provided in K.S.A. 2024 Supp. 66-1,239, and amendments thereto, not collect, as a component of such utility's retail rates, Kansas income tax expenses; *and*

(3) *exclude sales from the sales factor from sales to the affiliated utility by members in a unitary business group.*

Sec. 9. K.S.A. 2024 Supp. 79-32,121 is hereby amended to read as follows: 79-32,121. (a) ~~For tax year 2024, and all tax years thereafter, A~~ taxpayer shall be allowed a Kansas exemption as follows:

(1) In the case of married individuals filing a joint return, a personal exemption of \$18,320;

(2) in the case of all other individuals with a filing status of single, head of household or married filing separate, a personal exemption of \$9,160; and

(3) in addition to the amount allowed pursuant to paragraph (1) or (2), a personal exemption of \$2,320 for each dependent for which such taxpayer is entitled to a deduction for the taxable year for federal income tax purposes.

(b) In addition to the exemptions provided in subsection (a):

(1) *Any individual filing a federal income tax return under the status of head of household, as defined in 26 U.S.C. § 2(b), shall be allowed an additional Kansas exemption of \$2,320 for tax year 2024 and all tax years thereafter; and*

(2) any individual who has been honorably discharged from active service in any branch of the armed forces of the United States and who is certified by the United States department of veterans affairs or its successor to be in receipt of disability compensation at the 100% rate, if the disability is permanent and was sustained through military action or accident or resulted from disease contracted while in such active service, such individual shall be allowed an additional Kansas exemption of ~~\$2,250~~ \$2,320 for tax year ~~2023~~ 2025 and all tax years thereafter.

Sec. 10. K.S.A. 79-4301 is hereby amended to read as follows: 79-4301. "The multistate tax compact" is hereby enacted into law and entered into with all jurisdictions legally joining therein, in the form substantially as follows:

MULTISTATE TAX COMPACT

ARTICLE I.—Purposes

The purposes of this compact are to:

(1) Facilitate proper determination of state and local tax liability of multistate taxpayers, including the equitable apportionment of tax bases and settlement of apportionment disputes.

(2) Promote uniformity or compatibility in significant components of tax systems.

(3) Facilitate taxpayer convenience and compliance in the filing of tax returns and in other phases of tax administration.

(4) Avoid duplicative taxation.

ARTICLE II.—Definitions

As used in this compact:

(1) “State” means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.

(2) “Subdivision” means any governmental unit or special district of a state.

(3) “Taxpayer” means any corporation, partnership, firm, association, governmental unit or agency or person acting as a business entity in more than one state.

(4) “Income tax” means a tax imposed on or measured by net income including any tax imposed on or measured by an amount arrived at by deducting expenses from gross income, one or more forms of which expenses are not specifically and directly related to particular transactions.

(5) “Capital stock tax” means a tax measured in any way by the capital of a corporation considered in its entirety.

(6) “Gross receipts tax” means a tax, other than a sales tax, which is imposed on or measured by the gross volume of business, in terms of gross receipts or in other terms, and in the determination of which no deduction is allowed which would constitute the tax an income tax.

(7) “Sales tax” means a tax imposed with respect to the transfer for a consideration of ownership, possession or custody of tangible personal property or the rendering of services measured by the price of the tangible personal property transferred or services rendered and which is required by state or local law to be separately stated from the sales price by the seller, or which is customarily separately stated from the sales price, but does not include a tax imposed exclusively on the sale of a specifically identified commodity or article or class of commodities or articles.

(8) “Use tax” means a nonrecurring tax, other than a sales tax, which (a) is imposed on or with respect to the exercise or enjoyment of any right or power over tangible personal property incident to the ownership, possession or custody of that property or the leasing of that property from another including any consumption, keeping, retention, or other use of tangible personal property and (b) is complimentary to a sales tax.

(9) “Tax” means an income tax, capital stock tax, gross receipts tax, sales tax, use tax, and any other tax which has a multistate impact, except that the provisions of articles III, IV and V of this compact shall apply only to the taxes specifically designated therein and the provisions of article IX of this compact shall apply only in respect to determinations pursuant to article IV.

ARTICLE III.—Elements of Income Tax Laws

(1) *Taxpayer option, state and local taxes.* Any taxpayer subject to an income tax whose income is subject to apportionment and allocation for tax purposes pursuant to the laws of a party state or pursuant to the laws of subdivisions in two or more party states may elect to apportion and allocate his income in the manner provided by the laws of such state or by the laws of such states and subdivisions without reference to this compact, or may elect to apportion and allocate in accordance with article IV, *except that for tax years commencing on or after January 1, 2027, any taxpayer subject to the tax imposed by K.S.A. 79-32,110(c), and amendments thereto, shall apportion and allocate in accordance with article 32 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, and shall not apportion or allocate in accordance with article IV.* This election for any tax year may be made in all party states or subdivisions thereof or in any one or more of the party states or subdivisions thereof without reference to the election made in the others. For the purposes of this paragraph, taxes imposed by subdivisions shall be considered separately from state taxes and the apportionment and allocation also may be applied to the entire tax base. In no instance wherein article IV is employed for all subdivisions of a state may the sum of all apportionments and allocations to subdivisions within a state be greater than the apportionment and allocation that would be assignable to that state if the apportionment or allocation were being made with respect to a state income tax.

(2) *Taxpayer option, short form.* Each party state or any subdivision thereof which imposes an income tax shall provide by law that any taxpayer required to file a return, whose only activities within the taxing jurisdiction consist of sales and do not include owning or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within the state or subdivision, as the case may be, is not in excess of \$100,000 may elect to report and pay any tax due on the basis of a percentage of such volume, and shall adopt rates which shall produce a tax which reasonably approximates the tax otherwise due. The multistate tax commission, not more than once in five years, may adjust the \$100,000 figure in order to reflect such changes as may occur in the real value of the dollar, and such adjusted figure, upon adoption by the commission, shall replace the \$100,000 figure specifically provided herein. Each party state and subdivision thereof may make the same election available to taxpayers additional to those specified in this paragraph.

(3) *Coverage.* Nothing in this article relates to the reporting or payment of any tax other than in income tax.

ARTICLE IV.—Division of Income

(1) As used in this article, unless the context otherwise requires:

(a) “Business income” means income arising from transactions and activity in the regular course of the taxpayer’s trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer’s regular trade or business operations.

(b) “Commercial domicile” means the principal place from which the trade or business of the taxpayer is directed or managed.

(c) “Compensation” means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(d) “Financial organization” means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company.

(e) “Nonbusiness income” means all income other than business income.

(f) “Public utility” means any business entity (1) which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and (2) whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency.

(g) “Sales” means all gross receipts of the taxpayer not allocated under paragraphs of this article.

(h) “State” means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

(i) “This state” means the state in which the relevant tax return is filed or, in the case of application of this article to the apportionment and allocation of income for local tax purposes, the subdivision or local taxing district in which the relevant tax return is filed.

(2) Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this article. If a taxpayer has income from business activity as a public utility but derives the greater percentage of his income from activities

subject to this article, the taxpayer may elect to allocate and apportion his entire net income as provided in this article.

(3) For purposes of allocation and apportionment of income under this article, a taxpayer is taxable in another state if (1) in that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax, or (2) that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

(4) Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in paragraphs 5 through 8 of this article.

(5) (a) Net rents and royalties from real property located in this state are allocable to this state.

(b) Net rents and royalties from tangible personal property are allocable to this state: (1) If and to the extent that the property is utilized in this state, or (2) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

(c) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

(6) (a) Capital gains and losses from sales of real property located in this state are allocable to this state.

(b) Capital gains and losses from sales of tangible personal property are allocable to this state if (1) the property had a situs in this state at the time of the sale, or (2) the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

(c) Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

(7) Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

(8) (a) Patent and copyright royalties are allocable to this state: (1) If and to the extent that the patent or copyright is utilized by the payer in this state, or (2) if and to the extent that the patent copyright is utilized by

the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

(b) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(c) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

(9) All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

(10) The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

(11) Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

(12) The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax administrator may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

(13) The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation and the denominator of which is the total compensation paid everywhere during the tax period.

(14) Compensation is paid in this state if:

- (a) The individual's service is performed entirely within the state;
- (b) The individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or
- (c) Some of the service is performed in the state and (1) the base of operations or, if there is no base of operations, the place from which the

service is directed or controlled is in the state, or (2) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

(15) The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

(16) Sales of tangible personal property are in this state if:

(a) The property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(b) The property is shipped from an office, store, warehouse, factory, or other place of storage in this state and (1) the purchaser is the United States government or (2) the taxpayer is not taxable in the state of the purchaser.

(17) Sales, other than sales of tangible personal property, are in this state if:

(a) The income-producing activity is performed in this state; or

(b) The income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

(18) If the allocation and apportionment provisions of this article do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(a) Separate accounting;

(b) The exclusion of any one or more of the factors;

(c) The inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(d) The employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

ARTICLE V.—Elements of Sales and Use Tax Laws

(1) *Tax credit.* Each purchaser liable for a use tax on tangible personal property shall be entitled to full credit for the combined amount or amounts of legally imposed sales or use taxes paid by him with respect to the same property to another state and any subdivision thereof. The credit shall be applied first against the amount of any use tax due the state, and any unused portion of the credit shall then be applied against the amount of any use tax due a subdivision.

(2) *Exemption certificates, vendors may rely.* Whenever a vendor receives and accepts in good faith from a purchaser a resale or other exemption certificate or other written evidence of exemption authorized by

the appropriate state or subdivision taxing authority, the vendor shall be relieved of liability for a sales or use tax with respect to the transaction.

ARTICLE VI.—The Commission

(1) *Organization and management.* (a) The multistate tax commission is hereby established. It shall be composed of one “member” from each party state who shall be the head of the state agency charged with the administration of the types of taxes to which this compact applies. If there is more than one such agency the state shall provide by law for the selection of the commission member from the heads of the relevant agencies. State law may provide that a member of the commission be represented by an alternate but only if there is on file with the commission written notification of the designation and identity of the alternate. The attorney general of each party state or his designee, or other counsel if the laws of the party state specifically provide, shall be entitled to attend the meetings of the commission, but shall not vote. Such attorneys general, designees, or other counsel shall receive all notices of meetings required under paragraph (1) (e) of this article.

(b) Each party state shall provide by law for the selection of representatives from its subdivisions affected by this compact to consult with the commission member from that state.

(c) Each member shall be entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the total number of members.

(d) The commission shall adopt an official seal to be used as it may provide.

(e) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(f) The commission shall elect annually, from among its members, a chairman, a vice-chairman and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and it shall fix his duties and compensation. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(g) Irrespective of the civil service, personnel or other merit system laws of any party state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix their duties and compensation. The commission bylaws shall provide for personnel policies and programs.

(h) The commission may borrow, accept or contract for the services of personnel from any state, the United States, or any other governmental entity.

(i) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(j) The commission may establish one or more offices for the transacting of its business.

(k) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the party states.

(l) The commission annually shall make to the governor and legislature of each party state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount and conditions, if any, of the donation, gift, grant or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

(2) *Committees.* (a) To assist in the conduct of its business when the full commission is not meeting, the commission shall have an executive committee of seven members, including the chairman, vice-chairman, treasurer and four other members elected annually by the commission. The executive committee, subject to the provisions of this compact and consistent with the policies of the commission, shall function as provided in the laws of the commission.

(b) The commission may establish advisory and technical committees, membership on which may include private persons and public officials, in furthering any of its activities. Such committees may consider any matter of concern to the commission, including problems of special interest to any party state and problems dealing with particular types of taxes.

(c) The commission may establish such additional committees as its bylaws may provide.

(3) *Powers.* In addition to powers conferred elsewhere in this compact, the commission shall have power to:

(a) Study state and local tax systems and particular types of state and local taxes.

(b) Develop and recommend proposals for an increase in uniformity or compatibility of state and local tax laws with a view toward encouraging the simplification and improvement of state and local tax law and administration.

(c) Compile and publish information as in its judgment would assist

the party states in implementation of the compact and taxpayers in complying with state and local tax laws.

(d) Do all things necessary and incidental to the administration of its functions pursuant to this compact.

(4) *Finance.* (a) The commission shall submit to the governor or designated officer or officers of each party state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) Each of the commission's budget of estimated expenditures shall contain specific recommendations of the amounts to be appropriated by each of the party states. The total amount of appropriations requested under any such budget shall be apportioned among the party states as follows: One-tenth in equal shares; and the remainder in proportion of the amount of revenue collected by each party state and its subdivisions from income taxes, capital stock taxes, gross receipts taxes, sales and use taxes. In determining such amounts, the commission shall employ such available public sources of information as, in its judgment, present the most equitable and accurate comparisons among the party states. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the sources used in obtaining information employed in applying the formula contained in this paragraph.

(c) The commission shall not pledge the credit of any party state. The commission may meet any of its obligations in whole or in part with funds available to it under paragraph (1) (i) of this article: *Provided*, That the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under paragraph (1) (i), the commission shall not incur any obligation prior to the allotment of funds by the party states adequate to meet the same.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. All receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party states and by any persons authorized by the commission.

(f) Nothing contained in this article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

ARTICLE VII.—Uniform Regulations and Forms

(1) Whenever any two or more party states, or subdivisions of party states, have uniform or similar provisions of law relating to an income tax, capital stock tax, gross receipts tax, sales or use tax, the commission may adopt uniform regulations for any phase of the administration of such law, including assertion of jurisdiction to tax, or prescribing uniform tax forms. The commission may also act with respect to the provisions of article IV of this compact.

(2) Prior to the adoption of any regulation, the commission shall:

(a) As provided in its bylaws, hold at least one public hearing on due notice to all affected party states and subdivisions thereof and to all taxpayers and other persons who have made timely request of the commission for advance notice of its regulation-making proceedings.

(b) Afford all affected party states and subdivisions and interested persons an opportunity to submit relevant written data and views, which shall be considered fully by the commission.

(3) The commission shall submit any regulations adopted by it to the appropriate officials of all party states and subdivisions to which they might apply. Each such state and subdivision shall consider any such regulation for adoption in accordance with its own laws and procedures.

ARTICLE VIII.—Interstate Audits

(1) This article shall be in force only in those party states that specifically provide therefor by statute.

(2) Any party state or subdivision thereof desiring to make or participate in an audit of any accounts, books, papers, records or other documents may request the commission to perform the audit on its behalf. In responding to the request, the commission shall have access to and may examine, at any reasonable time, such accounts, books, papers, records, and other documents and any relevant property or stock of merchandise. The commission may enter into agreements with party states or their subdivisions for assistance in performance of the audit. The commission shall make charges, to be paid by the state or local government or governments for which it performs the service, for any audits performed by it in order to reimburse itself for the actual costs incurred in making the audit.

(3) The commission may require the attendance of any person within the state where it is conducting an audit or part thereof at a time and place fixed by it within such state for the purpose of giving testimony with respect to any account, book, paper, document, other record, property or stock of merchandise being examined in connection with the audit. If the person is not within the jurisdiction, he may be required to attend for such purpose at any time and place fixed by the commission within the state of which he is a resident: *Provided*, That such state has adopted this article.

(4) The commission may apply to any court having power to issue compulsory process for orders in aid of its powers and responsibilities pursuant to this article and any and all such courts shall have jurisdiction to issue such orders. Failure of any person to obey any such order shall be punishable as contempt of the issuing court. If the party or subject matter on account of which the commission seeks an order is within the jurisdiction of the court to which application is made, such application may be to a court in the state or subdivision on behalf of which the audit is being made or a court in the state in which the object of the order being sought is situated. The provisions of this paragraph apply only to courts in a state that has adopted this article.

(5) The commission may decline to perform any audit requested if it finds that its available personnel or other resources are insufficient for the purpose or that, in the terms requested, the audit is impracticable of satisfactory performance. If the commission, on the basis of its experience, has reason to believe that an audit of a particular taxpayer, either at a particular time or on a particular schedule, would be of interest to a number of party states or their subdivisions, it may offer to make the audit or audits, the offer to be contingent on sufficient participation therein as determined by the commission.

(6) Information obtained by any audit pursuant to this article shall be confidential and available only for tax purposes to party states, their subdivisions or the United States. Availability of information shall be in accordance with the laws of the states or subdivisions on whose account the commission performs the audit, and only through the appropriate agencies or officers of such states or subdivisions. Nothing in this article shall be construed to require any taxpayer to keep records for any period not otherwise required by law.

(7) Other arrangements made or authorized pursuant to law for cooperative audit by or on behalf of the party states or any of their subdivisions are not superseded or invalidated by this article.

(8) In no event shall the commission make any charge against a taxpayer for an audit.

(9) As used in this article, “tax,” in addition to the meaning ascribed to it in article II, means any tax or license fee imposed in whole or in part for revenue purposes.

ARTICLE IX.—Arbitration

(1) Whenever the commission finds a need for settling disputes concerning apportionments and allocations by arbitration, it may adopt a regulation placing this article in effect, notwithstanding the provisions of article VII.

(2) The commission shall select and maintain an arbitration panel composed of officers and employees of state and local governments and

private persons who shall be knowledgeable and experienced in matters of tax law and administration.

(3) Whenever a taxpayer who has elected to employ article IV, or whenever the laws of the party state or subdivision thereof are substantially identical with the relevant provisions of article IV, the taxpayer, by written notice to the commission and to each party state or subdivision thereof that would be affected, may secure arbitration of an apportionment or allocation, if he is dissatisfied with the final administrative determination of the tax agency of the state or subdivision with respect thereto on the ground that it would subject him to double or multiple taxation by two or more party states or subdivisions thereof. Each party state and subdivision thereof hereby consents to the arbitration as provided herein, and agrees to be bound thereby.

(4) The arbitration board shall be composed of one person selected by the taxpayer, one by the agency or agencies involved, and one member of the commission's arbitration panel. If the agencies involved are unable to agree on the person to be selected by them, such person shall be selected by lot from the total membership of the arbitration panel. The two persons selected for the board in the manner provided by the foregoing provisions of this paragraph shall jointly select the third member of the board. If they are unable to agree on the selection, the third member shall be selected by lot from among the total membership of the arbitration panel. No member of a board selected by lot shall be qualified to serve if he is an officer or employee or is otherwise affiliated with any party to the arbitration proceeding. Residence within the jurisdiction of a party to the arbitration proceeding shall not constitute affiliation within the meaning of this paragraph.

(5) The board may sit in any state or subdivision party to the proceeding, in the state of the taxpayer's incorporation, residence or domicile, in any state where the taxpayer does business, or in any place that it finds most appropriate for gaining access to evidence relevant to the matter before it.

(6) The board shall give due notice of the times and places of its hearings. The parties shall be entitled to be heard, to present evidence, and to examine and cross-examine witnesses. The board shall act by majority vote.

(7) The board shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents, and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena, and upon application by the board, any judge of a court of competent jurisdiction of the state in which the board is sitting or in which the person to whom the subpoena

is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt. The provisions of this paragraph apply only in states that have adopted this article.

(8) Unless the parties otherwise agree the expenses and other costs of the arbitration shall be assessed and allocated among the parties by the board in such manner as it may determine. The commission shall fix a schedule of compensation for members of arbitration boards and of other allowable expenses and costs. No officer or employee of a state or local government who serves as a member of a board shall be entitled to compensation therefor unless he is required on account of his service to forego the regular compensation attaching to his public employment, but any such board member shall be entitled to expenses.

(9) The board shall determine the disputed apportionment or allocation and any matters necessary thereto. The determinations of the board shall be final for purposes of making the apportionment or allocation, but for no other purpose.

(10) The board shall file with the commission and with each tax agency represented in the proceeding: The determination of the board; the board's written statement of its reasons therefor; the record of the board's proceedings; and any other documents required by the arbitration rules of the commission to be filed.

(11) The commission shall publish the determinations of boards together with the statements of the reasons therefor.

(12) The commission shall adopt and publish rules of procedure and practice and shall file a copy of such rules and of any amendment thereto with the appropriate agency or officer in each of the party states.

(13) Nothing contained herein shall prevent at any time a written compromise of any matter or matters in dispute, if otherwise lawful, by the parties to the arbitration proceeding.

ARTICLE X.—Entry Into Force and Withdrawal

(1) This compact shall enter into force when enacted into law by any seven states. Thereafter, this compact shall become effective as to any other state upon its enactment thereof. The commission shall arrange for notification of all party states whenever there is a new enactment of the compact.

(2) Any party state may withdraw from this compact by enacting a statute repealing the same. No withdrawal shall affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

(3) No proceeding commenced before an arbitration board prior to the withdrawal of a state and to which the withdrawing state or any subdivision thereof is a party shall be discontinued or terminated by the withdrawal, nor shall the board thereby lose jurisdiction over any of the parties to the proceeding necessary to make a binding determination therein.

ARTICLE XI.—Effect on Other Laws and Jurisdiction

Nothing in this compact shall be construed to:

(a) Affect the power of any state or subdivision thereof to fix rates of taxation, except that a party state shall be obligated to implement article III (2) of this compact.

(b) Apply to any tax or fixed fee imposed for the registration of a motor vehicle or any tax on motor fuel, other than a sales tax: *Provided*, That the definition of “tax” in article VIII (9) may apply for the purposes of that article and the commission’s powers of study and recommendation pursuant to article VI (3) may apply.

(c) Withdraw or limit the jurisdiction of any state or local court or administrative officer or body with respect to any person, corporation or other entity or subject matter, except to the extent that such jurisdiction is expressly conferred by or pursuant to this compact upon another agency or body.

(d) Supersede or limit the jurisdiction of any court of the United States.

ARTICLE XII.—Construction and Severability

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the state affected as to all severable matters.

Sec. 11. K.S.A. 2024 Supp. 79-4508a is hereby amended to read as follows: 79-4508a. (a) For tax year 2022; and all tax years thereafter, the amount of any claim pursuant to this section shall be computed by deducting the claimant’s base year ad valorem tax amount for the homestead from the claimant’s homestead ad valorem tax amount for the tax year for which the refund is sought.

(b) As used in this section:

(1) “Base year” means the year in which an individual becomes an eligible claimant and who is also eligible for a claim for refund pursuant to this section. For any individual who would otherwise be an eligible claimant prior to 2021, such base year shall be deemed to be 2021 for the purposes of this act.

(2) “Claimant” means a person who has filed a claim under the pro-

visions of this act and was, during the entire calendar year preceding the year in which such claim was filed for refund under this act, except as provided in K.S.A. 79-4503, and amendments thereto, both domiciled in this state and was: (A) A person who is 65 years of age or older; or (B) a disabled veteran. The surviving spouse of a person 65 years of age or older or a disabled veteran who was receiving benefits pursuant to this section at the time of the claimant's death shall be eligible to continue to receive benefits until such time the surviving spouse remarries.

(3) *For tax year 2025 and all tax years thereafter, "household income" means the total Kansas adjusted gross income of all persons of a household in a calendar year while members of such household.*

(c) A claimant shall only be eligible for a claim for refund under this section if:

(1) The claimant's household income for the year in which the claim is filed is \$50,000 or less; and

(2) the appraised value of the claimant's homestead for the base year is \$350,000 or less.

The provisions of K.S.A. 79-4522, and amendments thereto, shall not apply to a claim pursuant to this section. In the case of all tax years commencing after December 31, 2022, the upper limit household income threshold amount prescribed in this subsection shall be increased by an amount equal to such threshold amount multiplied by the cost-of-living adjustment determined under section 1(f)(3) of the federal internal revenue code for the calendar year in which the taxable year commences.

(d) A taxpayer shall not be eligible for a homestead property tax refund claim pursuant to this section if such taxpayer has received for such property for such tax year either: (1) A homestead property tax refund pursuant to K.S.A. 79-4508, and amendments thereto; or (2) the selective assistance for effective senior relief (SAFESR) credit pursuant to K.S.A. 79-32,263, and amendments thereto.

(e) The amount of any claim shall be computed to the nearest \$1.

(f) The provisions of this section shall be a part of and supplemental to the homestead property tax refund act.

Sec. 12. K.S.A. 79-5501 is hereby amended to read as follows: 79-5501. (a) ~~On and after~~ *Commencing on July 1, 2013, and through December 31, 2025,* watercraft shall be appraised at fair market value determined therefor pursuant to K.S.A. 79-503a, and amendments thereto, and assessed at the percentage of value as follows: (1) 11.5% in tax year 2014; and (2) 5% in tax-year years 2015 ~~and all tax years thereafter~~ *through 2025.* On and after January 1, 2014, the levy used to calculate the tax on watercraft shall be the county average tax rate. In no case shall the assessed value of any watercraft, as determined under the provisions of this section, cause the tax upon such watercraft to be less than \$12.

(b) As used in this section, the term “watercraft” means any watercraft designed to be propelled by machinery, oars, paddles or wind action upon a sail for navigation on the water which, if not for the provisions of this section, would be properly classified under subclass 5 or 6 of class 2 of section 1 of article 11 of the Kansas constitution. This section shall not be construed as taxing any watercraft which otherwise would be exempt from property taxation under the laws of the state of Kansas. Each watercraft may include one trailer which is designed to launch, retrieve, transport and store such watercraft and any nonelectric motor or motors which are necessary to operate such watercraft on the water.

(c) Any watercraft which is designed to be propelled through the water through human power alone shall be exempt from all property or ad valorem taxes levied under the laws of the state of Kansas.

(d) The “county average tax rate” means the total amount of general property taxes levied within the county by the state, county and all other taxing subdivisions divided by the total assessed valuation of all taxable property within the county as of November 1 of the year prior to the year of valuation as certified by the secretary of revenue.

(e) *On and after January 1, 2026, all watercraft shall be exempt from all property or ad valorem taxes levied under the laws of the state of Kansas.*

Sec. 13. K.S.A. 79-213, 79-1129, 79-3279, 79-3287, 79-4301 and 79-5501 and K.S.A. 2024 Supp. 79-32,110, 79-32,113, 79-32,121 and 79-4508a are hereby repealed.

Sec. 14. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 124

SENATE BILL No. 98

AN ACT concerning data centers; relating to economic development; providing a sales tax exemption for the construction or remodeling of a qualified data center in Kansas, the purchase of data center equipment, eligible data center costs and certain labor costs to qualified firms that commit to a minimum investment of \$250,000,000 and meet new Kansas jobs and other requirements; prohibiting public utilities from authorizing discounted economic development electric rates for customers that construct new or expanded facilities that are data centers; requiring qualified data centers to be reviewed and approved by the Kansas intelligence fusion center prior to awarding public financial assistance or benefits; amending K.S.A. 2024 Supp. 66-101j and 79-3606 and repealing the existing sections.

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

New Section 1. For purposes of sections 1 through 3, and amendments thereto:

(a) “Commencement of construction” means the date that construction, reconstruction, enlargement or remodeling of a qualified data center by a qualified firm commences, as determined in the agreement required by section 2, and amendments thereto.

(b) “Commencement of operations” means the date that the qualified firm commences operations at a qualified data center, as determined in the agreement required by section 2, and amendments thereto.

(c) “Data center equipment” means equipment or software purchased or leased for the processing, storage, retrieval or communication of data, regardless of whether the property is or is not affixed to or incorporated into real property, including the following:

(1) Servers, routers and connections and computer equipment, monitoring and security equipment or systems;

(2) equipment used in the operation of the qualified data center, including, but not limited to, backup generators, component parts, installations, refreshments, replacements and upgrades;

(3) all equipment necessary to cool and maintain a controlled environment for the operation of the computer servers and other components of the qualified data center, including, but not limited to, chillers, mechanical equipment, refrigerant piping, fuel piping and storage, adiabatic and free cooling systems, cooling towers, water softeners, air handling units, indoor direct exchange units, fans, ducting and filters;

(4) all water conservation systems, including facilities or mechanisms that are designed to collect, conserve and reuse water;

(5) all computer server equipment, chassis, networking equipment, switches, racks, fiber optic and copper cabling, trays and conduit;

(6) all conduit, ducting and fiber optic and copper cabling directly related to connecting one or more distributed qualified data center locations regardless of whether located inside or outside a data center;

- (7) all software; and
- (8) other personal property that is essential to the operations of a qualified data center, excluding such property used in the administration of the qualified data center.
- (d) “Department” means the department of commerce.
- (e) (1) “Eligible data center costs” means expenditures for the development, acquisition, construction and operation of a qualified data center by a qualified firm, including, but not limited to, costs of land, buildings, site improvements, data center equipment, data center equipment acquisition and permitting, lease payments, site characterization and assessment, engineering and design used directly and exclusively for a qualified data center.
- (2) “Eligible data center costs” does not include the cost of electricity.
- (f) “New jobs” means newly created jobs with a qualified firm at a qualified data center or directly associated with a qualified data center filled by Kansas residents and the primary work locations of such jobs are in Kansas.
- (g) “Qualified data center” means one or more buildings that are constructed, reconstructed, enlarged, remodeled or leased to house a group of networked computer servers in this state to centralize the storage, management and dissemination of data and information pertaining to a particular business, taxonomy or body of knowledge and such buildings are connected to each other by fiber and associated equipment required for operating a fiber transmission network between data center buildings and internet points for the purpose of providing redundancy and resiliency for the data center services provided in each building.
- (h) “Qualified firm” means a business or an affiliate thereof that is registered with the secretary of state and is engaged in the development, operation or leasing of a qualified data center. “Qualified firm” does not include a telecommunications carrier or local exchange carrier as defined in K.S.A. 66-1,187, and amendments thereto, electing carrier as defined in K.S.A. 66-2005(x), and amendments thereto, wireless services provider as defined in K.S.A. 66-2019, and amendments thereto, or video service provider as defined in K.S.A. 12-2022, and amendments thereto.
- (i) “Secretary” means the secretary of commerce.

New Sec. 2. (a) A qualified firm that makes an investment in eligible data center costs in a qualified data center of at least \$250,000,000 in the aggregate by the fifth year of operations and creates and maintains at least 20 new jobs at the qualified data center within two calendar years after the commencement of operations shall receive a sales tax exemption, as provided by K.S.A. 79-3606(xxx), and amendments thereto, and section 3, and amendments thereto, for:

- (1) Eligible data center costs of the qualified data center; and

(2) labor services to install, apply, repair, service, alter or maintain data center equipment.

(b) To be eligible to receive such sales tax exemption, a qualified firm shall:

(1) Submit an application to the secretary in the form and manner as required by the secretary;

(2) commit to an investment in eligible data center costs of at least \$250,000,000 in the qualified data center, to be completed by the fifth year of operations or on such earlier date as specified in the agreement pursuant to paragraph (6);

(3) commit to begin construction of the project within 10 years of the date of the agreement with the secretary or on such earlier date as specified in the agreement pursuant to paragraph (6);

(4) commit to purchase electricity for 10 years from the public utility that is certified to provide retail electric service in the territory where the qualified data center is located;

(5) commit to undertake practices that will conserve, reuse and replace water, including, but not limited to:

(A) Using water efficient fixtures and practices;

(B) treating, infiltrating and harvesting rainwater;

(C) recirculating and recycling water before discharging;

(D) partnering with state and local governmental entities and private individuals and entities to use discharged water for irrigation, water conservation or other beneficial purposes;

(E) using reclaimed water when possible; and

(F) supporting water restoration efforts in local watersheds; and

(6) if the application is approved by the secretary, enter into an agreement with the secretary upon such terms and conditions as the secretary may require, including the commitments or conditions required by paragraphs (2) through (5) and subsections (c) and (d)(1) and (2). The agreement shall be entered into before any sales tax exemption may be provided under this act.

(c) If it is determined by the secretary that the qualified firm has breached a term or condition of the agreement, the secretary shall provide written notice to the qualified firm as to which terms or conditions were breached and allow the qualified firm 120 days to cure the breached terms or conditions. If the breached terms or conditions have not been cured within such time, the secretary may require the qualified firm to repay all or a part of the amount of the sales tax exemption received, terminate the sales tax exemption or suspend all or a part of the sales tax exemption until the breach is cured.

(d) As a condition of receiving the sales tax exemption, a qualified firm shall agree to:

(1) Cooperate with audits undertaken by the secretary of revenue as provided by subsection (f); and

(2) provide the secretary of commerce information required:

(A) For publication in the economic development incentive program information database pursuant to K.S.A. 74-50,226, and amendments thereto;

(B) for the secretary's report pursuant to K.S.A. 74-50,320, and amendments thereto; and

(C) by the secretary of commerce or the secretary of revenue pursuant to subsection (e)(1).

(e) (1) Every five years, the secretary may conduct a review of the activities undertaken by a qualified firm to ensure that the qualified firm remains in good standing with the state, is in compliance with the provisions of this act, any rules and regulations adopted by the secretary with respect to this act and any agreement entered into pursuant to this section and continues to meet the requirements for the sales tax exemption provided under this act. The secretary of commerce shall certify every five years to the secretary of revenue whether the qualified firm meets the criteria for designation as a qualified firm and is eligible for such sales tax exemption. The qualified firm shall provide the secretary of commerce all information reasonably necessary to determine such eligibility. Except as provided by paragraph (2), information obtained under this paragraph shall not be subject to disclosure pursuant to K.S.A. 45-215 et seq., and amendments thereto, unless such information is subject to disclosure pursuant to subsection (d)(1) or (2), but shall, upon request, be made available to the legislative post audit division. The provisions of this paragraph providing for confidentiality of records shall expire on July 1, 2030, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2030.

(2) If, in the judgment of the secretary, any confidential information, trade secret or other information obtained under this section would place the qualified firm at a disadvantage in the marketplace or would significantly interfere with the purposes of this act, if known, shall not be subject to disclosure pursuant to K.S.A. 45-215 et seq., and amendments thereto, but shall, upon request, be made available to the legislative post audit division. The provisions of this paragraph providing for confidentiality of records shall expire on July 1, 2030, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2030.

(f) The books and records that pertain to eligibility for benefits or compliance with the requirements of this act shall be available for inspection by the secretary or the secretary's duly authorized agents or employees during business hours on at least 60 days' prior written notice. The

secretary may request the department of revenue to audit the qualified firm, or a third party if applicable, for compliance with the provisions of this act.

(g) The secretary of commerce shall certify to the secretary of revenue when the qualified firm has met the conditions to receive a sales tax exemption as provided by sections 3 and 4, and amendments thereto, and shall provide notice when the sales tax exemption is modified, suspended or terminated pursuant to subsection (c).

(h) The secretary of commerce or the secretary of revenue may adopt rules and regulations for the implementation of this act.

New Sec. 3. (a) On and after July 1, 2025, a qualified firm that meets the requirements of section 2, and amendments thereto, may be eligible for a sales tax exemption as provided by this section and the provisions of K.S.A. 79-3606(xxx), and amendments thereto.

(b) The sales tax exemption shall be valid for 20 years after the date of commencement of operations.

(c) No sales tax exemption shall be approved by the secretary of revenue unless the qualified firm has been certified by the secretary of commerce, as provided in section 2, and amendments thereto, as meeting all requirements of this act, the rules and regulations of the secretary, if any, and the agreement executed pursuant to section 2, and amendments thereto.

(d) A sales tax exemption shall be revoked, suspended or modified by the secretary of revenue as requested by the secretary of commerce upon notification by the secretary of commerce as provided by section 2(c) and (g), and amendments thereto.

New Sec. 4. (a) Prior to awarding any public financial assistance or benefits to a qualified data center project, including, but not limited to, the sales tax exemption established pursuant to K.S.A. 79-3606(xxx), and amendments thereto, and sections 1 through 3, and amendments thereto, the secretary of commerce shall seek and receive approval from the fusion center oversight board established pursuant to K.S.A. 48-3705, and amendments thereto.

(b) Upon receipt of an application from the secretary of commerce, the Kansas intelligence fusion center shall evaluate the equipment and associated software of the qualified data center for potential security threats to critical infrastructure and advise the fusion center oversight board of any risks associated with such equipment and associated software.

(c) The fusion center oversight board may approve the project, recommend or require changes to protect critical infrastructure or deny such project if the qualified data center, as configured, would pose a threat to the critical infrastructure of the state of Kansas.

(d) As used in this section, “qualified data center” means the same as defined in section 1, and amendments thereto.

Sec. 5. K.S.A. 2024 Supp. 66-101j is hereby amended to read as follows: 66-101j. (a) Notwithstanding the provisions of K.S.A. 66-101b or 66-109, and amendments thereto, the commission shall authorize an electric public utility to implement economic development rate schedules that provide discounts from otherwise applicable standard rates for electric service for new or expanded facilities of industrial or commercial customers that are not in the business of selling or providing goods or services directly to the general public. To be eligible for such discounts, such customer shall:

(1) Have incentives from one or more local, regional, state or federal economic development agencies to locate such new or expanded facilities in the electric public utility's certified service territory;

(2) qualify for service under the electric public utility's non-residential and non-lighting rate schedules for such new or expanded facility; and

(3) not receive the discount together with service provided by the electric public utility pursuant to any other special contract agreements.

(b) The discount authorized by this section shall only be applicable to new facilities or expanded facilities that have:

(1) A peak demand that is reasonably projected to be at least 200 kilowatts within two years of the date the customer first receives service under the discounted rate and is not the result of shifting existing demand from other facilities of the customer in the electric public utility's certified service territory and:

(A) Has an annual load factor that is reasonably projected to equal or exceed the electric public utility's annual system load factor within two years of the date the customer first receives service under the discounted rate; or

(B) otherwise warrants a discounted rate based on any of the following factors:

(i) The number of new permanent full-time jobs created or the percentage increase in existing permanent full-time jobs created;

(ii) the level of capital investment;

(iii) additional off-peak usage;

(iv) curtailable or interruptible load;

(v) new industry or technology; or

(vi) competition with existing industrial customers;

(2) a peak demand that is reasonably projected to be at least 300 kilowatts within two years of the date the customer first receives service under the discounted rate and is not the result of shifting existing demand from other facilities of the customer in the electric public utility's certified service territory and:

(A) An annual load factor that is reasonably projected to be at least 55% within two years of the date the customer first receives service under the discounted rate; and

(B) the facility shall, once first achieved, maintain the peak demand and load factor for the remaining duration of the discounted rate; or

(3) a peak demand that is reasonably projected to be at least 25 megawatts within two years of the date the customer first receives service under the discounted rate and is not the result of shifting existing demand from other facilities of the customer in the electric public utility's certified service territory and:

(A) An annual load factor that is reasonably projected to be at least 55% within two years of the date the customer first receives service under the discounted rate; and

(B) the facility shall, once first achieved, maintain the peak demand and load factor for the remaining duration of the discounted rate.

(c) *A customer shall not be eligible for the discount authorized by this section for any new or expanded facility that is a qualified data center as defined in section 1, and amendments thereto.*

(d) The discount authorized by this section shall be determined by reducing otherwise applicable charges associated with the rate schedule applicable to the new or expanded existing facility by a fixed percentage for each year of service under the discount for a period of up to:

(1) Five years to facilities that qualify pursuant to subsection (b)(1) or (b)(2); and

(2) 10 years to facilities that qualify pursuant to subsection (b)(3).

~~(d)(e)~~ (1) For discounts to facilities that qualify pursuant to subsection (b)(1), the average of the annual discount percentages shall not exceed 20%, except that such discounts may be between 5% to 30% in any year of such five-year period.

(2) For discounts to facilities that qualify pursuant to subsection (b)(2), the average of the annual discount percentages shall not exceed 40%, except that such discounts may be between 20% and 50% in any year of such five-year period.

(3) For discounts to facilities that qualify pursuant to subsection (b)(3), the average of the annual discount percentages shall not exceed:

(A) For the first five years of the discount period, 40%, except that such discounts may be between 20% to 50% in any year of such five-year period; and

(B) for the final five years of the discount period, 20%, except that such discounts may be between 10% and 30% in any year of such five-year period.

~~(e)(f)~~ (1) Except as provided in paragraph (2), on and after July 1, 2024, the difference in revenues generated by applying the discounted rates authorized pursuant to this section and the revenues that would have been generated without such discounts shall not be imputed into the electric public utility's revenue requirement.

(2) Any reduction in revenue resulting from any discount provided pursuant to this section that was tracked by the public utility and deferred to a regulatory asset prior to July 1, 2024, shall be recoverable in any general rate proceeding initiated on or after July 1, 2024, through an equal percentage adjustment to the revenue requirement responsibility for all customer classes of the public utility, including the customer classes that include customers qualifying for discounts pursuant to this section.

~~(f)~~(g) The provisions of this section shall not apply to rates for service provided to customers under contract rates approved by the commission pursuant to K.S.A. 2024 Supp. 66-101i, and amendments thereto, or the commission's general ratemaking authority according to custom and practice of the commission in place prior to the effective date of this section.

~~(g)~~(h) Starting in January 2023, the commission shall biennially provide a status report to the legislature about any discounts from tariffed rates authorized pursuant to this section. Such report shall include the:

- (1) Number of entities with such discounts;
- (2) number of entities with increased load;
- (3) number of entities with decreased load;
- (4) aggregate load and change in aggregate load on an annual basis;
- (5) total subsidy and the subsidy for each individual contract;
- (6) annual and cumulative rate impact on non-contract rate customers; and

(7) estimated economic development impact of entities with discounted rates that occurred as a result of such discounts through an evaluation of the annual: (A) Total employment for such entities; (B) change in employment for such entities; and (C) tax revenue generated by such entities.

~~(h)~~(i) An electric public utility shall be authorized to only implement discounted rates for facilities that qualify for such discounted rates pursuant to subsection (b)(3) until December 31, 2030, except that, upon application by such public utility, the commission may authorize the public utility to continue to implement such discounted rates for facilities that qualify for such discounted rates pursuant to subsection (b)(3) until December 31, 2036. Any such application shall be filed with the commission on or before December 31, 2028. The commission shall issue a determination on an application filed pursuant to this subsection within 240 days of the date that such application is filed. If requested by the public utility, an intervenor in the application docket or commission staff, the commission shall hold a hearing on such application. When considering and making a determination upon such application, the commission may consider factors that the commission deems just and reasonable and condition the commission's determination on any factors that are relevant to the discounted rates for facilities that qualify for such discounted rates

pursuant to subsection (b)(3). If the commission denies the public utility's application, such denial shall only act to prohibit the public utility from implementing discounted rates for facilities that qualify for such discounted rates pursuant to subsection (b)(3) after December 31, 2030, and shall not otherwise affect or terminate any discounted rates implemented by the public utility pursuant to this section or any regulatory or ratemaking treatment of such discounted rates.

(i)(j) For the purposes of this section:

(1) "Electric public utility" means the same as defined in K.S.A. 66-101a, and amendments thereto, but does not include any such utility that is a cooperative as defined in K.S.A. 66-104d, and amendments thereto, or owned by one or more such cooperatives;

(2) "expanded facility" means a separately metered facility of the customer, unless the utility determines that the additional costs of separate metering of such facility would exceed the associated benefits or that it would be difficult or impractical to install or read the meter, that has not received service in the electric utility's certified service territory in the previous 12 months; and

(3) "new facility" means a building of the customer that has not received electric service in the electric utility's certified service territory in the previous 12 months.

Sec. 6. K.S.A. 2024 Supp. 79-3606 is hereby amended to read as follows: 79-3606. The following shall be exempt from the tax imposed by this act:

(a) All sales of motor-vehicle fuel or other articles upon which a sales or excise tax has been paid, not subject to refund, under the laws of this state except cigarettes and electronic cigarettes as defined by K.S.A. 79-3301, and amendments thereto, including consumable material for such electronic cigarettes, cereal malt beverages and malt products as defined by K.S.A. 79-3817, and amendments thereto, including wort, liquid malt, malt syrup and malt extract, that is not subject to taxation under the provisions of K.S.A. 79-41a02, and amendments thereto, motor vehicles taxed pursuant to K.S.A. 79-5117, and amendments thereto, tires taxed pursuant to K.S.A. 65-3424d, and amendments thereto, drycleaning and laundry services taxed pursuant to K.S.A. 65-34,150, and amendments thereto, and gross receipts from regulated sports contests taxed pursuant to the Kansas professional regulated sports act, and amendments thereto;

(b) all sales of tangible personal property or service, including the renting and leasing of tangible personal property, purchased directly by the state of Kansas, a political subdivision thereof, other than a school or educational institution, or purchased by a public or private nonprofit hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization and used exclu-

sively for state, political subdivision, hospital, public hospital authority, nonprofit blood, tissue or organ bank or nonprofit integrated community care organization purposes, except when: (1) Such state, hospital or public hospital authority is engaged or proposes to engage in any business specifically taxable under the provisions of this act and such items of tangible personal property or service are used or proposed to be used in such business; or (2) such political subdivision is engaged or proposes to engage in the business of furnishing gas, electricity or heat to others and such items of personal property or service are used or proposed to be used in such business;

(c) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly by a public or private elementary or secondary school or public or private nonprofit educational institution and used primarily by such school or institution for nonsectarian programs and activities provided or sponsored by such school or institution or in the erection, repair or enlargement of buildings to be used for such purposes. The exemption herein provided shall not apply to erection, construction, repair, enlargement or equipment of buildings used primarily for human habitation, except that such exemption shall apply to the erection, construction, repair, enlargement or equipment of buildings used for human habitation by the cerebral palsy research foundation of Kansas located in Wichita, Kansas, multi community diversified services, incorporated, located in McPherson, Kansas, the Kansas state school for the blind and the Kansas state school for the deaf;

(d) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, a public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership, that would be exempt from taxation under the provisions of this act if purchased directly by such hospital or public hospital authority, school, educational institution or a state correctional institution; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or district described in subsection (s), the total cost of which is paid from funds of such political subdivision or district and that would be exempt from taxation under the provisions of this act if purchased directly by such political subdivision or district. Nothing in this subsection or in the provisions of K.S.A. 12-3418, and amendments thereto, shall be deemed to exempt the purchase of any construction

machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any political subdivision of the state or any such district. As used in this subsection, K.S.A. 12-3418 and 79-3640, and amendments thereto, “funds of a political subdivision” shall mean general tax revenues, the proceeds of any bonds and gifts or grants-in-aid. Gifts shall not mean funds used for the purpose of constructing, equipping, reconstructing, repairing, enlarging, furnishing or remodeling facilities that are to be leased to the donor. When any political subdivision of the state, district described in subsection (s), public or private nonprofit hospital or public hospital authority, public or private elementary or secondary school, public or private nonprofit educational institution, state correctional institution including a privately constructed correctional institution contracted for state use and ownership shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or department of corrections concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the political subdivision, district described in subsection (s), hospital or public hospital authority, school, educational institution or the contractor contracting with the department of correc-

tions for a correctional institution concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(e) all sales of tangible personal property or services purchased by a contractor for the erection, repair or enlargement of buildings or other projects for the government of the United States, its agencies or instrumentalities, that would be exempt from taxation if purchased directly by the government of the United States, its agencies or instrumentalities. When the government of the United States, its agencies or instrumentalities shall contract for the erection, repair, or enlargement of any building or other project, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the government of the United States, its agencies or instrumentalities concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. As an alternative to the foregoing procedure, any such contracting entity may apply to the secretary of revenue for agent status for the sole purpose of issuing and furnishing project exemption certificates to contractors pursuant to rules and regulations adopted by the secretary establishing conditions and standards for the granting and maintaining of such status. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(f) tangible personal property purchased by a railroad or public utility for consumption or movement directly and immediately in interstate commerce;

(g) sales of aircraft including remanufactured and modified aircraft sold to persons using directly or through an authorized agent such aircraft as certified or licensed carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States or any foreign government or sold to any foreign government or agency or instrumentality of such foreign government and all sales of aircraft for use outside of the United States and sales of aircraft repair, modification and replacement parts and sales of services employed in the remanufacture, modification and repair of aircraft;

(h) all rentals of nonsectarian textbooks by public or private elementary or secondary schools;

(i) the lease or rental of all films, records, tapes, or any type of sound or picture transcriptions used by motion picture exhibitors;

(j) meals served without charge or food used in the preparation of such meals to employees of any restaurant, eating house, dining car, hotel, drugstore or other place where meals or drinks are regularly sold to the public if such employees' duties are related to the furnishing or sale of such meals or drinks;

(k) any motor vehicle, semitrailer or pole trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto, or aircraft sold and delivered in this state to a bona fide resident of another state, which motor vehicle, semitrailer, pole trailer or aircraft is not to be registered or based in this state and which vehicle, semitrailer, pole trailer or aircraft will not remain in this state more than 10 days;

(l) all isolated or occasional sales of tangible personal property, services, substances or things, except isolated or occasional sale of motor vehicles specifically taxed under the provisions of K.S.A. 79-3603(o), and amendments thereto;

(m) all sales of tangible personal property that become an ingredient or component part of tangible personal property or services produced, manufactured or compounded for ultimate sale at retail within or without the state of Kansas; and any such producer, manufacturer or compounder may obtain from the director of taxation and furnish to the supplier an exemption certificate number for tangible personal property for use as an ingredient or component part of the property or services produced, manufactured or compounded;

(n) all sales of tangible personal property that is consumed in the production, manufacture, processing, mining, drilling, refining or compounding of tangible personal property, the treating of by-products or wastes derived from any such production process, the providing of services or the irrigation of crops for ultimate sale at retail within or without the state of Kansas; and any purchaser of such property may obtain from the director of taxation and furnish to the supplier an exemption certificate number

for tangible personal property for consumption in such production, manufacture, processing, mining, drilling, refining, compounding, treating, irrigation and in providing such services;

(o) all sales of animals, fowl and aquatic plants and animals, the primary purpose of which is use in agriculture or aquaculture, as defined in K.S.A. 47-1901, and amendments thereto, the production of food for human consumption, the production of animal, dairy, poultry or aquatic plant and animal products, fiber or fur, or the production of offspring for use for any such purpose or purposes;

(p) all sales of drugs dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, “drug” means a compound, substance or preparation and any component of a compound, substance or preparation, other than food and food ingredients, dietary supplements or alcoholic beverages, recognized in the official United States pharmacopeia, official homeopathic pharmacopoeia of the United States or official national formulary, and supplement to any of them, intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease or intended to affect the structure or any function of the body, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of drugs used in the performance or induction of an abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(q) all sales of insulin dispensed by a person licensed by the state board of pharmacy to a person for treatment of diabetes at the direction of a person licensed to practice medicine by the state board of healing arts;

(r) all sales of oxygen delivery equipment, kidney dialysis equipment, enteral feeding systems, prosthetic devices and mobility enhancing equipment prescribed in writing by a person licensed to practice the healing arts, dentistry or optometry, and in addition to such sales, all sales of hearing aids, as defined by K.S.A. 74-5807(c), and amendments thereto, and repair and replacement parts therefor, including batteries, by a person licensed in the practice of dispensing and fitting hearing aids pursuant to the provisions of K.S.A. 74-5808, and amendments thereto. For the purposes of this subsection: (1) “Mobility enhancing equipment” means equipment including repair and replacement parts to same, but does not include durable medical equipment, which is primarily and customarily used to provide or increase the ability to move from one place to another and which is appropriate for use either in a home or a motor vehicle; is not generally used by persons with normal mobility; and does not include any motor vehicle or equipment on a motor vehicle normally provided by a motor vehicle manufacturer; and (2) “prosthetic device” means a replacement, corrective or supportive device including repair and replacement

parts for same worn on or in the body to artificially replace a missing portion of the body, prevent or correct physical deformity or malfunction or support a weak or deformed portion of the body;

(s) except as provided in K.S.A. 82a-2101, and amendments thereto, all sales of tangible personal property or services purchased directly or indirectly by a groundwater management district organized or operating under the authority of K.S.A. 82a-1020 et seq., and amendments thereto, by a rural water district organized or operating under the authority of K.S.A. 82a-612, and amendments thereto, or by a water supply district organized or operating under the authority of K.S.A. 19-3501 et seq., 19-3522 et seq. or 19-3545, and amendments thereto, which property or services are used in the construction activities, operation or maintenance of the district;

(t) all sales of farm machinery and equipment or aquaculture machinery and equipment, repair and replacement parts therefor and services performed in the repair and maintenance of such machinery and equipment. For the purposes of this subsection the term “farm machinery and equipment or aquaculture machinery and equipment” shall include a work-site utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, and is equipped with a bed or cargo box for hauling materials, and shall also include machinery and equipment used in the operation of Christmas tree farming but shall not include any passenger vehicle, truck, truck tractor, trailer, semitrailer or pole trailer, other than a farm trailer, as such terms are defined by K.S.A. 8-126, and amendments thereto. “Farm machinery and equipment” includes precision farming equipment that is portable or is installed or purchased to be installed on farm machinery and equipment. “Precision farming equipment” includes the following items used only in computer-assisted farming, ranching or aquaculture production operations: Soil testing sensors, yield monitors, computers, monitors, software, global positioning and mapping systems, guiding systems, modems, data communications equipment and any necessary mounting hardware, wiring and antennas. Each purchaser of farm machinery and equipment or aquaculture machinery and equipment exempted herein must certify in writing on the copy of the invoice or sales ticket to be retained by the seller that the farm machinery and equipment or aquaculture machinery and equipment purchased will be used only in farming, ranching or aquaculture production. Farming or ranching shall include the operation of a feedlot and farm and ranch work for hire and the operation of a nursery;

(u) all leases or rentals of tangible personal property used as a dwelling if such tangible personal property is leased or rented for a period of more than 28 consecutive days;

(v) all sales of tangible personal property to any contractor for use in preparing meals for delivery to homebound elderly persons over 60 years

of age and to homebound disabled persons or to be served at a group-sitting at a location outside of the home to otherwise homebound elderly persons over 60 years of age and to otherwise homebound disabled persons, as all or part of any food service project funded in whole or in part by government or as part of a private nonprofit food service project available to all such elderly or disabled persons residing within an area of service designated by the private nonprofit organization, and all sales of tangible personal property for use in preparing meals for consumption by indigent or homeless individuals whether or not such meals are consumed at a place designated for such purpose, and all sales of food products by or on behalf of any such contractor or organization for any such purpose;

(w) all sales of natural gas, electricity, heat and water delivered through mains, lines or pipes: (1) To residential premises for noncommercial use by the occupant of such premises; (2) for agricultural use and also, for such use, all sales of propane gas; (3) for use in the severing of oil; and (4) to any property which is exempt from property taxation pursuant to K.S.A. 79-201b, Second through Sixth. As used in this paragraph, “severing” means the same as defined in K.S.A. 79-4216(k), and amendments thereto. For all sales of natural gas, electricity and heat delivered through mains, lines or pipes pursuant to the provisions of subsection (w)(1) and (w)(2), the provisions of this subsection shall expire on December 31, 2005;

(x) all sales of propane gas, LP-gas, coal, wood and other fuel sources for the production of heat or lighting for noncommercial use of an occupant of residential premises occurring prior to January 1, 2006;

(y) all sales of materials and services used in the repairing, servicing, altering, maintaining, manufacturing, remanufacturing, or modification of railroad rolling stock for use in interstate or foreign commerce under authority of the laws of the United States;

(z) all sales of tangible personal property and services purchased directly by a port authority or by a contractor therefor as provided by the provisions of K.S.A. 12-3418, and amendments thereto;

(aa) all sales of materials and services applied to equipment that is transported into the state from without the state for repair, service, alteration, maintenance, remanufacture or modification and that is subsequently transported outside the state for use in the transmission of liquids or natural gas by means of pipeline in interstate or foreign commerce under authority of the laws of the United States;

(bb) all sales of used mobile homes or manufactured homes. As used in this subsection: (1) “Mobile homes” and “manufactured homes” mean the same as defined in K.S.A. 58-4202, and amendments thereto; and (2) “sales of used mobile homes or manufactured homes” means sales other than the original retail sale thereof;

(cc) all sales of tangible personal property or services purchased prior to January 1, 2012, except as otherwise provided, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business or retail business that meets the requirements established in K.S.A. 74-50,115, and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business or retail business, and all sales of tangible personal property or services purchased on or after January 1, 2012, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business that meets the requirements established in K.S.A. 74-50,115(e), and amendments thereto, and the sale and installation of machinery and equipment purchased for installation at any such business. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such business or retail business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the owner of the business or retail business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, "business" and "retail business" mean the same as defined in K.S.A. 74-50,114, and amendments thereto. Project exemption certificates that have been previously issued under this subsection by the department of revenue pursuant to K.S.A. 74-50,115, and amendments thereto, but not including K.S.A. 74-50,115(e), and amendments thereto, prior to January 1, 2012, and have not expired will be effective for the term of the project or two years from the effective date of the certificate, whichever occurs earlier. Project exemption certificates that are submitted to the department of revenue prior to January 1, 2012, and are found to qualify will be issued a project exemption certificate that will be effective for a two-year period or for the term of the project, whichever occurs earlier;

(dd) all sales of tangible personal property purchased with food stamps issued by the United States department of agriculture;

(ee) all sales of lottery tickets and shares made as part of a lottery operated by the state of Kansas;

(ff) on and after July 1, 1988, all sales of new mobile homes or manufactured homes to the extent of 40% of the gross receipts, determined without regard to any trade-in allowance, received from such sale. As used in this subsection, "mobile homes" and "manufactured homes" mean the same as defined in K.S.A. 58-4202, and amendments thereto;

(gg) all sales of tangible personal property purchased in accordance with vouchers issued pursuant to the federal special supplemental food program for women, infants and children;

(hh) all sales of medical supplies and equipment, including durable medical equipment, purchased directly by a nonprofit skilled nursing home or nonprofit intermediate nursing care home, as defined by K.S.A. 39-923, and amendments thereto, for the purpose of providing medical services to residents thereof. This exemption shall not apply to tangible personal property customarily used for human habitation purposes. As used in this subsection, "durable medical equipment" means equipment including repair and replacement parts for such equipment, that can withstand repeated use, is primarily and customarily used to serve a medical purpose, generally is not useful to a person in the absence of illness or injury and is not worn in or on the body, but does not include mobility enhancing equipment as defined in subsection (r), oxygen delivery equipment, kidney dialysis equipment or enteral feeding systems;

(ii) all sales of tangible personal property purchased directly by a nonprofit organization for nonsectarian comprehensive multidiscipline youth development programs and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(jj) all sales of tangible personal property or services, including the renting and leasing of tangible personal property, purchased directly on behalf of a community-based facility for people with intellectual disability or mental health center organized pursuant to K.S.A. 19-4001 et seq., and amendments thereto, and licensed in accordance with the provisions of K.S.A. 39-2001 et seq., and amendments thereto, and all sales of tangible personal property or services purchased by contractors during the time period from July, 2003, through June, 2006, for the purpose of constructing, equipping, maintaining or furnishing a new facility for a community-based facility for people with intellectual disability or mental health center located in Riverton, Cherokee County, Kansas, that would have been eligible for sales tax exemption pursuant to this subsection if purchased directly by such fa-

cility or center. This exemption shall not apply to tangible personal property customarily used for human habitation purposes;

(kk) (1) (A) all sales of machinery and equipment that are used in this state as an integral or essential part of an integrated production operation by a manufacturing or processing plant or facility;

(B) all sales of installation, repair and maintenance services performed on such machinery and equipment; and

(C) all sales of repair and replacement parts and accessories purchased for such machinery and equipment.

(2) For purposes of this subsection:

(A) “Integrated production operation” means an integrated series of operations engaged in at a manufacturing or processing plant or facility to process, transform or convert tangible personal property by physical, chemical or other means into a different form, composition or character from that in which it originally existed. Integrated production operations shall include: (i) Production line operations, including packaging operations; (ii) preproduction operations to handle, store and treat raw materials; (iii) post production handling, storage, warehousing and distribution operations; and (iv) waste, pollution and environmental control operations, if any;

(B) “production line” means the assemblage of machinery and equipment at a manufacturing or processing plant or facility where the actual transformation or processing of tangible personal property occurs;

(C) “manufacturing or processing plant or facility” means a single, fixed location owned or controlled by a manufacturing or processing business that consists of one or more structures or buildings in a contiguous area where integrated production operations are conducted to manufacture or process tangible personal property to be ultimately sold at retail. Such term shall not include any facility primarily operated for the purpose of conveying or assisting in the conveyance of natural gas, electricity, oil or water. A business may operate one or more manufacturing or processing plants or facilities at different locations to manufacture or process a single product of tangible personal property to be ultimately sold at retail;

(D) “manufacturing or processing business” means a business that utilizes an integrated production operation to manufacture, process, fabricate, finish or assemble items for wholesale and retail distribution as part of what is commonly regarded by the general public as an industrial manufacturing or processing operation or an agricultural commodity processing operation. (i) Industrial manufacturing or processing operations include, by way of illustration but not of limitation, the fabrication of automobiles, airplanes, machinery or transportation equipment, the fabrication of metal, plastic, wood or paper products, electricity power generation, water treatment, petroleum refining, chemical production,

wholesale bottling, newspaper printing, ready mixed concrete production, and the remanufacturing of used parts for wholesale or retail sale. Such processing operations shall include operations at an oil well, gas well, mine or other excavation site where the oil, gas, minerals, coal, clay, stone, sand or gravel that has been extracted from the earth is cleaned, separated, crushed, ground, milled, screened, washed or otherwise treated or prepared before its transmission to a refinery or before any other wholesale or retail distribution. (ii) Agricultural commodity processing operations include, by way of illustration but not of limitation, meat packing, poultry slaughtering and dressing, processing and packaging farm and dairy products in sealed containers for wholesale and retail distribution, feed grinding, grain milling, frozen food processing, and grain handling, cleaning, blending, fumigation, drying and aeration operations engaged in by grain elevators or other grain storage facilities. (iii) Manufacturing or processing businesses do not include, by way of illustration but not of limitation, nonindustrial businesses whose operations are primarily retail and that produce or process tangible personal property as an incidental part of conducting the retail business, such as retailers who bake, cook or prepare food products in the regular course of their retail trade, grocery stores, meat lockers and meat markets that butcher or dress livestock or poultry in the regular course of their retail trade, contractors who alter, service, repair or improve real property, and retail businesses that clean, service or refurbish and repair tangible personal property for its owner;

(E) “repair and replacement parts and accessories” means all parts and accessories for exempt machinery and equipment, including, but not limited to, dies, jigs, molds, patterns and safety devices that are attached to exempt machinery or that are otherwise used in production, and parts and accessories that require periodic replacement such as belts, drill bits, grinding wheels, grinding balls, cutting bars, saws, refractory brick and other refractory items for exempt kiln equipment used in production operations;

(F) “primary” or “primarily” mean more than 50% of the time.

(3) For purposes of this subsection, machinery and equipment shall be deemed to be used as an integral or essential part of an integrated production operation when used to:

(A) Receive, transport, convey, handle, treat or store raw materials in preparation of its placement on the production line;

(B) transport, convey, handle or store the property undergoing manufacturing or processing at any point from the beginning of the production line through any warehousing or distribution operation of the final product that occurs at the plant or facility;

(C) act upon, effect, promote or otherwise facilitate a physical change to the property undergoing manufacturing or processing;

(D) guide, control or direct the movement of property undergoing manufacturing or processing;

(E) test or measure raw materials, the property undergoing manufacturing or processing or the finished product, as a necessary part of the manufacturer's integrated production operations;

(F) plan, manage, control or record the receipt and flow of inventories of raw materials, consumables and component parts, the flow of the property undergoing manufacturing or processing and the management of inventories of the finished product;

(G) produce energy for; lubricate, control the operating of or otherwise enable the functioning of other production machinery and equipment and the continuation of production operations;

(H) package the property being manufactured or processed in a container or wrapping in which such property is normally sold or transported;

(I) transmit or transport electricity, coke, gas, water, steam or similar substances used in production operations from the point of generation, if produced by the manufacturer or processor at the plant site, to that manufacturer's production operation; or, if purchased or delivered from off-site, from the point where the substance enters the site of the plant or facility to that manufacturer's production operations;

(J) cool, heat, filter, refine or otherwise treat water, steam, acid, oil, solvents or other substances that are used in production operations;

(K) provide and control an environment required to maintain certain levels of air quality, humidity or temperature in special and limited areas of the plant or facility, where such regulation of temperature or humidity is part of and essential to the production process;

(L) treat, transport or store waste or other byproducts of production operations at the plant or facility; or

(M) control pollution at the plant or facility where the pollution is produced by the manufacturing or processing operation.

(4) The following machinery, equipment and materials shall be deemed to be exempt even though it may not otherwise qualify as machinery and equipment used as an integral or essential part of an integrated production operation: (A) Computers and related peripheral equipment that are utilized by a manufacturing or processing business for engineering of the finished product or for research and development or product design; (B) machinery and equipment that is utilized by a manufacturing or processing business to manufacture or rebuild tangible personal property that is used in manufacturing or processing operations, including tools, dies, molds, forms and other parts of qualifying machinery and equipment; (C) portable plants for aggregate concrete, bulk cement and asphalt including cement mixing drums to be attached to a motor vehicle; (D) industrial fixtures, devices, support facilities and special foundations

necessary for manufacturing and production operations, and materials and other tangible personal property sold for the purpose of fabricating such fixtures, devices, facilities and foundations. An exemption certificate for such purchases shall be signed by the manufacturer or processor. If the fabricator purchases such material, the fabricator shall also sign the exemption certificate; (E) a manufacturing or processing business' laboratory equipment that is not located at the plant or facility, but that would otherwise qualify for exemption under subsection (3)(E); (F) all machinery and equipment used in surface mining activities as described in K.S.A. 49-601 et seq., and amendments thereto, beginning from the time a reclamation plan is filed to the acceptance of the completed final site reclamation.

(5) "Machinery and equipment used as an integral or essential part of an integrated production operation" shall not include:

(A) Machinery and equipment used for nonproduction purposes, including, but not limited to, machinery and equipment used for plant security, fire prevention, first aid, accounting, administration, record keeping, advertising, marketing, sales or other related activities, plant cleaning, plant communications and employee work scheduling;

(B) machinery, equipment and tools used primarily in maintaining and repairing any type of machinery and equipment or the building and plant;

(C) transportation, transmission and distribution equipment not primarily used in a production, warehousing or material handling operation at the plant or facility, including the means of conveyance of natural gas, electricity, oil or water, and equipment related thereto, located outside the plant or facility;

(D) office machines and equipment including computers and related peripheral equipment not used directly and primarily to control or measure the manufacturing process;

(E) furniture and other furnishings;

(F) buildings, other than exempt machinery and equipment that is permanently affixed to or becomes a physical part of the building, and any other part of real estate that is not otherwise exempt;

(G) building fixtures that are not integral to the manufacturing operation, such as utility systems for heating, ventilation, air conditioning, communications, plumbing or electrical;

(H) machinery and equipment used for general plant heating, cooling and lighting;

(I) motor vehicles that are registered for operation on public highways; or

(J) employee apparel, except safety and protective apparel that is purchased by an employer and furnished gratuitously to employees who are involved in production or research activities.

(6) Paragraphs (3) and (5) shall not be construed as exclusive listings of the machinery and equipment that qualify or do not qualify as an integral or essential part of an integrated production operation. When machinery or equipment is used as an integral or essential part of production operations part of the time and for nonproduction purposes at other times, the primary use of the machinery or equipment shall determine whether or not such machinery or equipment qualifies for exemption.

(7) The secretary of revenue shall adopt rules and regulations necessary to administer the provisions of this subsection;

(ll) all sales of educational materials purchased for distribution to the public at no charge by a nonprofit corporation organized for the purpose of encouraging, fostering and conducting programs for the improvement of public health, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such materials purchased by a nonprofit corporation which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(mm) all sales of seeds and tree seedlings; fertilizers, insecticides, herbicides, germicides, pesticides and fungicides; and services, purchased and used for the purpose of producing plants in order to prevent soil erosion on land devoted to agricultural use;

(nn) except as otherwise provided in this act, all sales of services rendered by an advertising agency or licensed broadcast station or any member, agent or employee thereof;

(oo) all sales of tangible personal property purchased by a community action group or agency for the exclusive purpose of repairing or weatherizing housing occupied by low-income individuals;

(pp) all sales of drill bits and explosives actually utilized in the exploration and production of oil or gas;

(qq) all sales of tangible personal property and services purchased by a nonprofit museum or historical society or any combination thereof, including a nonprofit organization that is organized for the purpose of stimulating public interest in the exploration of space by providing educational information, exhibits and experiences, that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(rr) all sales of tangible personal property that will admit the purchaser thereof to any annual event sponsored by a nonprofit organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property purchased by a nonprofit organization which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto;

(ss) all sales of tangible personal property and services purchased by a public broadcasting station licensed by the federal communications commission as a noncommercial educational television or radio station;

(tt) all sales of tangible personal property and services purchased by or on behalf of a not-for-profit corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the sole purpose of constructing a Kansas Korean War memorial;

(uu) all sales of tangible personal property and services purchased by or on behalf of any rural volunteer fire-fighting organization for use exclusively in the performance of its duties and functions;

(vv) all sales of tangible personal property purchased by any of the following organizations that are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the following purposes, and all sales of any such property by or on behalf of any such organization for any such purpose:

(1) The American heart association, Kansas affiliate, inc. for the purposes of providing education, training, certification in emergency cardiac care, research and other related services to reduce disability and death from cardiovascular diseases and stroke;

(2) the Kansas alliance for the mentally ill, inc. for the purpose of advocacy for persons with mental illness and to education, research and support for their families;

(3) the Kansas mental illness awareness council for the purposes of advocacy for persons who are mentally ill and for education, research and support for them and their families;

(4) the American diabetes association Kansas affiliate, inc. for the purpose of eliminating diabetes through medical research, public education focusing on disease prevention and education, patient education including information on coping with diabetes, and professional education and training;

(5) the American lung association of Kansas, inc. for the purpose of eliminating all lung diseases through medical research, public education including information on coping with lung diseases, professional education and training related to lung disease and other related services to reduce the incidence of disability and death due to lung disease;

(6) the Kansas chapters of the Alzheimer's disease and related disorders association, inc. for the purpose of providing assistance and support to persons in Kansas with Alzheimer's disease, and their families and caregivers;

(7) the Kansas chapters of the Parkinson's disease association for the purpose of eliminating Parkinson's disease through medical research and public and professional education related to such disease;

(8) the national kidney foundation of Kansas and western Missouri for

the purpose of eliminating kidney disease through medical research and public and private education related to such disease;

(9) the heartstrings community foundation for the purpose of providing training, employment and activities for adults with developmental disabilities;

(10) the cystic fibrosis foundation, heart of America chapter, for the purposes of assuring the development of the means to cure and control cystic fibrosis and improving the quality of life for those with the disease;

(11) the spina bifida association of Kansas for the purpose of providing financial, educational and practical aid to families and individuals with spina bifida. Such aid includes, but is not limited to, funding for medical devices, counseling and medical educational opportunities;

(12) the CHWC, Inc., for the purpose of rebuilding urban core neighborhoods through the construction of new homes, acquiring and renovating existing homes and other related activities, and promoting economic development in such neighborhoods;

(13) the cross-lines cooperative council for the purpose of providing social services to low income individuals and families;

(14) the dreams work, inc., for the purpose of providing young adult day services to individuals with developmental disabilities and assisting families in avoiding institutional or nursing home care for a developmentally disabled member of their family;

(15) the KSDS, Inc., for the purpose of promoting the independence and inclusion of people with disabilities as fully participating and contributing members of their communities and society through the training and providing of guide and service dogs to people with disabilities, and providing disability education and awareness to the general public;

(16) the lyme association of greater Kansas City, Inc., for the purpose of providing support to persons with lyme disease and public education relating to the prevention, treatment and cure of lyme disease;

(17) the dream factory, inc., for the purpose of granting the dreams of children with critical and chronic illnesses;

(18) the Ottawa Suzuki strings, inc., for the purpose of providing students and families with education and resources necessary to enable each child to develop fine character and musical ability to the fullest potential;

(19) the international association of lions clubs for the purpose of creating and fostering a spirit of understanding among all people for humanitarian needs by providing voluntary services through community involvement and international cooperation;

(20) the Johnson county young matrons, inc., for the purpose of promoting a positive future for members of the community through volunteerism, financial support and education through the efforts of an all volunteer organization;

(21) the American cancer society, inc., for the purpose of eliminating cancer as a major health problem by preventing cancer, saving lives and diminishing suffering from cancer, through research, education, advocacy and service;

(22) the community services of Shawnee, inc., for the purpose of providing food and clothing to those in need;

(23) the angel babies association, for the purpose of providing assistance, support and items of necessity to teenage mothers and their babies; and

(24) the Kansas fairgrounds foundation for the purpose of the preservation, renovation and beautification of the Kansas state fairgrounds;

(ww) all sales of tangible personal property purchased by the habitat for humanity for the exclusive use of being incorporated within a housing project constructed by such organization;

(xx) all sales of tangible personal property and services purchased by a nonprofit zoo that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, or on behalf of such zoo by an entity itself exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986 contracted with to operate such zoo and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit zoo or the entity operating such zoo. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any nonprofit zoo. When any nonprofit zoo shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to the nonprofit zoo concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have

been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the nonprofit zoo concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(yy) all sales of tangible personal property and services purchased by a parent-teacher association or organization, and all sales of tangible personal property by or on behalf of such association or organization;

(zz) all sales of machinery and equipment purchased by over-the-air, free access radio or television station that is used directly and primarily for the purpose of producing a broadcast signal or is such that the failure of the machinery or equipment to operate would cause broadcasting to cease. For purposes of this subsection, machinery and equipment shall include, but not be limited to, that required by rules and regulations of the federal communications commission, and all sales of electricity which are essential or necessary for the purpose of producing a broadcast signal or is such that the failure of the electricity would cause broadcasting to cease;

(aaa) all sales of tangible personal property and services purchased by a religious organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and used exclusively for religious purposes, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials

for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 1998, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(bbb) all sales of food for human consumption by an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, pursuant to a food distribution program that offers such food at a price below cost in exchange for the performance of community service by the purchaser thereof;

(ccc) on and after July 1, 1999, all sales of tangible personal property and services purchased by a primary care clinic or health center the primary purpose of which is to provide services to medically underserved

individuals and families, and that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center that would be exempt from taxation under the provisions of this section if purchased directly by such clinic or center, except that for taxable years commencing after December 31, 2013, this subsection shall not apply to any sales of such tangible personal property and services purchased by a primary care clinic or health center which performs any abortion, as defined in K.S.A. 65-6701, and amendments thereto. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such clinic or center. When any such clinic or center shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such clinic or center concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such clinic or center concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor

and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ddd) on and after January 1, 1999, and before January 1, 2000, all sales of materials and services purchased by any class II or III railroad as classified by the federal surface transportation board for the construction, renovation, repair or replacement of class II or III railroad track and facilities used directly in interstate commerce. In the event any such track or facility for which materials and services were purchased sales tax exempt is not operational for five years succeeding the allowance of such exemption, the total amount of sales tax that would have been payable except for the operation of this subsection shall be recouped in accordance with rules and regulations adopted for such purpose by the secretary of revenue;

(eee) on and after January 1, 1999, and before January 1, 2001, all sales of materials and services purchased for the original construction, reconstruction, repair or replacement of grain storage facilities, including railroad sidings providing access thereto;

(fff) all sales of material handling equipment, racking systems and other related machinery and equipment that is used for the handling, movement or storage of tangible personal property in a warehouse or distribution facility in this state; all sales of installation, repair and maintenance services performed on such machinery and equipment; and all sales of repair and replacement parts for such machinery and equipment. For purposes of this subsection, a warehouse or distribution facility means a single, fixed location that consists of buildings or structures in a contiguous area where storage or distribution operations are conducted that are separate and apart from the business' retail operations, if any, and that do not otherwise qualify for exemption as occurring at a manufacturing or processing plant or facility. Material handling and storage equipment shall include aeration, dust control, cleaning, handling and other such equipment that is used in a public grain warehouse or other commercial grain storage facility, whether used for grain handling, grain storage, grain refining or processing, or other grain treatment operation;

(ggg) all sales of tangible personal property and services purchased by or on behalf of the Kansas academy of science, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and used solely by such academy for the preparation, publication and dissemination of education materials;

(hhh) all sales of tangible personal property and services purchased by or on behalf of all domestic violence shelters that are member agencies of the Kansas coalition against sexual and domestic violence;

(iii) all sales of personal property and services purchased by an organization that is exempt from federal income taxation pursuant to section

501(c)(3) of the federal internal revenue code of 1986, and such personal property and services are used by any such organization in the collection, storage and distribution of food products to nonprofit organizations that distribute such food products to persons pursuant to a food distribution program on a charitable basis without fee or charge, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities used for the collection and storage of such food products for any such organization which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such

materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after July 1, 2005, but prior to the effective date of this act upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(jjj) all sales of dietary supplements dispensed pursuant to a prescription order by a licensed practitioner or a mid-level practitioner as defined by K.S.A. 65-1626, and amendments thereto. As used in this subsection, "dietary supplement" means any product, other than tobacco, intended to supplement the diet that: (1) Contains one or more of the following dietary ingredients: A vitamin, a mineral, an herb or other botanical, an amino acid, a dietary substance for use by humans to supplement the diet by increasing the total dietary intake or a concentrate, metabolite, constituent, extract or combination of any such ingredient; (2) is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form, or if not intended for ingestion, in such a form, is not represented as conventional food and is not represented for use as a sole item of a meal or of the diet; and (3) is required to be labeled as a dietary supplement, identifiable by the supplemental facts box found on the label and as required pursuant to 21 C.F.R. § 101.36;

(lll) all sales of tangible personal property and services purchased by special olympics Kansas, inc. for the purpose of providing year-round sports training and athletic competition in a variety of olympic-type sports for individuals with intellectual disabilities by giving them continuing opportunities to develop physical fitness, demonstrate courage, experience joy and participate in a sharing of gifts, skills and friendship with their families, other special olympics athletes and the community, and activities provided or sponsored by such organization, and all sales of tangible personal property by or on behalf of any such organization;

(mmm) all sales of tangible personal property purchased by or on behalf of the Marillac center, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing psycho-social-biological and special education services to children, and all sales of any such property by or on behalf of such organization for such purpose;

(nnn) all sales of tangible personal property and services purchased by the west Sedgwick county-sunrise rotary club and sunrise charitable fund for the purpose of constructing a boundless playground which is an integrated, barrier free and developmentally advantageous play environment for children of all abilities and disabilities;

(ooo) all sales of tangible personal property by or on behalf of a public library serving the general public and supported in whole or in part with tax money or a not-for-profit organization whose purpose is to raise funds for or provide services or other benefits to any such public library;

(ppp) all sales of tangible personal property and services purchased by or on behalf of a homeless shelter that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal income tax code of 1986, and used by any such homeless shelter to provide emergency and transitional housing for individuals and families experiencing homelessness, and all sales of any such property by or on behalf of any such homeless shelter for any such purpose;

(qqq) all sales of tangible personal property and services purchased by TLC for children and families, inc., hereinafter referred to as TLC, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of TLC for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC. When TLC contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall

be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(rrr) all sales of tangible personal property and services purchased by any county law library maintained pursuant to law and sales of tangible personal property and services purchased by an organization that would have been exempt from taxation under the provisions of this subsection if purchased directly by the county law library for the purpose of providing legal resources to attorneys, judges, students and the general public, and all sales of any such property by or on behalf of any such county law library;

(sss) all sales of tangible personal property and services purchased by catholic charities or youthville, hereinafter referred to as charitable family providers, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing emergency shelter and treatment for abused and neglected children as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of charitable family providers for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for charitable family providers for any such purpose which would be exempt from taxation under the provisions of this section if purchased directly by charitable family providers. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for charitable family providers. When charitable family providers contracts for the

purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to charitable family providers a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, charitable family providers shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(ttt) all sales of tangible personal property or services purchased by a contractor for a project for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility owned by a nonprofit museum that has been granted an exemption pursuant to subsection (qq), which such home or facility is located in a city that has been designated as a qualified hometown pursuant to the provisions of K.S.A. 75-5071 et seq., and amendments thereto, and which such project is related to the purposes of K.S.A. 75-5071 et seq., and amendments thereto, and that would be exempt from taxation under the provisions of this section if purchased directly by such nonprofit museum. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility for

any such nonprofit museum. When any such nonprofit museum shall contract for the purpose of restoring, constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a home or facility, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such nonprofit museum a sworn statement on a form to be provided by the director of taxation that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in a home or facility or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such nonprofit museum shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(uuu) all sales of tangible personal property and services purchased by Kansas children's service league, hereinafter referred to as KCSL, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing for the prevention and treatment of child abuse and maltreatment as well as meeting additional critical needs for children, juveniles and family, and all sales of any such property by or on behalf of KCSL for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for KCSL for any such purpose that would be exempt from taxation under the provisions

of this section if purchased directly by KCSL. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for KCSL. When KCSL contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to KCSL a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, KCSL shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(vvv) all sales of tangible personal property or services, including the renting and leasing of tangible personal property or services, purchased by jazz in the woods, inc., a Kansas corporation that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing jazz in the woods, an event benefiting children-in-need and other nonprofit charities assisting such children, and all sales of any such property by or on behalf of such organization for such purpose;

(www) all sales of tangible personal property purchased by or on behalf of the Frontenac education foundation, which is exempt from federal

income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education support for students, and all sales of any such property by or on behalf of such organization for such purpose;

(xxx) all sales of personal property and services purchased by the booth theatre foundation, inc., an organization, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such personal property and services are used by any such organization in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling of the booth theatre, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling the booth theatre for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for any such organization. When any such organization shall contract for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof,

who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after January 1, 2007, but prior to the effective date of this act upon the gross receipts received from any sale which would have been exempted by the provisions of this subsection had such sale occurred after the effective date of this act shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee;

(yyy) all sales of tangible personal property and services purchased by TLC charities foundation, inc., hereinafter referred to as TLC charities, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of encouraging private philanthropy to further the vision, values, and goals of TLC for children and families, inc.; and all sales of such property and services by or on behalf of TLC charities for any such purpose and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for TLC charities for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by TLC charities. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for TLC charities. When TLC charities contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to TLC charities a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held

by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be incorporated into the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, TLC charities shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(zzz) all sales of tangible personal property purchased by the rotary club of shawnee foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, as amended, used for the purpose of providing contributions to community service organizations and scholarships;

(aaaa) all sales of personal property and services purchased by or on behalf of victory in the valley, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing a cancer support group and services for persons with cancer, and all sales of any such property by or on behalf of any such organization for any such purpose;

(bbbb) all sales of entry or participation fees, charges or tickets by Guadalupe health foundation, which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for such organization's annual fundraising event which purpose is to provide health care services for uninsured workers;

(cccc) all sales of tangible personal property or services purchased by or on behalf of wayside waifs, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing such organization's annual fundraiser, an event whose purpose is to support the care of homeless and abandoned animals, animal adoption efforts, education programs for children and efforts to reduce animal over-population and animal welfare services, and all sales of any such property, including entry or participation fees or charges, by or on behalf of such organization for such purpose;

(dddd) all sales of tangible personal property or services purchased by or on behalf of goodwill industries or Easter seals of Kansas, inc., both of which are exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of providing education, training and employment opportunities for people with disabilities and other barriers to employment;

(eeee) all sales of tangible personal property or services purchased by or on behalf of all American beef battalion, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of educating, promoting and participating as a contact group through the beef cattle industry in order to carry out such projects that provide support and morale to members of the United States armed forces and military services;

(ffff) all sales of tangible personal property and services purchased by sheltered living, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of providing residential and day services for people with developmental disabilities or intellectual disability, or both, and all sales of any such property by or on behalf of sheltered living, inc., for any such purpose; and all sales of tangible personal property or services purchased by a contractor for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling homes and facilities for sheltered living, inc., for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by sheltered living, inc. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities for sheltered living, inc. When sheltered living, inc., contracts for the purpose of rehabilitating, constructing, maintaining, repairing, enlarging, furnishing or remodeling such homes and facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project the contractor shall furnish to sheltered living, inc., a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project

or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, sheltered living, inc., shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(gggg) all sales of game birds for which the primary purpose is use in hunting;

(hhhh) all sales of tangible personal property or services purchased on or after July 1, 2014, for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a business identified under the North American industry classification system (NAICS) subsectors 1123, 1124, 112112, 112120 or 112210, and the sale and installation of machinery and equipment purchased for installation at any such business. The exemption provided in this subsection shall not apply to projects that have actual total costs less than \$50,000. When a person contracts for the construction, reconstruction, enlargement or remodeling of any such business, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the business a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor of the contractor, who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misde-

meanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(iii) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for the operation of services for Wichita children's home for any such purpose that would be exempt from taxation under the provisions of this section if purchased directly by Wichita children's home. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities for Wichita children's home. When Wichita children's home contracts for the purpose of constructing, maintaining, repairing, enlarging, furnishing or remodeling such facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to Wichita children's home a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, Wichita children's home shall be liable for the tax on all materials purchased for the project, and upon payment, it may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor, who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(jjj) all sales of tangible personal property or services purchased by or on behalf of the beacon, inc., that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the

purpose of providing those desiring help with food, shelter, clothing and other necessities of life during times of special need;

(kkkk) all sales of tangible personal property and services purchased by or on behalf of reaching out from within, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, for the purpose of sponsoring self-help programs for incarcerated persons that will enable such incarcerated persons to become role models for non-violence while in correctional facilities and productive family members and citizens upon return to the community;

(llll) all sales of tangible personal property and services purchased by Gove county healthcare endowment foundation, inc., which is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and which such property and services are used for the purpose of constructing and equipping an airport in Quinter, Kansas, and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing and equipping an airport in Quinter, Kansas, for such organization, that would be exempt from taxation under the provisions of this section if purchased directly by such organization. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing or equipping of facilities for such organization. When such organization shall contract for the purpose of constructing or equipping an airport in Quinter, Kansas, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such organization concerned a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation no later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof it may recover the same from the contractor together with reasonable

attorney fees. Any contractor or any agent, employee or subcontractor thereof, who purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. The provisions of this subsection shall expire and have no effect on and after July 1, 2019;

(mmmm) all sales of gold or silver coins; and palladium, platinum, gold or silver bullion. For the purposes of this subsection, "bullion" means bars, ingots or commemorative medallions of gold, silver, platinum, palladium, or a combination thereof, for which the value of the metal depends on its content and not the form;

(nnnn) all sales of tangible personal property or services purchased by friends of hospice of Jefferson county, an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of providing support to the Jefferson county hospice agency in end-of-life care of Jefferson county families, friends and neighbors, and all sales of entry or participation fees, charges or tickets by friends of hospice of Jefferson county for such organization's fundraising event for such purpose;

(oooo) all sales of tangible personal property or services purchased for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a qualified business facility by a qualified firm or qualified supplier that meets the requirements established in K.S.A. 2024 Supp. 74-50,312 and 74-50,319, and amendments thereto, and that has been approved for a project exemption certificate by the secretary of commerce, and the sale and installation of machinery and equipment purchased by such qualified firm or qualified supplier for installation at any such qualified business facility. When a person shall contract for the construction, reconstruction, enlargement or remodeling of any such qualified business facility, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to the owner of the qualified firm or qualified supplier a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent,

employee or subcontractor thereof who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, “qualified business facility,” “qualified firm” and “qualified supplier” mean the same as defined in K.S.A. 2024 Supp. 74-50,311, and amendments thereto;

(pppp) (1) all sales of tangible personal property or services purchased by a not-for-profit corporation that is designated as an area agency on aging by the secretary for aging and disabilities services and is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code for the purpose of coordinating and providing seniors and those living with disabilities with services that promote person-centered care, including home-delivered meals, congregate meal settings, long-term case management, transportation, information, assistance and other preventative and intervention services to help service recipients remain in their homes and communities or for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for such area agency on aging; and

(2) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for an area agency on aging that would be exempt from taxation under the provisions of this section if purchased directly by such area agency on aging. Nothing in this paragraph shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities for an area agency on aging. When an area agency on aging contracts for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling facilities, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and such contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such area agency on aging a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased

under such a certificate are found not to have been incorporated in the building or other project or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in the building or other project reported and paid by such contractor to the director of taxation not later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, the area agency on aging concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof, the area agency on aging may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto;

(qqqq) all sales of tangible personal property or services purchased by Kansas suicide prevention HQ, inc., an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of bringing suicide prevention training and awareness to communities across the state;

(rrrr) all sales of the services of slaughtering, butchering, custom cutting, dressing, processing and packaging of an animal for human consumption when the animal is delivered or furnished by a customer that owns the animal and such meat or poultry is for use or consumption by such customer;

(ssss) all sales of tangible personal property or services purchased by or on behalf of doorstep inc., an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, for the purpose of providing short-term emergency aid to families and individuals in need, including assistance with food, clothing, rent, prescription medications, transportation and utilities, and providing information on services to promote long-term self-sufficiency;

(ttt) on and after January 1, 2024, all sales of tangible personal property or services purchased by exploration place, inc., an organization that is exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code, and which such property and services are used for the purpose of constructing, remodeling, furnishing or equipping a riverfront amphitheater, a destination playscape, an education center and indoor renovations at exploration place in Wichita, Kansas, all sales of tangible personal property or services purchased by Kansas children's discovery center inc. in Topeka, Kansas, and which such prop-

erty and services are used for the purpose of constructing, remodeling, furnishing or equipping projects that include indoor-outdoor classrooms, an expanded multi-media gallery, a workshop and loading dock and safety upgrades such as a tornado shelter, lactation room, first aid room and sensory room and all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, remodeling, furnishing or equipping such projects, for such organizations, that would be exempt from taxation under the provisions of this section if purchased directly by such organizations. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, remodeling, furnishing or equipping of facilities for such organization. When such organization shall contract for the purpose of constructing, remodeling, furnishing or equipping such projects, it shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering the same bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such organization a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in such facilities or not to have been returned for credit or the sales or compensating tax otherwise imposed upon such materials that will not be so incorporated in such facilities reported and paid by such contractor to the director of taxation no later than the 20th day of the month following the close of the month in which it shall be determined that such materials will not be used for the purpose for which such certificate was issued, such organization shall be liable for tax on all materials purchased for the project, and upon payment thereof may recover the same from the contractor together with reasonable attorney fees. Any contractor or agent, employee or subcontractor thereof, who purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials, shall be guilty of a misdemeanor and, upon conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Sales tax paid on and after January 1, 2024, but prior to the effective date of this act, upon the gross receipts received from any sale exempted by the amendatory provisions of this subsection shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of

taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee. The provisions of this subsection shall expire and have no effect on and after December 31, 2030;

(uuuu) (1) (A) all sales of equipment, machinery, software, ancillary components, appurtenances, accessories or other infrastructure purchased for use in the provision of communications services; and

(B) all services purchased by a provider in the provision of the communications service used in the repair, maintenance or installation in such communications service.

(2) As used in this subsection:

(A) "Communications service" means internet access service, telecommunications service, video service or any combination thereof.

(B) "Equipment, machinery, software, ancillary components, appurtenances, accessories or other infrastructure" includes, but is not limited to:

(i) Wires, cables, fiber, conduits, antennas, poles, switches, routers, amplifiers, rectifiers, repeaters, receivers, multiplexers, duplexers, transmitters, circuit cards, insulating and protective materials and cases, power equipment, backup power equipment, diagnostic equipment, storage devices, modems, cable modem termination systems and servers;

(ii) other general central office or headend equipment, such as channel cards, frames and cabinets;

(iii) equipment used in successor technologies, including items used to monitor, test, maintain, enable or facilitate qualifying equipment, machinery, software, ancillary components, appurtenances and accessories; and

(iv) other infrastructure that is used in whole or in part to provide communications services, including broadcasting, distributing, sending, receiving, storing, transmitting, retransmitting, amplifying, switching, providing connectivity for or routing communications services.

(C) "Internet access service" means the same as internet access as defined in section 1105 of the internet tax freedom act amendments of 2007, public law 110-108.

(D) "Provider" means a person or entity that sells communications service, including an affiliate or subsidiary.

(E) "Telecommunications service" means the same as defined in K.S.A. 79-3602, and amendments thereto.

(F) "Video service" means the same as defined in K.S.A. 12-2022, and amendments thereto.

(3) The provisions of this subsection shall expire and have no effect on and after July 1, 2029;

(vvv)(1) all sales of tangible personal property or services purchased by a contractor for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a building that is operated by, or is intended to be operated by, the Kansas fairgrounds foundation, a not-for-profit corporation exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986, and located on the grounds of the Kansas state fair, and such tangible personal property would be exempt from taxation under the provisions of this paragraph if purchased directly by such eligible not-for-profit corporation. Nothing in this subsection shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in the constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a building for such eligible not-for-profit corporation. When such eligible not-for-profit corporation contracts for the purpose of constructing, equipping, reconstructing, maintaining, repairing, enlarging, furnishing or remodeling a building, such corporation shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and such contractor may purchase materials for incorporation in such project. The contractor shall furnish the number of such certificate to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering such purchases bearing the number of such certificate. Upon completion of the project, the contractor shall furnish to such eligible not-for-profit corporation a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. If any materials purchased under such a certificate are found not to have been incorporated in the building or returned for credit, the contractor shall report and pay the sales or compensating tax to the director of taxation not later than the 20th day of the month following the close of the month in which it is determined that such materials will not be used for the purpose for which such certificate was issued. The eligible not-for-profit corporation concerned shall be liable for tax on all materials purchased for the project, and upon payment thereof, the eligible not-for-profit corporation may recover the same from the contractor together with reasonable attorney fees. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed upon such materials shall be guilty of a misdemeanor and, upon

conviction therefor, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto.

(2) Sales tax paid on and after May 19, 2023, but prior to the effective date of this act upon the gross receipts received from any sale which would have been exempted by the provisions of this subsection had such sale occurred after the effective date of this act shall be refunded. Each claim for a sales tax refund shall be verified and submitted to the director of taxation upon forms furnished by the director and shall be accompanied by any additional documentation required by the director. The director shall review each claim and shall refund that amount of sales tax paid as determined under the provisions of this subsection. All refunds shall be paid from the sales tax refund fund upon warrants of the director of accounts and reports pursuant to vouchers approved by the director or the director's designee; ~~and~~

(www) (1) all sales of tangible personal property or services purchased by a pregnancy resource center or residential maternity facility.

(2) As used in this subsection, "pregnancy resource center" or "residential maternity facility" means an organization that is:

(A) Exempt from federal income taxation pursuant to section 501(c)(3) of the federal internal revenue code of 1986;

(B) a nonprofit organization organized under the laws of this state; and

(C) a pregnancy resource center or residential maternity facility that:

(i) Maintains a dedicated phone number for clients;

(ii) maintains in this state its primary physical office, clinic or residential home that is open for clients for a minimum of 20 hours per week, excluding state holidays;

(iii) offers services, at no cost to the client, for the express purpose of providing assistance to women in order to carry their pregnancy to term, encourage parenting or adoption, prevent abortion and promote healthy childbirth; and

(iv) utilizes trained healthcare providers, as defined by K.S.A. 2024 Supp. 79-32,316, and amendments thereto, to perform any available medical procedures; *and*

(xxx) *all sales of tangible personal property or services purchased for the purpose of and in conjunction with constructing, reconstructing, enlarging or remodeling a qualified data center by a qualified firm that meets the requirements established in sections 1 through 3, and amendments thereto, and has been approved and certified for a project exemption certificate by the secretary of commerce, the sale and installation of machinery and data center equipment and eligible data center costs purchased by such qualified firm for such qualified data center and labor services to install, apply, repair, service, alter or maintain data center equipment of*

such qualified firm at such qualified data center. When a person contracts for the construction, reconstruction, enlargement or remodeling of any such qualified data center, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering such purchases bearing the number of such certificates. Upon completion of the project, the contractor shall furnish to the owner of the qualified firm a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this subsection. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof who shall use or otherwise dispose of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. As used in this subsection, “data center equipment,” “eligible data center costs,” “qualified data center” and “qualified firm” mean the same as defined in section 1, and amendments thereto.

Sec. 7. K.S.A. 2024 Supp. 66-101j and 79-3606 are hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 125

Senate Substitute for Substitute for HOUSE BILL No. 2007
(Amends Chapters 10, 17, 27, 30, 40, 65, 85, 87, 90, 95 and 99)

AN ACT reconciling multiple amendments to certain statutes; amending K.S.A. 17-7929, as amended by section 4 of 2025 House Bill No. 2117, 25-4180, as amended by section 1 of 2025 House Bill No. 2106, 40-252, as amended by section 9 of 2025 House Bill No. 2050, and 40-3401, as amended by section 1 of 2025 House Bill No. 2039, and K.S.A. 2024 Supp. 8-1,141, 39-923, 39-2009, 40-4302, as amended by section 24 of 2025 House Bill No. 2334, 45-229, as amended by section 1 of 2025 House Bill No. 2166, 59-2946, as amended by section 10 of 2025 House Bill No. 2249, 59-29b46, as amended by section 11 of 2025 House Bill No. 2249, 72-5170 and 77-440, as amended by section 2 of 2025 Senate Bill No. 77, and repealing the existing sections; also repealing K.S.A. 17-7929, as amended by section 33 of 2025 House Bill No. 2371, 25-4180, as amended by section 15 of 2025 House Bill No. 2206, 40-252, as amended by section 15 of 2025 House Bill No. 2334, and 40-3401, as amended by section 7 of 2025 House Bill No. 2249, and K.S.A. 2024 Supp. 8-1,141a, 21-5705a, 39-923b, 39-2009a, 40-4302, as amended by section 30 of 2025 House Bill No. 2050, 45-229, as amended by section 11 of chapter 95 of the 2024 Session Laws of Kansas, 59-2946, as amended by section 157 of 2025 House Bill No. 2359, 59-29b46, as amended by section 151 of 2025 House Bill No. 2359, 59-3077, as amended by section 14 of 2025 House Bill No. 2249, 72-5170a and 77-440, as amended by section 28 of 2025 House Bill No. 2206.

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

Section 1. K.S.A. 2024 Supp. 8-1,141 is hereby amended to read as follows: 8-1,141. (a) (1) Except as provided in paragraph (2), any new distinctive license plate authorized for issuance on and after July 1, 1994, shall be subject to the personalized license plate fee prescribed by K.S.A. 8-132(d), and amendments thereto. This section shall not apply to any distinctive license plate authorized prior to July 1, 1994.

(2) On and after January 1, 2025, any distinctive license plate may be a personalized license plate subject to the provisions of K.S.A. 8-132, and amendments thereto. Any personalized distinctive license plate shall be subject to a fee that is double the amount prescribed by K.S.A. 8-132(d), and amendments thereto.

(b) The director of vehicles shall not issue any new distinctive license plate unless there is a guarantee of an initial issuance of at least 250 license plates.

(c) The provisions of this section shall not apply to distinctive license plates issued under the provisions of K.S.A. 8-177d, 8-1,145, 8-1,163, 8-1,166, 8-1,185, 8-1,186, 8-1,187, 8-1,188, 8-1,194, 8-1,195, 8-1,196, 8-1,197, 8-1,198, 8-1,199, 8-1,204 or 8-1,205, and amendments thereto, or K.S.A. 2024 Supp. 8-1,221 or 8-1,222, and amendments thereto, except that such distinctive license plates may be personalized license plates pursuant to subsection (a)(2) if an applicant pays the personalized license plate fee prescribed by K.S.A. 8-132(d), and amendments thereto.

(d) The provisions of subsection (a) shall not apply to distinctive license plates issued under the provisions of K.S.A. 8-1,146, 8-1,148, 8-1,153, 8-1,158 or 8-1,161, and amendments thereto, except that such distinctive license plates may be personalized license plates pursuant to subsection (a)(2) if an applicant pays the personalized license plate fee prescribed by K.S.A. 8-132(d), and amendments thereto.

(e) The provisions of subsection (f) shall not apply to distinctive license plates issued under the provisions of K.S.A. 8-1,160; *and* 8-1,183, *and amendments thereto*, and K.S.A. 2024 Supp. 8-1,211 and 8-1,219, and amendments thereto, except that the division shall delay the manufacturing and issuance of such distinctive license plate until the division has received not fewer than 100 orders for such plate, including payment of the personalized license plate fee required under subsection (a). Upon certification by the director of vehicles to the director of accounts and reports that not less than 100 paid orders for such plate have been received, the director of accounts and reports shall transfer \$4,000 from the state highway fund to the distinctive license plate fund.

(f) (1) Any person or organization sponsoring any distinctive license plate authorized by the legislature shall submit to the division of vehicles a nonrefundable amount not to exceed \$5,000, to defray the division's cost for developing such distinctive license plate.

(2) All moneys received under this subsection shall be remitted by the secretary of revenue to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the distinctive license plate fund which is hereby created in the state treasury. All moneys credited to the distinctive license plate fund shall be used by the department of revenue only for the purpose associated with the development of distinctive license plates. All expenditures from the distinctive license plate application fee fund shall be made in accordance with appropriation acts, upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of the department of revenue.

(g) The director of vehicles shall discontinue the issuance of any distinctive license plate if:

(1) Fewer than 250 plates, including annual renewals, are issued for that distinctive license plate by the end of the second year of sales; and

(2) fewer than 125 license plates, including annual renewals, are issued for that distinctive license plate during any subsequent two-year period.

(h) An application for any distinctive license plate issued and the corresponding royalty fee may be collected either by the county treasurer or the entity benefiting from the issuance of the distinctive license plate. Annual royalty payments collected by the county treasurers shall be remitted

to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance the state treasurer shall deposit the entire amount in the state treasury to the credit of a segregated royalty fund which shall be administered by the state treasurer. All expenditures from the royalty fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state treasurer or the state treasurer's designee. Payments from the royalty fund shall be made to the entity benefiting from the issuance of the distinctive license plate on a monthly basis.

(i) Notwithstanding any other provision of law, for any distinctive license plate, the division shall produce such distinctive license plate for a motorcycle upon request to the division by the organization sponsoring the distinctive license plate.

(j) In addition to any residency requirements for all distinctive license plates, any person not a resident of Kansas, serving as a member of the armed forces stationed in this state shall be eligible to apply for any distinctive license plate as if the individual was a resident of this state. Such person shall be eligible to renew the distinctive license plate registration as long as the person is still stationed in this state at the time the registration is renewed.

Sec. 2. K.S.A. 17-7929, as amended by section 4 of 2025 House Bill No. 2117, is hereby amended to read as follows: 17-7929. (a) The resident agent of a covered entity, including a resident agent that no longer qualifies to be a resident agent under K.S.A. 17-7925, and amendments thereto, may resign without appointing a successor by paying a fee if authorized by law, as provided by K.S.A. 17-7910, and amendments thereto, and filing a certificate of resignation, with the secretary of state stating that the resident agent resigns as resident agent for the covered entity or entities identified in the certificate, but such resignation shall not become effective until 30 days after the certificate is filed. The certificate shall be executed by the resident agent, shall contain a statement that written notice of resignation was given to ~~each affected~~ *the* covered entity at least 30 days prior to the filing of the certificate by mailing or delivering such notice to the covered entity at its address last known to the resident agent and shall set forth the date of such notice. The certificate shall also include the postal address and name and contact information of an officer, director, employee or designated agent who is then authorized to receive communications from the resident agent with respect to the affected covered entities last known to the resident agent.

(b) After receipt of the notice of the resignation of its resident agent, provided for in subsection (a), any covered entity for which such resident agent was acting shall obtain and designate a new resident agent to take

the place of the resident agent so resigning. Such covered entity shall pay a fee if authorized by law, as provided by K.S.A. 17-7910, and amendments thereto, and file with the secretary of state a certificate setting forth the name and postal address of the successor resident agent. Upon such filing, the successor resident agent shall become the resident agent of such covered entity and the successor resident agent's postal address, as stated in such certificate, shall become the postal address of the covered entity's registered office in this state. If such covered entity fails to obtain and designate a new resident agent as aforesaid, prior to the expiration of the period of 60 days after the filing by the resident agent of the certificate of resignation, the secretary of state shall declare the entity's organizing documents forfeited.

(c) After the resignation of the resident agent shall have become effective, as provided in subsection (a), and if no new resident agent shall have been obtained and designated in the time and manner provided for in subsection (b), service of legal process against the covered entity, or in the case of a domestic or foreign limited liability company, any series of such limited liability company, for which the resigned resident agent had been acting shall thereafter be upon the secretary of state in the manner prescribed by K.S.A. 60-304, and amendments thereto.

(d) Any covered entity affected by the filing of a certificate under this section shall not be required to take any further action to amend its public organic documents to reflect a change of registered office or resident agent.

Sec. 3. K.S.A. 25-4180, as amended by section 1 of 2025 House Bill No. 2106, is hereby amended to read as follows: 25-4180. (a) Every person who engages in any activity promoting or opposing the adoption or repeal of any provision of the constitution of the state of Kansas and who accepts moneys or property for the purpose of engaging in such activity shall make an annual report to the secretary of state of individual contributions or contributions in kind in an aggregate amount or value in excess of \$50 received during the preceding calendar year for such purposes. The report shall show the name and address of each contributor for the activity and the amount or value of the individual contribution made, together with a total value of all contributions received, and also shall account for expenditures in an aggregate amount or value in excess of \$50 from such contributions, by showing the amount or value expended to each payee and the purpose of each such expenditure, together with a total value of all expenditures made. Each person who submits a report shall certify that:

(1) Such person has not knowingly accepted contributions or expenditures either directly or indirectly from a foreign national; and

(2) each donor named in such report is not a foreign national and has not knowingly accepted contributions or expenditures either directly or

indirectly from any foreign national that in the aggregate exceed \$100,000 within the four-year period immediately preceding the date of such donor's contribution or expenditure. The annual report shall be filed on or before February 15 of each year for the preceding calendar year.

(b) Each person who accepts contributions or expenditures as described in subsection (a) shall require each donor to certify that such donor is not a foreign national and has not knowingly accepted contributions or expenditures either directly or indirectly from any foreign national that in the aggregate exceed \$100,000 within the four-year period immediately preceding the date of such donor's contribution or expenditure.

(c) Each person making an independent expenditure for any activity promoting or opposing the adoption or repeal of any provision of the constitution of the state of Kansas shall, within 48 hours of making such expenditure, certify to the commission that such person has not knowingly accepted any moneys either directly or indirectly from any foreign national that in the aggregate exceed \$100,000 within the four-year period immediately preceding the date of such person's expenditure and shall not accept any such moneys during the remainder of the calendar year in which the question of amending the constitution of the state of Kansas is on the ballot.

(d) (1) No person shall accept, directly or indirectly, any contribution or expenditure from a foreign national made for any activity promoting or opposing the adoption or repeal of any provision of the constitution of the state of Kansas.

(2) The attorney general may prosecute any person who violates this subsection. Any person who believes the provisions of this subsection have been violated may file a complaint with the attorney general.

(3) In any civil action brought by the commission or the attorney general against a person who violates this subsection, the court may award injunctive relief sufficient to prevent any subsequent violations of this subsection by such person and statutory damages of not to exceed an amount that is twice the amount of the prohibited contribution or expenditure.

(e) As used in this section, "foreign national" means:

(1) An individual who is not a citizen or lawful permanent resident of the United States;

(2) a government or subdivision of a foreign country or municipality thereof;

(3) a foreign political party;

(4) any entity, such as a partnership, association, corporation, organization or other combination of persons, that is organized under the laws of, or has its principal place of business in, a foreign country; or

(5) any United States entity, such as a partnership, association, corporation or organization, that is wholly or majority-owned by any foreign na-

tional, unless: (1) Any contribution or expenditure that such entity makes is derived entirely from funds generated by such United States entity's United States operations; and (2) all decisions concerning the contribution or expenditure are made by individuals who are United States citizens or permanent residents, except for setting overall budget amounts.

(f) In addition to the annual report, a person engaging in an activity promoting the adoption or repeal of a provision of the Kansas constitution who accepts any contributed moneys for such activity shall make a preliminary report to the secretary of state 15 days prior to each election at which a proposed constitutional amendment is submitted. Such report shall show the name and address of each individual contributor, together with the amount contributed or contributed in kind in an aggregate amount or value in excess of \$50, the expenditures in an aggregate amount or value in excess of \$50 from such contributions, by showing the amount paid to each payee, and the purpose of the expenditure. A supplemental report in the same format as the preliminary report shall be filed with the secretary of state within 15 days after any election on a constitutional proposition where contributed funds are received and expended in opposing or promoting such proposition.

(g) Any person who engages in any activity promoting or opposing the adoption or repeal of any provision of the Kansas constitution shall be considered engaged in such activity upon the date that the concurrent resolution passes the Kansas house of representatives and the senate in its final form. Upon such date, if the person has funds in the constitutional amendment campaign treasury, such person shall be required to report such funds as provided by this section.

(h) (1) The commission shall send a notice by registered or certified mail to any person failing to file any report required by subsection (a), (f) or (g) within the time period prescribed therefor. The notice shall state that the required report has not been filed with the office of the secretary of state. The notice also shall state that such person shall have 15 days from the date that such notice is deposited in the mail to comply with the reporting requirements before a civil penalty shall be imposed for each day that the required documents remain unfiled. If such person fails to comply within the prescribed period, such person shall pay to the state a civil penalty of \$10 per day for each day that such report remains unfiled, except that no such civil penalty shall exceed \$300. The commission may waive, for good cause, payment of any civil penalty imposed by this section.

(2) Civil penalties provided for by this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the ~~governmental ethics~~ *Kansas public disclosure* commission fee fund.

(3) If a person fails to pay a civil penalty provided for by this section, it shall be the duty of the commission to bring an action to recover such civil penalty in the district court of the county in which such person resides.

(i) The intentional failure to file any report required by subsection (a) is a class A misdemeanor.

(j) This section shall be a part of and supplemental to the campaign finance act.

Sec. 4. K.S.A. 2024 Supp. 39-923 is hereby amended to read as follows: 39-923. (a) As used in this act:

(1) “Adult care home” means any nursing facility, nursing facility for mental health, intermediate care facility for people with intellectual disability, assisted living facility, residential healthcare facility, home plus, boarding care home and adult day care facility, all of which are classifications of adult care homes and are required to be licensed by the secretary for aging and disability services.

(2) “Nursing facility” means any place or facility operating 24 hours a day, seven days a week, caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments, need skilled nursing care to compensate for activities of daily living limitations.

(3) “Nursing facility for mental health” means any place or facility operating 24 hours a day, seven days a week, caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments, need skilled nursing care and special mental health services to compensate for activities of daily living limitations.

(4) “Intermediate care facility for people with intellectual disability” means any place or facility operating 24 hours a day, seven days a week, caring for four or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who, due to functional impairments caused by intellectual disability or related conditions, need services to compensate for activities of daily living limitations.

(5) “Assisted living facility” means any place or facility caring for six or more individuals not related within the third degree of relationship to the administrator, operator or owner by blood or marriage and who, by choice or due to functional impairments, may need personal care and supervised nursing care to compensate for activities of daily living limitations and in which the place or facility includes apartments for residents and provides or coordinates a range of services including personal care or supervised nursing care available 24 hours a day, seven days a week, for the support of resident independence. The provision of skilled nursing procedures to a resident in an assisted living facility is not prohibited by this act. Gen-

erally, the skilled services provided in an assisted living facility shall be provided on an intermittent or limited term basis, or if limited in scope, a regular basis.

(6) “Residential healthcare facility” means any place or facility, or a contiguous portion of a place or facility, caring for six or more individuals not related within the third degree of relationship to the administrator, operator or owner by blood or marriage and who, by choice or due to functional impairments, may need personal care and supervised nursing care to compensate for activities of daily living limitations and where such place or facility includes individual living units and provides or coordinates personal care or supervised nursing care available 24 hours a day, seven days a week for the support of resident independence. The provision of skilled nursing procedures to a resident in a residential healthcare facility is not prohibited by this act. Generally, the skilled services provided in a residential healthcare facility shall be provided on an intermittent or limited term basis, or if limited in scope, a regular basis.

(7) “Home plus” means any residence or facility caring for not more than 12 individuals not related within the third degree of relationship to the operator or owner by blood or marriage unless the resident in need of care is approved for placement by the secretary for children and families, and who, due to functional impairment, needs personal care and may need supervised nursing care to compensate for activities of daily living limitations. The level of care provided to residents shall be determined by preparation of the staff and rules and regulations developed by the Kansas department for aging and disability services. An adult care home may convert a portion of one wing of the facility to a not less than five-bed but not more than 12-bed home plus facility if the home plus facility remains separate from the adult care home and each facility remains contiguous. Any home plus that provides care for more than eight individuals after the effective date of this act shall adjust staffing personnel and resources as necessary to meet residents’ needs in order to maintain the current level of nursing care standards. Personnel of any home plus who provide services for residents with dementia shall be required to take annual dementia care training.

(8) “Boarding care home” means any place or facility operating 24 hours a day, seven days a week, caring for not more than 10 individuals not related within the third degree of relationship to the operator or owner by blood or marriage and who, due to functional impairment, need supervision of activities of daily living but who are ambulatory and essentially capable of managing their own care and affairs.

(9) “Continuing care retirement community” means any place or facility that combines a range of housing and services to encompass the continuum of aging care needs provided at an independent living facility,

an assisted living facility, a residential healthcare facility, home plus or a skilled nursing care facility within a single place or facility to avoid the need for residents to relocate to a separate place or facility. The provision of community care includes the multiple levels of care provided as part of a continuing care retirement community.

(10) “Adult day care” means any place or facility operating less than 24 hours a day caring for individuals not related within the third degree of relationship to the operator or owner by blood or marriage and who, due to functional impairment, need supervision of or assistance with activities of daily living.

(11) “Place or facility” means a building or any one or more complete floors of a building, or any one or more complete wings of a building, or any one or more complete wings and one or more complete floors of a building. “Place or facility” includes multiple buildings.

(12) “Skilled nursing care” means services performed by or under the immediate supervision of a registered professional nurse and additional licensed nursing personnel. Skilled nursing includes administration of medications and treatments as prescribed by a licensed physician or dentist and other nursing functions that require substantial nursing judgment and skill based on the knowledge and application of scientific principles.

(13) “Supervised nursing care” means services provided by or under the guidance of a licensed nurse with initial direction for nursing procedures and periodic inspection of the actual act of accomplishing the procedures administration of medications and treatments as prescribed by a licensed physician or dentist and assistance of residents with the performance of activities of daily living.

(14) “Resident” means all individuals kept, cared for, treated, boarded or otherwise accommodated in any adult care home.

(15) “Person” means any individual, firm, partnership, corporation, company, association or joint-stock association, and the legal successor thereof.

(16) “Operate an adult care home” means to own, lease, sublease, establish, maintain, conduct the affairs of or manage an adult care home, except that for the purposes of this definition the words “own” and “lease” do not include hospital districts, cities and counties that hold title to an adult care home purchased or constructed through the sale of bonds.

(17) “Licensing agency” means the secretary for aging and disability services.

(18) “Skilled nursing home” means a nursing facility.

(19) “Intermediate nursing care home” means a nursing facility.

(20) “Apartment” means a private unit that includes, but is not limited to, a toilet room with bathing facilities, a kitchen, sleeping, living and storage area and a lockable door.

(21) “Individual living unit” means a private unit that includes, but is not limited to, a toilet room with bathing facilities, sleeping, living and storage area and a lockable door.

(22) “Operator” means an individual registered pursuant to the operator registration act, K.S.A. 39-973 et seq., and amendments thereto, who may be appointed by a licensee to have the authority and responsibility to oversee an assisted living facility or residential healthcare facility with fewer than 61 residents, a home plus or adult day care facility.

(23) “Activities of daily living” means those personal, functional activities required by an individual for continued well-being, including, but not limited to, eating, nutrition, dressing, personal hygiene, mobility and toileting.

(24) “Personal care” means care provided by staff to assist an individual with or to perform activities of daily living.

(25) “Functional impairment” means an individual has experienced a decline in physical, mental and psychosocial well-being and, as a result, is unable to compensate for the effects of the decline.

(26) “Kitchen” means a food preparation area that includes a sink, refrigerator and a microwave oven or stove.

(27) “Intermediate personal care home” for purposes of those individuals applying for or receiving veterans’ benefits means residential healthcare facility.

(28) “Paid nutrition assistant” means an individual who is paid to feed residents of an adult care home, or who is used under an arrangement with another agency or organization, who is trained by a person meeting nurse aide instructor qualifications as prescribed by 42 C.F.R. § 483.152, 42 C.F.R. § 483.160 and 42 C.F.R. § 483.35(h), and who provides such assistance under the supervision of a registered professional or licensed practical nurse.

(29) “Medicaid program” means the Kansas program of medical assistance for which federal or state moneys, or any combination thereof, are expended any successor federal or state, or both, health insurance program or waiver granted thereunder.

(30) “Licensee” means any person or persons acting jointly or severally who are licensed by the secretary for aging and disability services pursuant to the adult care home licensure act, K.S.A. 39-923 et seq., and amendments thereto.

(31) “Insolvent” means that the adult care home or any individual or entity that operates an adult care home or appears on the adult care home license and has stopped paying debts in the ordinary course of business or is unable to pay debts as they come due in the ordinary course of business.

(b) ~~The term~~ “Adult care home” does not include institutions operated by federal or state governments, except institutions operated by the

director of the ~~Kansas commission on veterans affairs~~ office of *veterans services*, hospitals or institutions for the treatment and care of psychiatric patients, child care facilities, maternity centers, hotels, offices of physicians or hospices that are certified to participate in the medicare program under 42 C.F.R. § 418.1 et seq., and provide services only to hospice patients, or centers approved by the centers for medicare and medicaid services as a program for all-inclusive care for the elderly (PACE) under 42 C.F.R. § 460 et seq., that provides services only to PACE participants.

(c) Nursing facilities in existence on the effective date of this act changing licensure categories to become residential healthcare facilities shall be required to provide private bathing facilities in a minimum of 20% of the individual living units.

(d) Facilities licensed under the adult care home licensure act on the day immediately preceding the effective date of this act shall continue to be licensed facilities until the annual renewal date of such license and may renew such license in the appropriate licensure category under the adult care home licensure act subject to the payment of fees and other conditions and limitations of such act.

(e) Nursing facilities with fewer than 60 beds converting a portion of the facility to residential healthcare shall have the option of licensing for residential healthcare for fewer than six individuals but not less than 10% of the total bed count within a contiguous portion of the facility.

(f) The licensing agency may by rule and regulation change the name of the different classes of homes when necessary to avoid confusion in terminology, and such agency may further amend, substitute, change and in a manner consistent with the definitions established in this section, further define and identify the specific acts and services that shall fall within the respective categories of facilities so long as the above categories for adult care homes are used as guidelines to define and identify the specific acts.

Sec. 5. K.S.A. 2024 Supp. 39-2009 is hereby amended to read as follows: 39-2009. (a) As used in this section:

(1) “Applicant” means an individual who applies for employment with a center, facility, hospital or a provider of services or applies to work for an employment agency or as an independent contractor that provides staff to a center, facility, hospital or a provider of services.

(2) “Completion of the sentence” means the last day of the entire term of incarceration imposed by a sentence, including any term that is deferred, suspended or subject to parole, probation, diversion, community corrections, fines, fees, restitution or any other imposed sentencing requirements.

(3) “Department” means the Kansas department for aging and disability services.

(4) “Direct access” means work that involves an actual or reasonable expectation of one-on-one interaction with a consumer or a consumer’s property, personally identifiable information, medical records, treatment information or financial information.

(5) “Direct supervision” means that a supervisor is physically present within an immediate distance to a supervisee and is available to provide constant direction, feedback and assistance to a client and the supervisee.

(6) “Employment agency” means an organization or entity that has a contracted relationship with a center, hospital, facility or provider of services to provide staff with direct access to consumers.

(7) “Independent contractor” means an organization, entity, agency or individual that provides contracted workers or services to a center, facility, hospital or provider of services.

(8) “Day service provider” means a provider of day support services for development in self-help, social skills, recreational skills and work skills for adults with intellectual or developmental disabilities that is licensed by the department or a separate and distinct dedicated division of a provider of day support services for development in self-help, social skills, recreational skills and work skills for adults with intellectual or developmental disabilities licensed by the department.

(b) (1) No licensee shall knowingly operate a center, facility, hospital or be a provider of services if any person who works in the center, facility, hospital or for a provider of services has adverse findings on any state or national registry, as defined in rules and regulations adopted by the secretary for aging and disability services, or has been convicted of or has been adjudicated a juvenile offender because of having committed an act which, if committed by an adult, would constitute the commission of capital murder, pursuant to K.S.A. 21-3439, prior to its repeal, or K.S.A. 21-5401, and amendments thereto, first degree murder, pursuant to K.S.A. 21-3401, prior to its repeal, or K.S.A. 21-5402, and amendments thereto, second degree murder, pursuant to K.S.A. 21-3402(a), prior to its repeal, or K.S.A. 21-5403(a), and amendments thereto, voluntary manslaughter, pursuant to K.S.A. 21-3403, prior to its repeal, or K.S.A. 21-5404, and amendments thereto, assisting suicide, pursuant to K.S.A. 21-3406, prior to its repeal, or K.S.A. 21-5407, and amendments thereto, mistreatment of a dependent adult or mistreatment of an elder person, pursuant to K.S.A. 21-3437, prior to its repeal, or K.S.A. 21-5417, and amendments thereto, human trafficking, pursuant to K.S.A. 21-3446, prior to its repeal, or K.S.A. 21-5426(a), and amendments thereto, aggravated human trafficking, pursuant to K.S.A. 21-3447, prior to its repeal, or K.S.A. 21-5426(b), and amendments thereto, rape, pursuant to K.S.A. 21-3502, prior to its repeal, or K.S.A. 21-5503, and amendments thereto, indecent liberties with a child, pursuant to K.S.A. 21-3503, prior to its repeal, or

K.S.A. 21-5506(a), and amendments thereto, aggravated indecent liberties with a child, pursuant to K.S.A. 21-3504, prior to its repeal, or K.S.A. 21-5506(b), and amendments thereto, aggravated criminal sodomy, pursuant to K.S.A. 21-3506, prior to its repeal, or K.S.A. 21-5504(b), and amendments thereto, indecent solicitation of a child, pursuant to K.S.A. 21-3510, prior to its repeal, or K.S.A. 21-5508(a), and amendments thereto, aggravated indecent solicitation of a child, pursuant to K.S.A. 21-3511, prior to its repeal, or K.S.A. 21-5508(b), and amendments thereto, sexual exploitation of a child, pursuant to K.S.A. 21-3516, prior to its repeal, or K.S.A. 21-5510, and amendments thereto, sexual battery, pursuant to K.S.A. 21-3517, prior to its repeal, or K.S.A. 21-5505(a), and amendments thereto, aggravated sexual battery, pursuant to K.S.A. 21-3518, prior to its repeal, or K.S.A. 21-5505(b), and amendments thereto, commercial sexual exploitation of a child, pursuant to K.S.A. 21-6422, and amendments thereto, an attempt to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 21-5301, and amendments thereto, a conspiracy to commit any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3302, prior to its repeal, or K.S.A. 21-5302, and amendments thereto, or criminal solicitation of any of the crimes listed in this paragraph, pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 21-5303, and amendments thereto, or similar statutes of other states or the federal government.

(2) (A) A licensee operating a center, facility or hospital or as a provider of services may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; if six or more years have elapsed since a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; or if the applicant has been granted a waiver of such six-year disqualification: A felony conviction for a crime that is described in: (i) Article 34 of chapter 21 of the Kansas Statutes Annotated, prior to their repeal, or article 54 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, except those crimes listed in paragraph (1); (ii) article 35 or 36 of chapter 21 of the Kansas Statutes Annotated, and amendments thereto, prior to their repeal, or article 55 or 56 of chapter 21 of the Kansas Statutes Annotated or K.S.A. 21-6420, and amendments thereto, except those crimes listed in paragraph (1); (iii) K.S.A. 21-3701, prior to its repeal, or K.S.A. 21-5801, and amendments thereto; (iv) an attempt to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-3301, prior to its repeal, or K.S.A. 21-5301, and amendments thereto; (v) a conspiracy to commit any of the crimes listed in this paragraph pursuant to K.S.A. 21-

3302, prior to its repeal, or K.S.A. 21-5302, and amendments thereto; (vi) criminal solicitation of any of the crimes listed in this paragraph pursuant to K.S.A. 21-3303, prior to its repeal, or K.S.A. 21-5303, and amendments thereto; or (vii) similar statutes of other states or the federal government.

(B) An individual who has been disqualified for employment due to conviction or adjudication of an offense listed in this paragraph may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction. The secretary shall adopt rules and regulations establishing the waiver process and the criteria to be utilized by the secretary in evaluating any such waiver request.

(3) (A) A licensee operating a center, facility, hospital or as a provider of services may employ an applicant who has been convicted of any of the following if six or more years have elapsed since completion of the sentence imposed or the applicant was discharged from probation, a community correctional services program, parole, postrelease supervision, conditional release or a suspended sentence; if six or more years have elapsed since the applicant has been finally discharged from the custody of the secretary of corrections or from probation or has been adjudicated a juvenile offender, whichever time is longer; or if the applicant has been granted a waiver of such six-year disqualification:

(i) Interference with custody of a committed person pursuant to K.S.A. 21-3423, prior to its repeal, or K.S.A. 21-5410, and amendments thereto; mistreatment of a confined person pursuant to K.S.A. 21-3425, prior to its repeal, or K.S.A. 21-5416, and amendments thereto; unlawful administration of a substance pursuant to K.S.A. 21-3445, prior to its repeal, or K.S.A. 21-5425, and amendments thereto; violation of a protective order pursuant to K.S.A. 21-3843, prior to its repeal, or K.S.A. 21-5924; promoting obscenity or promoting obscenity to minors pursuant to K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A. 21-6401, and amendments thereto; or cruelty to animals pursuant to K.S.A. 21-3727, 21-4310 or 21-4311, prior to their repeal, or K.S.A. 21-6412, and amendments thereto; or

(ii) any felony conviction of: Unlawful manufacture of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a03, prior to its repeal, or K.S.A. 21-5703, and amendments thereto; unlawful cultivation or distribution of a controlled substance pursuant to K.S.A. 2010 Supp. 21-36a05, prior to its repeal, or K.S.A. 21-5705, and amendments thereto; unlawful manufacture, distribution, cultivation or possession of a controlled substance using a communication facility pursuant to K.S.A. 2010 Supp. 21-36a07, prior to its repeal, or K.S.A. 21-5707, and amendments thereto; unlawful obtainment or sale of a prescription-only drug pursuant to K.S.A. 2010 Supp. 21-36a08, prior to its repeal, or K.S.A. 21-5708, and

amendments thereto; unlawful distribution of drug precursors or drug paraphernalia pursuant to K.S.A. 2010 Supp. 21-36a10, prior to its repeal, or K.S.A. 21-5710, and amendments thereto; unlawful distribution or possession of a simulated controlled substance pursuant to K.S.A. 2010 Supp. 21-36a13, prior to its repeal, or K.S.A. 21-5713, and amendments thereto; forgery pursuant to K.S.A. 21-3710, prior to its repeal, or K.S.A. 21-5823, and amendments thereto; criminal use of a financial card pursuant to K.S.A. 21-3729, prior to its repeal, or K.S.A. 21-5828, and amendments thereto; any violation of the Kansas medicaid fraud control act pursuant to K.S.A. 21-3844 et seq., prior to their repeal, or K.S.A. 21-5925 et seq., and amendments thereto; making a false claim, statement or representation to the medicaid program pursuant to K.S.A. 21-3846, prior to its repeal, or K.S.A. 21-5927, and amendments thereto; unlawful acts relating to the medicaid program pursuant to K.S.A. 21-3847, prior to its repeal, or K.S.A. 21-5928, and amendments thereto; obstruction of a medicaid fraud investigation pursuant to K.S.A. 21-3856, prior to its repeal, or K.S.A. 21-5929, and amendments thereto; identity theft or identity fraud pursuant to K.S.A. 2010 Supp. 21-4018, prior to its repeal, or K.S.A. 21-6107, and amendments thereto; or social welfare fraud pursuant to K.S.A. 39-720, and amendments thereto. The provisions of this paragraph shall not apply to any person who is employed by a center, facility, hospital or provider of services on or before July 1, 2018, and is continuously employed by the same center, facility, hospital or provider of services or to any person during or upon successful completion of a diversion agreement.

(B) An individual who has been disqualified for employment due to conviction or adjudication of an offense listed in this paragraph may apply to the secretary for aging and disability services for a waiver of such disqualification if five years have elapsed since completion of the sentence for such conviction or adjudication. The secretary shall adopt rules and regulations establishing the waiver process and criteria to be considered by the secretary in evaluating any such waiver request.

(c) No licensee shall operate a center, facility, hospital or be a provider of services if such licensee has been found to be an adult with an impairment in need of a guardian or a conservator, or both, as provided in the act for obtaining a guardian or conservator, or both. The provisions of this subsection shall not apply to an individual who, as a minor, was found to be in need of a guardian or conservator for reasons other than impairment.

(d) (1) The Kansas bureau of investigation shall release all records of adult and juvenile convictions and adjudications and adult and juvenile convictions and adjudications of any other state or country concerning persons working in a center, facility, hospital or for a provider of services to the secretary for aging and disability services *in accordance with K.S.A. 22-4714, and amendments thereto.* ~~The Kansas bureau of investigation~~

may charge to the Kansas department for aging and disability services a reasonable fee for providing criminal history record information under this subsection.

(2) The department ~~shall~~ *may* require an applicant to be fingerprinted and to submit to a state and national criminal history record check *in accordance with K.S.A. 22-4714, and amendments thereto.* ~~The fingerprints shall be used to identify the individual and to determine whether the individual has a record of criminal history in this state or other jurisdiction. The department is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The department may use the information obtained from fingerprinting and the criminal history record check for purposes of verifying the identification of the person and for making an official determination of the qualifications and fitness of the person to work in the center, facility, hospital or for a provider of services.~~

(3) An applicant for employment in a center, facility, hospital or for a provider of services shall have 20 calendar days after receipt of authorization to submit the applicant's fingerprints through an authorized collection site in order to be eligible for provisional employment or the applicant's application shall be deemed withdrawn.

(4) (A) The current or prospective employer of an applicant shall pay a *reasonable fee not to exceed \$19 of the total cost* for criminal history record information to the department for each applicant submitted.

(B) The prospective employer, employee or independent contractor shall pay the fingerprint collection fee at the time of fingerprinting to the authorized collection site.

(5) If an applicant disputes the contents of a criminal history record check, then the applicant may file an appeal with the Kansas bureau of investigation.

(6) Individuals who have been disqualified for employment by reason of their criminal history records and who have met the requirements of this subsection may apply for a waiver with the department within 30 days of the receipt of the notice of employment prohibition.

(7) The department shall adopt rules and regulations specifying the criteria and procedure for issuing a waiver of the employment prohibition. The secretary shall consider the following criteria when rendering a decision on such a waiver request: Passage of time; extenuating circumstances; demonstration of rehabilitation; and relevancy of the criminal history record information to the position for which the applicant is applying. Any employment prohibition issued shall remain in effect unless or until a waiver is granted.

(e) The secretary shall provide each licensee requesting information under this section with a pass or fail determination after review of any

criminal history record information in writing and within three working days of receipt of such information from the Kansas bureau of investigation or the federal bureau of investigation.

(f) Any licensee or member of the staff who receives information concerning the fitness or unfitness of any person shall keep such information confidential, except that the staff person may disclose such information to the person who is the subject of the request for information. A violation of this subsection shall be an unclassified misdemeanor punishable by a fine of \$100.

(g) For the purpose of complying with this section, the licensee operating a center, facility, hospital or a provider of services shall request from the Kansas department for aging and disability services an eligibility determination regarding adult and juvenile convictions and adjudications. For the purpose of complying with this section, the licensee operating a center, facility, hospital or a provider of services shall receive from any employment agency or independent contractor that provides employees to work in the center, facility, hospital or for the provider of services written certification that such employees are not prohibited from working in the center, facility, hospital or for the provider of services under this section. For the purpose of complying with this section, a licensee may hire an applicant for provisional employment on a one-time basis of 60 calendar days pending the results from the Kansas department for aging and disability services of an eligibility determination under this subsection. A provisional employee may only be supervised by an employee who has completed all training required by federal regulations, department rules and regulations and the center's, facility's, hospital's or provider of services' policies and procedures. No licensee, its contractors or employees, shall be liable for civil damages to any person refused employment or discharged from employment by reason of such licensee's compliance with the provisions of this section if such licensee acts in good faith to comply with this section.

(h) The licensee operating a center, facility, hospital or a provider of services shall not require an applicant under this section to be fingerprinted, if the applicant has been the subject of a criminal history record check under this act within one year prior to the application for employment with the licensee operating a center, facility, hospital or a provider of services and has maintained a record of continuous employment, with no lapse of employment of over 90 days in any center, facility, hospital or a provider of services covered by this act.

Sec. 6. K.S.A. 40-252, as amended by section 9 of 2025 House Bill No. 2050, is hereby amended to read as follows: 40-252. Not later than December 1 of each year, the commissioner shall set and cause to be published in the Kansas register the fees required pursuant to this section for the next calendar year.

Every insurance company or fraternal benefit society organized under the laws of this state or doing business in this state shall pay to the commissioner of insurance fees and taxes not to exceed the amounts specified in the following schedule:

A

Insurance companies organized under the laws of this state:

1. Capital stock insurance companies and mutual legal reserve life insurance companies:	
Filing application for sale of stock or certificates of indebtedness	\$25
Admission fees:	
Examination of charter and other documents	500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
2. Mutual life, accident and health associations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
3. Mutual fire, hail, casualty and multiple line insurers and reciprocal or interinsurance exchanges:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority provided in this code, all such companies shall pay a one-time fee of \$2 for each newly certified agent. Such fee shall be non-recurrent and constitute the only appointment fee charged for the duration of such newly certified agent's employment with the appointing company. Such companies shall also pay a tax annually upon all premiums received on risk located in this state at the rate of 2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter, per

annum less any taxes paid on business in this state pursuant to the provisions of K.S.A. 75-1508, and amendments thereto, and the amount of the firefighters relief tax credit determined by the commissioner of insurance. The amount of the firefighters relief tax credit for a company for the current tax year shall be determined by the commissioner of insurance by dividing: (A) The total amount of credits against the tax imposed by this section for taxes paid by all such companies on business in this state under K.S.A. 40-1701 through 40-1707, and amendments thereto, for tax year 1983, by (B) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1703, and amendments thereto, for the tax year immediately preceding the current tax year, and by multiplying the result so obtained by (C) the amount of taxes paid by the company on business in this state under K.S.A. 40-1703, and amendments thereto, for the current tax year.

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums that, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, all premiums received for reinsurance from any other company authorized to do business in this state, dividends returned to policyholders and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

B

Fraternal benefit societies organized under the laws of this state:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

C

Mutual nonprofit hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations organized under the laws of this state:

1. Mutual nonprofit hospital service corporations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
2. Nonprofit medical service corporations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
3. Nonprofit dental service corporations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
4. Nonprofit optometric service corporations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10
5. Nonprofit pharmacy service corporations:	
Admission fees:	
Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10
Annual fees:	
Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance

a tax in an amount equal to 2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter, per annum of the total of all premiums, subscription charges, or any other term that may be used to describe the charges made by such corporation or association to subscribers for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such corporations or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

D

Insurance companies organized under the laws of any other state, territory or country:

1. Capital stock insurance companies and mutual legal reserve life insurance companies:

Filing application for sale of stock or certificates of indebtedness\$25
Admission fees:

Examination of charter and other documents500
Filing annual statement100
Certificate of authority10

Annual fees:

Filing annual statement100
Continuation of certificate of authority10

In addition to the above fees, all such companies shall pay a one-time fee of \$5 for each newly certified agent. Such fee shall be non-recurrent and constitute the only appointment fee charged for the duration of such newly certified agent's employment with the appointing company, except as otherwise provided by law.

As a condition precedent to the continuation of the certificate of authority, provided in this code, every company organized under the laws of any other state of the United States or of any foreign country shall pay a tax upon all premiums received during the preceding year at the rate of 2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter, per annum.

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums that, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403,

404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

2. Mutual life, accident and health associations:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees, every such company organized under the laws of any other state of the United States shall pay a one-time fee of \$5 for each newly certified agent. Such fee shall be non-recurrent and constitute the only appointment fee charged for the duration of such newly certified agent's employment with the appointing company. Such companies shall pay a tax annually upon all premiums received at the rate of 2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter, per annum.

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, including funds accepted before January 1, 1997, and declared and taxed as annuity premiums that, on or after January 1, 1997, are withdrawn before application to the purchase of annuities, dividends returned to policyholders and all premiums received for reinsurance from any other company authorized to do business in this state and premiums received in connection with the funding of a pension, deferred compensation, annuity or profit-sharing plan qualified or exempt under sections 401, 403, 404, 408, 457 or 501 of the United States internal revenue code of 1986. Funds received by life insurers for the purchase of annuity contracts and funds applied by life insurers to the purchase of annuities shall not be deemed taxable premiums or be subject to tax under this section for tax years commencing on or after January 1, 1997.

3. Mutual fire, casualty and multiple line insurers and reciprocal or inter-insurance exchanges:

Admission fees:

Examination of charter and other documents and issuance of certificate of authority	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement100

Continuation of certificate of authority10

In addition to the above fees, every such company or association organized under the laws of any other state of the United States shall pay a one-time fee of \$5 for each newly certified agent. Such fee shall be non-recurrent and constitute the only appointment fee charged for the duration of such newly certified agent's employment with the appointing company. Such companies shall also pay a tax annually upon all premiums received at the rate of *2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter*, per annum.

For tax years 1998 and thereafter, the annual tax shall be reduced by the "applicable percentage" of: (1) Any taxes paid on business in this state pursuant to the provisions of K.S.A. 75-1508, and amendments thereto; and (2) the amount of the firefighters relief tax credit determined by the commissioner of insurance. The amount of the firefighters relief tax credit for a company taxable under this subsection for the current tax year shall be determined by the commissioner of insurance by dividing (A) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1701 to 40-1707, and amendments thereto, for tax year 1983 as then in effect, by (B) the total amount of taxes paid by all such companies on business in this state under K.S.A. 40-1703, and amendments thereto, for the tax year immediately preceding the current tax year, and by multiplying the result so obtained by (C) the amount of taxes paid by the company on business in this state under K.S.A. 40-1703, and amendments thereto, for the current tax year. The "applicable percentage" shall be ~~as follows:~~ *100%.*

Tax Year	Applicable Percentage
1998	10%
1999	20%
2000	40%
2002	50%
2003	60%
2004	70%
2005	80%
2006	90%
2007 and thereafter	100%

In the computation of the gross premiums all such companies shall be entitled to deduct any premiums returned on account of cancellations, all premiums received for reinsurance from any other company authorized to do business in this state, and dividends returned to policyholders.

E

Fraternal benefit societies organized under the laws of any other state, territory or country:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

F

Mutual nonprofit hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations organized under the laws of any other state, territory or country:

1. Mutual nonprofit hospital service corporations:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

2. Nonprofit medical service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations:

Admission fees:

Examination of charter and other documents	\$500
Filing annual statement	100
Certificate of authority	10

Annual fees:

Filing annual statement	100
Continuation of certificate of authority	10

In addition to the above fees and as a condition precedent to the continuation of the certificate of authority, provided in this code, every corporation or association shall pay annually to the commissioner of insurance a tax in an amount equal to *2% for tax year 2025 and 1.98% for tax year 2026, and all tax years thereafter*, per annum of the total of all premiums, subscription charges, or any other term that may be used to describe the charges made by such corporation or association to subscribers in this state for hospital, medical or other health services or indemnity received during the preceding year. In such computations all such corporations

or associations shall be entitled to deduct any premiums or subscription charges returned on account of cancellations and dividends returned to members or subscribers.

G

Payment of Taxes.

For the purpose of insuring the collection of the tax upon premiums, assessments and charges as set out in subsection A, C, D or F, every insurance company, corporation or association shall at the time it files its annual statement, as required by the provisions of K.S.A. 40-225, and amendments thereto, make a return, generated by or at the direction of its president and secretary or other chief officers, under penalty of K.S.A. 21-5824, and amendments thereto, to the commissioner of insurance, stating the amount of all premiums, assessments and charges received by the companies or corporations in this state, whether in cash or notes, during the year ending on the December 31 next preceding.

Commencing in 1985 and annually thereafter the estimated taxes shall be paid as follows: On or before June 15 and December 15 of such year an amount equal to 50% of the full amount of the prior year's taxes as reported by the company shall be remitted to the commissioner of insurance. As used in this paragraph, "prior year's taxes" includes: (1) Taxes assessed pursuant to this section for the prior calendar year; (2) fees and taxes assessed pursuant to K.S.A. 40-253, and amendments thereto, for the prior calendar year; and (3) taxes paid for maintenance of the department of the state fire marshal pursuant to K.S.A. 75-1508, and amendments thereto, for the prior calendar year.

Upon the receipt of such returns the commissioner of insurance shall verify the same and assess the taxes upon such companies, corporations or associations on the basis and at the rate provided herein and the balance of such taxes shall thereupon become due and payable giving credit for amounts paid pursuant to the preceding paragraph, or the commissioner shall make a refund if the taxes paid in the prior June and December are in excess of the taxes assessed.

All reports and returns required by this act and rules and regulations adopted pursuant thereto shall be preserved for three years and thereafter until the commissioner orders them to be destroyed.

H

The fee prescribed for the examination of charters and other documents shall apply to each company's initial application for admission and shall not be refundable for any reason.

Sec. 7. K.S.A. 40-3401, as amended by section 1 of 2025 House Bill No. 2039, is hereby amended to read as follows: 40-3401. As used in this act:

- (a) “Applicant” means any healthcare provider.
- (b) “Basic coverage” means a policy of professional liability insurance required to be maintained by each healthcare provider pursuant to the provisions of K.S.A. 40-3402(a) or (b), and amendments thereto.
- (c) “Commissioner” means the commissioner of insurance.
- (d) “Fiscal year” means the year commencing on the effective date of this act and each year, commencing on the first day of July thereafter.
- (e) “Fund” means the healthcare stabilization fund established pursuant to K.S.A. 40-3403(a), and amendments thereto.
- (f) (1) “Healthcare provider” means a:
 - (A) Person licensed to practice any branch of the healing arts by the state board of healing arts;
 - (B) person who holds a temporary permit to practice any branch of the healing arts issued by the state board of healing arts;
 - (C) person engaged in a postgraduate training program approved by the state board of healing arts;
 - (D) medical care facility licensed by the state of Kansas;
 - (E) podiatrist licensed by the state board of healing arts;
 - (F) health maintenance organization issued a certificate of authority by the commissioner;
 - (G) optometrist licensed by the board of examiners in optometry;
 - (H) pharmacist licensed by the state board of pharmacy;
 - (I) licensed professional nurse who is authorized to practice as a registered nurse anesthetist;
 - (J) licensed professional nurse who has been granted a temporary authorization to practice nurse anesthesia under K.S.A. 65-1153, and amendments thereto;
 - (K) professional corporation organized pursuant to the professional corporation law of Kansas by persons who are authorized by such law to form such a corporation and are healthcare providers as defined by this subsection;
 - (L) Kansas limited liability company organized for the purpose of rendering professional services by its members who are healthcare providers as defined by this subsection and legally authorized to render the professional services for which the limited liability company is organized;
 - (M) partnership of persons who are healthcare providers under this subsection;
 - (N) Kansas not-for-profit corporation organized for the purpose of rendering professional services by persons who are healthcare providers as defined by this subsection;
 - (O) nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine;

(P) dentist certified by the state board of healing arts to administer anesthetics under K.S.A. 65-2899, and amendments thereto;

(Q) psychiatric hospital licensed prior to January 1, 1988, and continuously thereafter under K.S.A. 2015 Supp. 75-3307b, prior to its repeal, and K.S.A. 39-2001 et seq., and amendments thereto, or a mental health center or mental health clinic licensed by the state of Kansas;

(R) physician assistant licensed by the state board of healing arts;

(S) licensed advanced practice registered nurse who is authorized by the board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife;

(T) maternity center, if such maternity center has been granted accreditation by the commission for accreditation of birth centers and is a maternity center as defined in K.S.A. 65-503, and amendments thereto;

(U) licensed advanced practice registered nurse who has been granted a temporary authorization by the board of nursing to practice as an advanced practice registered nurse in the classification of a nurse-midwife;

(V) nursing facility licensed by the state of Kansas;

(W) assisted living facility licensed by the state of Kansas; or

(X) a residential healthcare facility licensed by the state of Kansas.

(2) “Healthcare provider” does not include:

(A) Any state institution for people with intellectual disability;

(B) any state psychiatric hospital;

(C) any person holding an exempt license issued by the state board of healing arts or the board of nursing;

(D) any person holding a visiting clinical professor license from the state board of healing arts;

(E) any person holding an inactive license issued by the state board of healing arts;

(F) any person holding a federally active license issued by the state board of healing arts;

(G) an advanced practice registered nurse who is authorized by the board of nursing to practice as an advanced practice registered nurse in the classification of nurse-midwife or nurse anesthetist and who practices solely in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto; or

(H) a physician assistant licensed by the state board of healing arts who practices solely in the course of employment or active duty in the United States government or any of its departments, bureaus or agencies or provides professional services as a charitable healthcare provider as defined under K.S.A. 75-6102, and amendments thereto.

(g) “Inactive healthcare provider” means a person or other entity who purchased basic coverage or qualified as a self-insurer on or subsequent to the effective date of this act but who, at the time a claim is made for personal injury or death arising out of the rendering of or the failure to render professional services by such healthcare provider, does not have basic coverage or self-insurance in effect solely because such person is no longer engaged in rendering professional service as a healthcare provider.

(h) “Insurer” means any corporation, association, reciprocal exchange, inter-insurer and any other legal entity authorized to write bodily injury or property damage liability insurance in this state, including workers compensation and automobile liability insurance, pursuant to the provisions of the acts contained in article 9, 11, 12 or 16 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto.

(i) “Plan” means the operating and administrative rules and procedures developed by insurers and rating organizations or the commissioner to make professional liability insurance available to healthcare providers.

(j) “Professional liability insurance” means insurance providing coverage for legal liability arising out of the performance of professional services rendered or that should have been rendered by a healthcare provider.

(k) “Rating organization” means a corporation, an unincorporated association, a partnership or an individual licensed pursuant to K.S.A. 40-956, and amendments thereto, to make rates for professional liability insurance.

(l) “Self-insurer” means a healthcare provider who qualifies as a self-insurer pursuant to K.S.A. 40-3414, and amendments thereto.

(m) “Medical care facility” means the same when used in the healthcare provider insurance availability act as defined in K.S.A. 65-425, and amendments thereto, except that, as used in the healthcare provider insurance availability act, such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a medical care facility.

(n) “Mental health center” means a mental health center licensed by the state of Kansas under K.S.A. 39-2001 et seq., and amendments thereto, except that, as used in the healthcare provider insurance availability act, such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health center.

(o) “Mental health clinic” means a mental health clinic licensed by the state of Kansas under K.S.A. 39-2001 et seq., and amendments thereto, except that, as used in the healthcare provider insurance availability act, such term, as it relates to insurance coverage under the healthcare provider insurance availability act, also includes any director, trustee, officer or administrator of a mental health clinic.

(p) “State institution for people with intellectual disability” means ~~Winfield state hospital and training center, Parsons state hospital and training center~~ and the Kansas neurological institute.

(q) “State psychiatric hospital” means Larned state hospital, Osawatomie state hospital and ~~Rainbow mental health facility~~ *south central regional mental health hospital*.

(r) “Person engaged in residency training” means:

(1) A person engaged in a postgraduate training program approved by the state board of healing arts who is employed by and is studying at the university of Kansas medical center only when such person is engaged in medical activities that do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and that have not been approved by the dean of the school of medicine and the executive vice-chancellor of the university of Kansas medical center. Persons engaged in residency training shall be considered resident healthcare providers for purposes of K.S.A. 40-3401 et seq., and amendments thereto; and

(2) a person engaged in a postgraduate training program approved by the state board of healing arts who is employed by a nonprofit corporation organized to administer the graduate medical education programs of community hospitals or medical care facilities affiliated with the university of Kansas school of medicine or who is employed by an affiliate of the university of Kansas school of medicine as defined in K.S.A. 76-367, and amendments thereto, only when such person is engaged in medical activities that do not include extracurricular, extra-institutional medical service for which such person receives extra compensation and that have not been approved by the chief operating officer of the nonprofit corporation or the chief operating officer of the affiliate and the executive vice-chancellor of the university of Kansas medical center.

(s) “Full-time physician faculty employed by the university of Kansas medical center” means a person licensed to practice medicine and surgery who holds a full-time appointment at the university of Kansas medical center when such person is providing healthcare. A person licensed to practice medicine and surgery who holds a full-time appointment at the university of Kansas medical center may also be employed part-time by the United States department of veterans affairs if such employment is approved by the executive vice-chancellor of the university of Kansas medical center.

(t) “Sexual act” or “sexual activity” means sexual conduct that constitutes a criminal or tortious act under the laws of the state of Kansas.

(u) “Board” means the board of governors created by K.S.A. 40-3403, and amendments thereto.

(v) “Board of directors” means the governing board created by K.S.A. 40-3413, and amendments thereto.

(w) “Locum tenens contract” means a temporary agreement not exceeding 182 days per calendar year that employs a healthcare provider to actively render professional services in this state.

(x) “Professional services” means patient care or other services authorized under the act governing licensure of a healthcare provider.

(y) “Healthcare facility” means a nursing facility, an assisted living facility or a residential healthcare facility as all such terms are defined in K.S.A. 39-923, and amendments thereto.

(z) “Charitable healthcare provider” means the same as defined in K.S.A. 75-6102, and amendments thereto.

Sec. 8. K.S.A. 2024 Supp. 40-4302, as amended by section 24 of 2025 House Bill No. 2334, is hereby amended to read as follows: 40-4302. (a) Any captive insurance company, when permitted by its organizational documents, may apply to the commissioner for a certificate of authority to do any and all insurance comprised in K.S.A. 40-901 et seq., 40-1102(1) (a); *and* (1)(c) through (1)(n), and amendments thereto, and to issue life, accident and health insurance policies, except that:

(1) A pure captive insurance company shall not insure any risks other than those of its parent and affiliated companies, any controlled unaffiliated business or combination thereof;

(2) no association captive insurance company shall insure any risks other than those of its association and those of the member organizations of its association. No association captive insurance company shall expose itself to loss on any one risk or hazard in an amount exceeding 10% of its paid-up capital and surplus;

(3) no captive insurance company shall provide personal lines of insurance, employers’ liability insurance coverage, long-term care coverage, critical care coverage, surety, title insurance, credit insurance or any component thereof, except that a technology-enabled fiduciary financial institution insurance company shall be permitted to provide contracts of suretyship and credit insurance in accordance with K.S.A. 2024 Supp. 40-4354, and amendments thereto;

(4) a captive insurance company may provide workers compensation insurance, insurance in the nature of workers compensation insurance and the reinsurance of such policies unless prohibited by federal law, the provisions of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any other state having jurisdiction over the transaction;

(5) a captive insurance company may provide excess or stop-loss accident and health insurance unless prohibited by federal law or the laws of the state having jurisdiction over the transaction;

(6) any captive insurance company may provide workers compensation insurance, insurance in the nature of workers’ compensation insurance and reinsurance of such policies unless prohibited by federal law,

the laws of the state of Kansas or any other state having jurisdiction over the transaction;

(7) no captive insurance company shall provide accident and health, life insurance or annuities on a direct basis;

(8) no captive insurance company authorized as a life insurance company shall transact business other than life insurance; and

(9) no captive insurance company authorized to transact business under article 9 or 11 of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, shall engage in the business of life insurance.

(b) No captive insurance company organized under the laws of this state shall do any insurance business in this state unless such captive insurance company:

(1) First obtains from the commissioner a certificate of authority authorizing it to do insurance business in this state;

(2) has its board of directors, members, partners, managers, committee of managers or other governing body hold at least one meeting each year in this state;

(3) maintains its principal place of business in this state; and

(4) authorizes the commissioner to accept service of process on its behalf in accordance with K.S.A. 40-218, and amendments thereto.

(c) Before receiving a certificate of authority, an applicant captive insurance company shall file with the commissioner:

(1) A copy of the applicant captive insurance company's organizational documents; and

(2) a plan of operation or a feasibility study describing the anticipated activities and results of the applicant captive insurance company that shall include:

(A) The company's loss prevention program of its parent and insureds, as applicable;

(B) historical and expected loss experience of the risks to be insured or reinsured by the applicant captive insurance company;

(C) pro forma financial statements and projections of the proposed business operations of the applicant captive insurance company;

(D) an analysis of the adequacy of the applicant captive insurance company's proposed premiums, assets and capital and surplus levels relative to the risks to be insured or reinsured by the captive insurance company;

(E) a statement of the applicant captive insurance company's net retained limited liability on any contract of insurance or reinsurance that such insurance company intends to issue and the nature of any reinsurance it intends to cede;

(F) a statement certifying that the applicant captive insurance company's investment policy is in compliance with this act and specifying the type of investments to be made;

(G) a statement identifying the geographic areas in which the applicant captive insurance company intends to operate;

(H) a statement identifying the persons or organizations that will perform the applicant captive insurance company's major operational functions, including management, underwriting, accounting, asset investment, claims adjusting and loss control and the adequacy of the expertise, experience and character of such persons or organizations; and

(I) whenever required by the commissioner, an appropriate opinion by a qualified independent actuary regarding the adequacy of the applicant captive insurance company's proposed capital, surplus and premium levels;

(3) a description of the coverages, deductibles, coverage limits, rates and forms, together with any additional information that the commissioner may require;

(4) such other items deemed to be relevant by the commissioner in ascertaining whether the proposed captive insurance company will be able to meet its obligations; and

(5) any modification or change in the items required under this subsection that shall require the prior approval of the commissioner.

(d) Notwithstanding any other provision of this act, the commissioner may issue a provisional certificate of authority to any applicant captive insurance company if the commissioner deems that the public interest will be served by the issuance of such a provisional certificate.

(1) As a condition precedent to the issuance of a provisional certificate of authority under this subsection, the applicant shall have filed a complete application containing all information required in subsection (c) and paid all necessary fees. The commissioner shall have made a preliminary finding that the expertise, experience and character of the person who shall control and manage the applicant captive are acceptable.

(2) The commissioner may by order limit the authority of any provisional certificate holder in any way deemed to be necessary in order to protect insureds and the public. The commissioner may revoke a provisional certificate holder if the interests of the insureds or the public are endangered. If the applicant fails to complete the regular application for a certificate of authority, the provisional certificate of authority shall terminate by operation of law.

(3) The commissioner may enact all rules and regulations necessary to implement a program for the issuance of provisional certificates of authority.

(e) Each captive insurance company shall pay to the commissioner a nonrefundable fee of up to \$2,500 for examining, investigating and processing its application for a certificate of authority. The commissioner is authorized to retain legal, financial, actuarial, analysis and examination

services from outside the department, the reasonable costs of which shall be charged against the applicant. In addition, it shall pay a renewal fee of \$2,500 for each year thereafter. *Not later than December 1 of each year, the commissioner shall set and cause to be published in the Kansas register the fee required by this subsection for the next calendar year.*

~~(f) Each captive insurance company shall pay an annual renewal fee of \$110 until January 1, 2028, after which date, the provisions of subsection (e) shall apply.~~

~~(g)~~—If the commissioner is satisfied that the documents and statements that such captive insurance company has filed comply with the provisions of this act, the commissioner may grant a certificate of authority authorizing a:

(1) Captive insurance company other than a technology-enabled fiduciary financial institution to do insurance business in this state until March 1 thereafter, which certificate of authority may be renewed; and

(2) technology-enabled fiduciary financial institution insurance company to do insurance business in this state until the later of March 1 thereafter or the maturity date of the last payment-in-kind asset held by such technology-enabled fiduciary financial institution insurance company pursuant to this act.

~~(h)~~(g) Information submitted under this section shall be and remain confidential and shall not be made public by the commissioner or any employee or agent of the commissioner without the written consent of the company, except that:

(1) Such information may be discoverable by a party in a civil action or contested case to which the captive insurance company that submitted such information is a party, upon a showing by the party seeking to discover such information that:

(A) The information sought is relevant to and necessary for the furtherance of such action or case;

(B) the information sought is unavailable from other nonconfidential sources;

(C) a subpoena issued by a judicial or administrative officer or competent jurisdiction has been submitted to the commissioner; and

(D) the privacy of a qualified policyholder shall be protected in any court proceeding concerning such qualified policyholder if the technology-enabled fiduciary financial institution insurance company so petitions the court. Upon the filing of such petition, any information, including, but not limited to, an instrument, inventory, statement or verified report produced by the technology-enabled fiduciary financial institution insurance company regarding a policy issued to a qualified policyholder or payment-in-kind assets held by the technology-enabled fiduciary financial institution insurance company to satisfy claims of such qualified policy-

holder, all payment-in-kind policies, all petitions relevant to such information and all court orders thereon, shall be sealed upon filing and shall not be made a part of the public record of the proceeding, except that such petition shall be available to the court, the commissioner, the technology-enabled fiduciary financial institution insurance company, their attorneys and to such other interested persons as the court may order upon a showing of good cause;

(2) the commissioner may disclose such information to a public officer having jurisdiction over the regulation of insurance in another state, ~~provided that if:~~

(A) Such public official shall agree in writing to maintain the confidentiality of such information; and

(B) the laws of the state in which such public official serves requires such information to be and to remain confidential;

(3) access may also be granted to the national association of insurance commissioners and its affiliates, and the international association of supervisors and its affiliates. Such parties ~~must~~ *shall* agree in writing prior to receiving the information to provide to it the same confidential treatment as required by this section, unless the company gives prior written consent; and

(4) the privacy of those who have established an affiliated fidfin trust or alternative asset custody account shall be protected in any court proceeding concerning such trust or custody account if the acting trustee, custodian, trustor or any beneficiary so petition the court. Upon the filing of such a petition, the instrument, inventory, statement filed by any trustee or custodian, annual verified report of the trustee or custodian and all petitions relevant to trust administration and all court orders thereon shall be sealed upon filing and shall not be made a part of the public record of the proceeding, except that such petition shall be available to the court, the trustor, the trustee, the custodian, any beneficiary, their attorneys and to such other interested persons as the court may order upon a showing of good cause.

Sec. 9. On and after July 1, 2026, K.S.A. 2024 Supp. 45-229, as amended by section 1 of 2025 House Bill No. 2166, is hereby amended to read as follows: 45-229. (a) It is the intent of the legislature that exceptions to disclosure under the open records act shall be created or maintained only if:

(1) The public record is of a sensitive or personal nature concerning individuals;

(2) the public record is necessary for the effective and efficient administration of a governmental program; or

(3) the public record affects confidential information.

The maintenance or creation of an exception to disclosure must be compelled as measured by these criteria. Further, the legislature finds

that the public has a right to have access to public records unless the criteria in this section for restricting such access to a public record are met and the criteria are considered during legislative review in connection with the particular exception to disclosure to be significant enough to override the strong public policy of open government. To strengthen the policy of open government, the legislature shall consider the criteria in this section before enacting an exception to disclosure.

(b) Subject to the provisions of subsections (g) and (h), any new exception to disclosure or substantial amendment of an existing exception shall expire on July 1 of the fifth year after enactment of the new exception or substantial amendment, unless the legislature acts to continue the exception. A law that enacts a new exception or substantially amends an existing exception shall state that the exception expires at the end of five years and that the exception shall be reviewed by the legislature before the scheduled date.

(c) For purposes of this section, an exception is substantially amended if the amendment expands the scope of the exception to include more records or information. An exception is not substantially amended if the amendment narrows the scope of the exception.

(d) This section is not intended to repeal an exception that has been amended following legislative review before the scheduled repeal of the exception if the exception is not substantially amended as a result of the review.

(e) In the year before the expiration of an exception, the revisor of statutes shall certify to the president of the senate and the speaker of the house of representatives, by July 15, the language and statutory citation of each exception that will expire in the following year that meets the criteria of an exception as defined in this section. Any exception that is not identified and certified to the president of the senate and the speaker of the house of representatives is not subject to legislative review and shall not expire. If the revisor of statutes fails to certify an exception that the revisor subsequently determines should have been certified, the revisor shall include the exception in the following year's certification after that determination.

(f) "Exception" means any provision of law that creates an exception to disclosure or limits disclosure under the open records act pursuant to K.S.A. 45-221, and amendments thereto, or pursuant to any other provision of law.

(g) A provision of law that creates or amends an exception to disclosure under the open records law shall not be subject to review and expiration under this act if such provision:

- (1) Is required by federal law;
- (2) applies solely to the legislature or to the state court system;

(3) has been reviewed and continued in existence twice by the legislature; *or*

(4) has been reviewed and continued in existence by the legislature during the 2013 legislative session and thereafter; ~~or~~

~~(5) is a report of the results of an audit conducted by the United States cybersecurity and infrastructure security agency.~~

(h) (1) The legislature shall review the exception before its scheduled expiration and consider as part of the review process the following:

(A) What specific records are affected by the exception;

(B) whom does the exception uniquely affect, as opposed to the general public;

(C) what is the identifiable public purpose or goal of the exception;

(D) whether the information contained in the records may be obtained readily by alternative means and how it may be obtained;

(2) an exception may be created or maintained only if it serves an identifiable public purpose and may be no broader than is necessary to meet the public purpose it serves. An identifiable public purpose is served if the legislature finds that the purpose is sufficiently compelling to override the strong public policy of open government and cannot be accomplished without the exception and if the exception:

(A) Allows the effective and efficient administration of a governmental program that would be significantly impaired without the exception;

(B) protects information of a sensitive personal nature concerning individuals, the release of such information would be defamatory to such individuals or cause unwarranted damage to the good name or reputation of such individuals or would jeopardize the safety of such individuals. Only information that would identify the individuals may be excepted under this paragraph; or

(C) protects information of a confidential nature concerning entities, including, but not limited to, a formula, pattern, device, combination of devices, or compilation of information that is used to protect or further a business advantage over those who do not know or use it, if the disclosure of such information would injure the affected entity in the marketplace.

(3) Records made before the date of the expiration of an exception shall be subject to disclosure as otherwise provided by law. In deciding whether the records shall be made public, the legislature shall consider whether the damage or loss to persons or entities uniquely affected by the exception of the type specified in paragraph (2)(B) or (2)(C) would occur if the records were made public.

(i) (1) Exceptions contained in the following statutes as continued in existence in section 2 of chapter 126 of the 2005 Session Laws of Kansas and that have been reviewed and continued in existence twice by the legislature as provided in subsection (g) are hereby continued in existence:

1-401, 2-1202, 5-512, 9-1137, 9-1712, 9-2217, 10-630, 12-189, 12-1,108, 12-1694, 12-1698, 12-2819, 12-4516, 16-715, 16a-2-304, 17-1312e, 17-2227, 17-5832, 17-7511, 17-76,139, 19-4321, 21-2511, 22-3711, 22-4707, 22-4909, 22a-243, 22a-244, 23-605, 23-9,312, 25-4161, 25-4165, 31-405, 34-251, 38-2212, 39-709b, 39-719e, 39-934, 39-1434, 39-1704, 40-222, 40-2,156, 40-2c20, 40-2c21, 40-2d20, 40-2d21, 40-409, 40-956, 40-1128, 40-2807, 40-3012, 40-3304, 40-3308, 40-3403b, 40-3421, 40-3613, 40-3805, 40-4205, 44-510j, 44-550b, 44-594, 44-635, 44-714, 44-817, 44-1005, 44-1019, 45-221(a)(1) through (43), 46-256, 46-259, 46-2201, 47-839, 47-844, 47-849, 47-1709, 48-1614, 49-406, 49-427, 55-1,102, 58-4114, 59-2135, 59-2802, 59-2979, 59-29b79, 60-3333, 60-3336, 65-102b, 65-118, 65-119, 65-153f, 65-170g, 65-177, 65-1,106, 65-1,113, 65-1,116, 65-1,157a, 65-1,163, 65-1,165, 65-1,168, 65-1,169, 65-1,171, 65-1,172, 65-436, 65-445, 65-507, 65-525, 65-531, 65-657, 65-1135, 65-1467, 65-1627, 65-1831, 65-2422d, 65-2438, 65-2836, 65-2839a, 65-2898a, 65-3015, 65-3447, 65-34,108, 65-34,126, 65-4019, 65-4922, 65-4925, 65-5602, 65-5603, 65-6002, 65-6003, 65-6004, 65-6010, 65-67a05, 65-6803, 65-6804, 66-101c, 66-117, 66-151, 66-1,190, 66-1,203, 66-1220a, 66-2010, 72-2232, 72-3438, 72-6116, 72-6267, 72-9934, 73-1228, 74-2424, 74-2433f, 74-32,419, 74-4905, 74-4909, 74-50,131, 74-5515, 74-7308, 74-7338, 74-8104, 74-8307, 74-8705, 74-8804, 74-9805, 75-104, 75-712, 75-7b15, 75-1267, 75-2943, 75-4332, 75-4362, 75-5133, 75-5266, 75-5665, 75-5666, 75-7310, 76-355, 76-359, 76-493, 76-12b11, 76-12c03, 76-3305, 79-1119, 79-1437f, 79-3234, 79-3395, 79-3420, 79-3499, 79-34,113, 79-3614, 79-3657, 79-4301 and 79-5206.

(2) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2015 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 17-2036, 40-5301, 45-221(a)(45), (46) and (49), 48-16a10, 58-4616, 60-3351, 72-3415, 74-50,217 and 75-53,105.

(j) (1) Exceptions contained in the following statutes as continued in existence in section 1 of chapter 87 of the 2006 Session Laws of Kansas and that have been reviewed and continued in existence twice by the legislature as provided in subsection (g) are hereby continued in existence: 1-501, 9-1303, 12-4516a, 39-970, 65-525, 65-5117, 65-6016, 65-6017 and 74-7508.

(2) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2015 and that have been reviewed during the 2016 legislative session are hereby continued in existence: 12-5611, 22-4906, 22-4909, 38-2310, 38-2311, 38-

2326, 40-955, 44-1132, 45-221(a)(10)(F) and (a)(50), 60-3333, 65-4a05, 65-445(g), 65-6154, 71-218, 75-457, 75-712c, 75-723 and 75-7c06.

(k) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2014 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 1-205, 2-2204, 8-240, 8-247, 8-255c, 8-1324, 8-1325, 12-17, 150, 12-2001, 17-12a607, 38-1008, 38-2209, 40-5006, 40-5108, 41-2905, 41-2906, 44-706, 44-1518, 45-221(a)(44), (45), (46), (47) and (48), 50-6a11, 65-1, 243, 65-16, 104, 65-3239, 74-50, 184, 74-8134, 74-99b06, 77-503a and 82a-2210.

(l) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2016 and that have been reviewed during the 2017 legislative session are hereby continued in existence: 12-5711, 21-2511, 22-4909, 38-2313, 45-221(a)(51) and (52), 65-516, 65-1505, 74-2012, 74-5607, 74-8745, 74-8752, 74-8772, 75-7d01, 75-7d05, 75-5133, 75-7427 and 79-3234.

(m) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) during 2012 and that have been reviewed during the 2013 legislative session and continued in existence by the legislature as provided in subsection (g) are hereby continued in existence: 12-5811, 40-222, 40-223j, 40-5007a, 40-5009a, 40-5012a, 65-1685, 65-1695, 65-2838a, 66-1251, 66-1805, 72-8268, 75-712 and 75-5366.

(n) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) and that have been reviewed during the 2018 legislative session are hereby continued in existence: 9-513c(c)(2), 39-709, 45-221(a)(26), (53) and (54), 65-6832, 65-6834, 75-7c06 and 75-7c20.

(o) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been reviewed during the 2019 legislative session are hereby continued in existence: 21-2511(h)(2), 21-5905(a)(7), 22-2302(b) and (c), 22-2502(d) and (e), 40-222(k)(7), 44-714(e), 45-221(a)(55), 46-1106(g) regarding 46-1106(i), 65-2836(i), 65-2839a(c), 65-2842(d), 65-28a05(n), article 6(d) of 65-6230, 72-6314(a) and 74-7047(b).

(p) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been re-

viewed during the 2020 legislative session are hereby continued in existence: 38-2310(c), 40-409(j)(2), 40-6007(a), 45-221(a)(52), 46-1129, 59-29a22(b)(10) and 65-6747.

(q) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been reviewed during the 2021 legislative session are hereby continued in existence: 22-2302(c)(4)(J) and (c)(6)(B), 22-2502(e)(4)(J) and (e)(6)(B) and 65-6111(d)(4).

(r) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been reviewed during the 2023 legislative session are hereby continued in existence: 2-3902 and 66-2020.

(s) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been reviewed during the 2024 legislative session are hereby continued in existence: 2-3906, 2-3907, 41-511, 50-6,109a and 74-50,227.

(t) Exceptions contained in the following statutes as certified by the revisor of statutes to the president of the senate and the speaker of the house of representatives pursuant to subsection (e) that have been reviewed during the 2025 legislative session are hereby continued in existence: 48-962 and 65-7616.

Sec. 10. On and after January 1, 2026, K.S.A. 2024 Supp. 59-2946, as amended by section 10 of 2025 House Bill No. 2249, is hereby amended to read as follows: 59-2946. When used in the care and treatment act for mentally ill persons:

(a) “Discharge” means the final and complete release from treatment, by either the head of a treatment facility acting pursuant to K.S.A. 59-2950, and amendments thereto, or by an order of a court issued pursuant to K.S.A. 59-2973, and amendments thereto.

(b) “Head of a treatment facility” means the administrative director of a treatment facility or such person’s designee.

(c) “Law enforcement officer” means the same as defined in K.S.A. 22-2202, and amendments thereto.

(d) (1) “Mental health center” means any community mental health center as defined in K.S.A. 39-2002, and amendments thereto, or a mental health clinic organized as a not-for-profit or a for-profit corporation pursuant to K.S.A. 17-1701 through 17-1775, and amendments thereto, or K.S.A. 17-6001 through 17-6010, and amendments thereto, and licensed in accordance with the provisions of K.S.A. 39-2001 et seq., and amendments thereto.

(2) “Participating mental health center” means a mental health center that has entered into a contract with the secretary for aging and disability services pursuant to the provisions of K.S.A. 39-1601 through 39-1612, and amendments thereto.

(e) “Mentally ill person” means any person who is suffering from a mental disorder that is manifested by a clinically significant behavioral or psychological syndrome or pattern and associated with either a painful symptom or an impairment in one or more important areas of functioning, and involving substantial behavioral, psychological or biological dysfunction, to the extent that the person is in need of treatment.

(f) (1) “Mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in subsection (e), who also lacks capacity to make an informed decision concerning treatment, is likely to cause harm to self or others, and whose diagnosis is not solely one of the following mental disorders: Alcohol or chemical substance abuse; antisocial personality disorder; intellectual disability; organic personality syndrome; or an organic mental disorder.

(2) “Lacks capacity to make an informed decision concerning treatment” means that the person, by reason of the person’s mental disorder, is unable, despite conscientious efforts at explanation, to understand basically the nature and effects of hospitalization or treatment or is unable to engage in a rational decision-making process regarding hospitalization or treatment, as evidenced by an inability to weigh the possible risks and benefits.

(3) “Likely to cause harm to self or others” means that the person, by reason of the person’s mental disorder: (A) Is likely, in the reasonably foreseeable future, to cause substantial physical injury or physical abuse to self or others or substantial damage to another’s property, as evidenced by behavior threatening, attempting or causing such injury, abuse or damage; except that if the harm threatened, attempted or caused is only harm to the property of another, the harm must be of such a value and extent that the state’s interest in protecting the property from such harm outweighs the person’s interest in personal liberty; or (B) is substantially unable, except for reason of indigency, to provide for any of the person’s basic needs, such as food, clothing, shelter, health or safety, causing a substantial deterioration of the person’s ability to function on the person’s own.

No person who is being treated by prayer in the practice of the religion of any church that teaches reliance on spiritual means alone through prayer for healing shall be determined to be a mentally ill person subject to involuntary commitment for care and treatment under this act unless substantial evidence is produced upon which the district court finds that the proposed patient is likely in the reasonably foreseeable future to cause substantial physical injury or physical abuse to self or others or substantial

damage to another's property, as evidenced by behavior threatening, attempting or causing such injury, abuse or damage; except that if the harm threatened, attempted or caused is only harm to the property of another, the harm must be of such a value and extent that the state's interest in protecting the property from such harm outweighs the person's interest in personal liberty.

(g) "Patient" means a person who is a voluntary patient, a proposed patient or an involuntary patient.

(1) "Voluntary patient" means a person who is receiving treatment at a treatment facility pursuant to K.S.A. 59-2949, and amendments thereto.

(2) "Proposed patient" means a person for whom a petition pursuant to K.S.A. 59-2952 or 59-2957, and amendments thereto, has been filed.

(3) "Involuntary patient" means a person who is receiving treatment under order of a court or a person admitted and detained by a treatment facility pursuant to an application filed pursuant to K.S.A. 59-2954(b) or (c), and amendments thereto.

(h) "Physician" means a person licensed to practice medicine and surgery as provided for in the Kansas healing arts act or a person who is employed by a state psychiatric hospital or by an agency of the United States and who is authorized by law to practice medicine and surgery within that hospital or agency.

(i) "Psychologist" means a licensed psychologist, as defined by K.S.A. 74-5302, and amendments thereto.

(j) "Qualified mental health professional" means a physician or psychologist who is employed by a participating mental health center or who is providing services as a physician or psychologist under a contract with a participating mental health center; a licensed master's level psychologist, a licensed clinical psychotherapist, a licensed marriage and family therapist, a licensed clinical marriage and family therapist, a licensed professional counselor, a licensed clinical professional counselor, a licensed specialist social worker or a licensed master social worker or a registered nurse who has a specialty in psychiatric nursing, who is employed by a participating mental health center and who is acting under the direction of a physician or psychologist who is employed by, or under contract with, a participating mental health center.

(1) "Direction" means monitoring and oversight including regular, periodic evaluation of services.

(2) "Licensed master social worker" means a person licensed as a master social worker by the behavioral sciences regulatory board under K.S.A. 65-6301 through 65-6318, and amendments thereto.

(3) "Licensed specialist social worker" means a person licensed in a social work practice specialty by the behavioral sciences regulatory board under K.S.A. 65-6301 through 65-6318, and amendments thereto.

(4) “Licensed master’s level psychologist” means a person licensed as a licensed master’s level psychologist by the behavioral sciences regulatory board under K.S.A. 74-5361 through 74-5373, and amendments thereto.

(5) “Registered nurse” means a person licensed as a registered professional nurse by the board of nursing under K.S.A. 65-1113 through 65-1164, and amendments thereto.

(k) “Secretary” means the secretary for aging and disability services.

(l) “State psychiatric hospital” means Larned state hospital, Osawatimie state hospital or south central regional mental health hospital.

(m) “Treatment” means any service intended to promote the mental health of the patient and rendered by a qualified professional, licensed or certified by the state to provide such service as an independent practitioner or under the supervision of such practitioner.

(n) “Treatment facility” means any mental health center or clinic, psychiatric unit of a medical care facility, state psychiatric hospital, psychologist, physician or other institution or person authorized or licensed by law to provide either inpatient or outpatient treatment to any patient.

(o) The terms defined in ~~K.S.A. 59-3051~~ *section 25 of 2025 House Bill No. 2359*, and amendments thereto, shall have the meanings provided by that section.

Sec. 11. On and after January 1, 2026, K.S.A. 2024 Supp. 59-29b46, as amended by section 11 of 2025 House Bill No. 2249, is hereby amended to read as follows: 59-29b46. When used in the care and treatment act for persons with an alcohol or substance abuse problem:

(a) “Discharge” means the final and complete release from treatment, by either the head of a treatment facility acting pursuant to K.S.A. 59-29b50, and amendments thereto, or by an order of a court issued pursuant to K.S.A. 59-29b73, and amendments thereto.

(b) “Head of a treatment facility” means the administrative director of a treatment facility or such person’s designee.

(c) “Law enforcement officer” means the same as defined in K.S.A. 22-2202, and amendments thereto.

(d) “Licensed addiction counselor” means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed by the behavioral sciences regulatory board. Such person shall engage in the practice of addiction counseling in a state-licensed or certified alcohol and other drug treatment program or while completing a Kansas domestic violence offender assessment for participants in a certified batterer intervention program pursuant to K.S.A. 75-7d01 through 75-7d13, and amendments thereto, unless otherwise exempt from licensure under subsection (n).

(e) “Licensed clinical addiction counselor” means a person who engages in the independent practice of addiction counseling and diagno-

sis and treatment of substance use disorders specified in the edition of the American psychiatric association's diagnostic and statistical manual of mental disorders (DSM) designated by the board by rules and regulations and is licensed by the behavioral sciences regulatory board.

(f) "Licensed master's addiction counselor" means a person who engages in the practice of addiction counseling limited to substance use disorders and who is licensed under this act. Such person may diagnose substance use disorders only under the direction of a licensed clinical addiction counselor, a licensed psychologist, a person licensed to practice medicine and surgery or a person licensed to provide mental health services as an independent practitioner and whose licensure allows for the diagnosis and treatment of substance abuse disorders or mental disorders.

(g) "Other facility for care or treatment" means any mental health clinic, medical care facility, nursing home, the detox units at any state hospital, any physician or any other institution or individual authorized or licensed by law to give care or treatment to any person.

(h) "Patient" means a person who is a voluntary patient, a proposed patient or an involuntary patient.

(1) "Voluntary patient" means a person who is receiving treatment at a treatment facility pursuant to K.S.A. 59-29b49, and amendments thereto.

(2) "Proposed patient" means a person for whom a petition pursuant to K.S.A. 59-29b52 or 59-29b57, and amendments thereto, has been filed.

(3) "Involuntary patient" means a person who is receiving treatment under order of a court or a person admitted and detained by a treatment facility pursuant to an application filed pursuant to K.S.A. 59-29b54(b) or (c), and amendments thereto.

(i) "Person with an alcohol or substance abuse problem" means a person who: (1) Lacks self-control as to the use of alcoholic beverages or any substance as defined in subsection (m); or

(2) uses alcoholic beverages or any substance to the extent that the person's health may be substantially impaired or endangered without treatment.

(j) (1) "Person with an alcohol or substance abuse problem subject to involuntary commitment for care and treatment" means a person with an alcohol or substance abuse problem who also is incapacitated by alcohol or any substance and is likely to cause harm to self or others.

(2) "Incapacitated by alcohol or any substance" means that the person, as the result of the use of alcohol or any substance, has impaired judgment resulting in the person:

(A) Being incapable of realizing and making a rational decision with respect to the need for treatment; or

(B) lacking sufficient understanding or capability to make or communicate responsible decisions concerning either the person's well-being or estate.

(3) "Likely to cause harm to self or others" means that the person, by reason of the person's use of alcohol or any substance:

(A) Is likely, in the reasonably foreseeable future, to cause substantial physical injury or physical abuse to self or others or substantial damage to another's property, as evidenced by behavior threatening, attempting or causing such injury, abuse or damage; except that if the harm threatened, attempted or caused is only harm to the property of another, the harm must be of such a value and extent that the state's interest in protecting the property from such harm outweighs the person's interest in personal liberty; or

(B) is substantially unable, except for reason of indigency, to provide for any of the person's basic needs, such as food, clothing, shelter, health or safety, causing a substantial deterioration of the person's ability to function on the person's own.

(k) "Physician" means a person licensed to practice medicine and surgery as provided for in the Kansas healing arts act or a person who is employed by a state psychiatric hospital or by an agency of the United States and who is authorized by law to practice medicine and surgery within that hospital or agency.

(l) "Psychologist" means a licensed psychologist, as defined by K.S.A. 74-5302, and amendments thereto.

(m) "Substance" means:

(1) The same as the term "controlled substance" as defined in K.S.A. 21-5701, and amendments thereto; or

(2) fluorocarbons, toluene or volatile hydrocarbon solvents.

(n) "Treatment" means the broad range of emergency, outpatient, intermediate and inpatient services and care, including diagnostic evaluation, medical, psychiatric, psychological and social service care, vocational rehabilitation and career counseling, which may be extended to persons with an alcohol or substance abuse problem.

(o) (1) "Treatment facility" means a treatment program, public or private treatment facility, or any facility of the United States government available to treat a person for an alcohol or other substance abuse problem, but such term does not include a licensed medical care facility, a licensed adult care home, a facility licensed under K.S.A. 2015 Supp. 75-3307b, prior to its repeal, or under K.S.A. 39-2001 et seq., and amendments thereto, a community-based alcohol and drug safety action program certified under K.S.A. 8-1008, and amendments thereto, and performing only those functions for which the program is certified to perform under K.S.A. 8-1008, and amendments thereto, or a professional

licensed by the behavioral sciences regulatory board to diagnose and treat mental disorders at the independent level or a physician, who may treat in the usual course of the behavioral sciences regulatory board licensee's or physician's professional practice individuals incapacitated by alcohol or other substances, but who are not primarily engaged in the usual course of the individual's professional practice in treating such individuals, or any state institution, even if detoxification services may have been obtained at such institution.

(2) "Private treatment facility" means a private agency providing facilities for the care and treatment or lodging of persons with either an alcohol or other substance abuse problem and meeting the standards prescribed in either K.S.A. 65-4013 or 65-4603, and amendments thereto, and licensed under either K.S.A. 65-4014 or 65-4607, and amendments thereto.

(3) "Public treatment facility" means a treatment facility owned and operated by any political subdivision of the state of Kansas and licensed under either K.S.A. 65-4014 or 65-4603, and amendments thereto, as an appropriate place for the care and treatment or lodging of persons with an alcohol or other substance abuse problem.

(p) The terms defined in ~~K.S.A. 59-3051~~ *section 25 of 2025 House Bill No. 2359*, and amendments thereto, shall have the meanings provided by that section.

Sec. 12. K.S.A. 2024 Supp. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable through the Kansas education systems accreditation rules and regulations, or any successor accreditation system and accountability plan adopted by the state board. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 72-3218(c), and amendments thereto. On or before January 15 of each year, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school. All reports prepared pursuant to this section shall be published in accordance with K.S.A. 2024 Supp. 72-1181, and amendments thereto.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website in accordance with K.S.A. 2024 Supp. 72-1181, and amendments thereto.

(4) If a school district is not accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of representatives and the committee on education of the senate during the regular legislative session that occurs during the same school year ~~in which~~ *when* such school district is not accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards ~~shall~~ *may* be reviewed at least every seven years. *The state board shall not substantially revise or update the English language arts or mathematics curriculum standards that are in effect on July 1, 2024, in a manner that would necessitate the development of new statewide assessments in English language arts or mathematics until the state board's long-term goal for all students submitted to the United States department of education in the consolidated state plan is achieved such that 75% of all students score in performance levels 3 and 4 combined on the statewide assessments in English language arts and mathematics by 2030.* Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

(c) (1) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

(2) (A) On or before January 15 of each year, the state board shall prepare and submit to the legislature a report on students who take the statewide assessments. Such report shall include:

(i) The number of students and such number expressed as a percentage of the total number of students who took the statewide assessments during the immediately preceding school year disaggregated by core academic area and by grade level; and

(ii) the percentage of students who took the statewide assessments in grade 10 who, two years after graduating from high school, obtained some postsecondary education disaggregated by statewide assessment achievement level.

(B) When such information becomes available, or as soon thereafter as practicable, the state board shall publish the information required for the report under subparagraph (A) on the website of the state department of education and incorporate such information in the performance accountability reports and longitudinal achievement reports required under K.S.A. 2024 Supp. 72-5178, and amendments thereto.

(C) The provisions of this paragraph shall expire on July 1, 2029.

(d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

(e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and management functions. Site councils also may help school boards analyze the unique environment of schools, enhance the efficiency and maximize limited resources, including outsourcing arrangements and cooperative opportunities as a means to address limited budgets.

Sec. 13. K.S.A. 2024 Supp. 77-440, as amended by section 2 of 2025 Senate Bill No. 77, is hereby amended to read as follows: 77-440. (a) All rules and regulations adopted by state agencies under the provisions of K.S.A. 77-415 et seq., and amendments thereto, shall be reviewed every five years in accordance with this section.

(b) (1) Each state agency that has adopted rules and regulations shall submit a report to the joint committee on administrative rules and regulations on or before July 15 of the year that corresponds to such state agency under paragraph (2). Such report shall contain a summary of such state agency's review and evaluation of rules and regulations adopted by such state agency, including a statement for each rule and regulation as to whether such rule and regulation is necessary for the implementation and administration of state law or may be revoked pursuant to K.S.A. 77-426(d), and amendments thereto.

(2) Each state agency that has adopted rules and regulations shall submit a report as required under paragraph (1) in the years that correspond to such state agency as follows:

(A) For 2023 and every fifth year thereafter, the following state agencies:

- (i) Department of administration;
- (ii) municipal accounting board;
- (iii) state treasurer;
- (iv) Kansas department of agriculture;
- (v) Kansas department of agriculture—division of water resources;
- (vi) state election board;
- (vii) secretary of state;
- (viii) Kansas department of agriculture—division of animal health;
- (ix) Kansas bureau of investigation;
- (x) Kansas department of agriculture—division of conservation;
- (xi) agricultural labor relations board;
- (xii) Kansas department of revenue—division of alcoholic beverage control;
- (xiii) attorney general;
- (xiv) office of the state bank commissioner;
- (xv) employee award board;
- (xvi) ~~governmental ethics~~ *Kansas public disclosure* commission;
- (xvii) crime victims compensation board;
- (xviii) Kansas human rights commission; and
- (xix) state fire marshal;

(B) for 2024 and every fifth year thereafter, the following state agencies:

- (i) Kansas wheat commission;
- (ii) Kansas department for aging and disability services;

- (iii) Kansas energy office;
- (iv) department of health and environment;
- (v) Kansas department for children and families;
- (vi) Kansas department of transportation;
- (vii) Kansas highway patrol;
- (viii) savings and loan department;
- (ix) Kansas turnpike authority;
- (x) insurance department;
- (xi) corrections ombudsman board;
- (xii) department of corrections;
- (xiii) Kansas prisoner review board;
- (xiv) mined-land conservation and reclamation (KDHE);
- (xv) department of labor—employment security board of review;
- (xvi) department of labor;
- (xvii) department of labor—division of employment; and
- (xviii) department of labor—division of workers compensation;
- (C) for 2025 and every fifth year thereafter, the following state agencies:
 - (i) State records board;
 - (ii) state library;
 - (iii) adjutant general's department;
 - (iv) state board of nursing;
 - (v) Kansas board of barbering;
 - (vi) state board of mortuary arts;
 - (vii) board of examiners in optometry;
 - (viii) state board of technical professions;
 - (ix) Kansas board of examiners in fitting and dispensing of hearing instruments;
 - (x) state board of pharmacy;
 - (xi) Kansas state board of cosmetology;
 - (xii) state board of veterinary examiners;
 - (xiii) Kansas dental board;
 - (xiv) board of accountancy;
 - (xv) state bank commissioner—consumer and mortgage lending division;
 - (xvi) Kansas public employees retirement system;
 - (xvii) office of the securities commissioner; and
 - (xviii) Kansas corporation commission;
- (D) for 2026 and every fifth year thereafter, the following state agencies:
 - (i) Public employee relations board;
 - (ii) abstracters' board of examiners;
 - (iii) Kansas real estate commission;
 - (iv) state board of regents;

- (v) school retirement board;
- (vi) state department of education;
- (vii) Kansas department of revenue;
- (viii) Kansas department of revenue—division of property valuation;
- (ix) state board of tax appeals;
- (x) Kansas office of veterans services;
- (xi) Kansas water office;
- (xii) Kansas department of agriculture—division of weights and measures;
- (xiii) state board of healing arts;
- (xiv) behavioral sciences regulatory board;
- (xv) state bank commissioner and savings and loan commissioner—joint regulations;
- (xvi) consumer credit commissioner, credit union administrator, savings and loan commissioner and bank commissioner—joint regulations;
- (xvii) state board of indigents' defense services;
- (xviii) Kansas commission on peace officers' standards and training;
- and
- (xix) law enforcement training center; and
- (E) for 2027 and every fifth year thereafter, the following state agencies:
 - (i) Kansas state employees health care commission;
 - (ii) emergency medical services board;
 - (iii) department of commerce;
 - (iv) Kansas lottery;
 - (v) Kansas racing and gaming commission;
 - (vi) Kansas department of wildlife and parks;
 - (vii) Kansas state fair board;
 - (viii) real estate appraisal board;
 - (ix) state historical society;
 - (x) state department of credit unions;
 - (xi) pooled money investment board;
 - (xii) department of corrections—division of juvenile services;
 - (xiii) state child death review board;
 - (xiv) Kansas agricultural remediation board;
 - (xv) unmarked burial sites preservation board;
 - (xvi) Kansas housing resources corporation;
 - (xvii) department of commerce—Kansas athletic commission;
 - (xviii) department of health and environment—division of health care finance;
 - (xix) home inspectors registration board;
 - (xx) committee on surety bonds and insurance;
 - (xxi) 911 coordinating council; and

(xxii) office of administrative hearings.

(c) For any state agency not listed in subsection (b)(2) that adopts rules and regulations that become effective on or after July 1, 2022, such state agency shall submit a report to the joint committee on administrative rules and regulations in accordance with subsection (b)(1) on or before July 15 of the fifth year after such rules and regulations become effective and every fifth year thereafter.

(d) Notwithstanding any other provision of law, a rule and regulation may be adopted or maintained by a state agency only if such rule and regulation serves an identifiable public purpose to support state law and may not be broader than is necessary to meet such public purpose.

(e) This section shall be a part of and supplemental to the rules and regulations filing act, K.S.A. 77-415 et seq., and amendments thereto.

Sec. 14. K.S.A. 17-7929, as amended by section 4 of 2025 House Bill No. 2117, 17-7929, as amended by section 33 of 2025 House Bill No. 2371, 25-4180, as amended by section 1 of 2025 House Bill No. 2106, 25-4180, as amended by section 15 of 2025 House Bill No. 2206, 40-252, as amended by section 9 of 2025 House Bill No. 2050, 40-252, as amended by section 15 of 2025 House Bill No. 2334, 40-3401, as amended by section 1 of 2025 House Bill No. 2039, and 40-3401, as amended by section 7 of 2025 House Bill No. 2249, and K.S.A. 2024 Supp. 8-1,141, 8-1,141a, 21-5705a, 39-923, 39-923b, 39-2009, 39-2009a, 40-4302, as amended by section 24 of 2025 House Bill No. 2334, 40-4302, as amended by section 30 of 2025 House Bill No. 2050, 72-5170, 72-5170a, 77-440, as amended by section 2 of 2025 Senate Bill No. 77, and 77-440, as amended by section 28 of 2025 House Bill No. 2206, are hereby repealed.

Sec. 15. On and after January 1, 2026, K.S.A. 2024 Supp. 59-2946, as amended by section 10 of 2025 House Bill No. 2249, 59-2946, as amended by section 157 of 2025 House Bill No. 2359, 59-29b46, as amended by section 11 of 2025 House Bill No. 2249, 59-29b46, as amended by section 151 of 2025 House Bill No. 2359, and 59-3077, as amended by section 14 of 2025 House Bill No. 2249, are hereby repealed.

Sec. 16. On and after July 1, 2026, K.S.A. 2024 Supp. 45-229, as amended by section 1 of 2025 House Bill No. 2166, and 45-229, as amended by section 11 of chapter 95 of the 2024 Session Laws of Kansas, are hereby repealed.

Sec. 17. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 126

HOUSE BILL No. 2275

AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Finney county for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, for Pawnee county for the purpose of healthcare services and furnishing and equipping county-supported public safety operations, for Seward county for the purpose of financing the costs of roadway and bridge construction, maintenance and improvement in the county and for Jackson county for the purpose of supporting hospital services in the county; providing that countywide retailers' sales tax apportionment based on tangible property tax levies remain unchanged until December 31, 2026; relating to exemptions; excluding exempt sales of certain custom meat processing services from exemption certificate requirements; amending K.S.A. 79-3651 and K.S.A. 2024 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections.

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

Section 1. K.S.A. 2024 Supp. 12-187 is hereby amended to read as follows: 12-187. (a) No city shall impose a retailers' sales tax under the provisions of this act without the governing body of such city having first submitted such proposition to and having received the approval of a majority of the electors of the city voting thereon at an election called and held therefor. The governing body of any city may submit the question of imposing a retailers' sales tax and the governing body shall be required to submit the question upon submission of a petition signed by electors of such city equal in number to not less than 10% of the electors of such city.

(b) (1) The board of county commissioners of any county may submit the question of imposing a countywide retailers' sales tax to the electors at an election called and held thereon, and any such board shall be required to submit the question upon submission of a petition signed by electors of such county equal in number to not less than 10% of the electors of such county who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within such county that contains a population of not less than 25% of the entire population of the county, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within such county that levy not less than 25% of the property taxes levied by all taxing subdivisions within the county.

(2) The board of county commissioners of Anderson, Atchison, Barton, Brown, Butler, Chase, Cowley, Cherokee, Crawford, *Finney*, Ford, Franklin, Grant, Jefferson, Linn, Lyon, Marion, Miami, Montgomery, Neosho, Osage, Ottawa, Reno, Riley, Saline, Seward, Sumner, Thomas, Wabaunsee, Wilson and Wyandotte counties may submit the question

of imposing a countywide retailers' sales tax and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire when sales tax sufficient to pay all of the costs incurred in the financing of such facility has been collected by retailers as determined by the secretary of revenue. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Butler, Chase, Cowley, Lyon, Montgomery, Neosho, Riley, Sumner or Wilson county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(3) (A) Except as otherwise provided in this paragraph, the result of the election held on November 8, 1988, on the question submitted by the board of county commissioners of Jackson county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the Banner Creek reservoir project. The tax imposed pursuant to this paragraph shall take effect on the effective date of this act and shall expire not later than five years after such date.

(B) The result of the election held on November 8, 1994, on the question submitted by the board of county commissioners of Ottawa county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the erection, construction and furnishing of a law enforcement center and jail facility.

(C) Except as otherwise provided in this paragraph, the result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Sedgwick county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be used only to pay the costs of: (i) Acquisition of a site and constructing and equipping thereon a new regional events center, associated parking and infrastructure improvements and related appurtenances thereto, to be located in the downtown area of the city of Wichita, Kansas, (the "downtown arena"); (ii) design for the Kansas coliseum complex and construction of improvements to the pavilions; and (iii) establishing an operating and maintenance reserve for the downtown arena and the Kansas coliseum complex. The tax imposed pursuant to this paragraph shall commence on July 1, 2005, and shall terminate not later than 30 months after the commencement thereof.

(D) Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board

of county commissioners of Lyon county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of ad valorem tax reduction and capital outlay. The tax imposed pursuant to this paragraph shall terminate not later than five years after the commencement thereof.

(E) Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Rawlins county for the purpose of increasing its countywide retailers' sales tax by 0.75% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of financing the costs of a swimming pool. The tax imposed pursuant to this paragraph shall terminate not later than 15 years after the commencement thereof or upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(F) The result of the election held on December 1, 2009, on the question submitted by the board of county commissioners of Chautauqua county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received from such tax by the county shall be expended for the purposes of financing the costs of constructing, furnishing and equipping a county jail and law enforcement center and necessary improvements appurtenant to such jail and law enforcement center. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(G) The result of the election held on April 7, 2015, on the question submitted by the board of county commissioners of Bourbon county for the purpose of increasing its retailers' sales tax by 0.4% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements. Any tax imposed pursuant to authority granted in this paragraph shall terminate upon payment of all costs authorized pursuant to this paragraph incurred in the financing of the project described in this paragraph.

(H) The result of the election held on November 7, 2017, on the question submitted by the board of county commissioners of Finney county for the purpose of increasing its countywide retailers' sales tax by 0.3% is hereby declared valid, and the revenues of such tax shall be used by Finney county and the city of Garden City, Kansas, as agreed in an inter-local cooperation agreement between the city and county, and as detailed in the ballot question approved by voters. The tax imposed pursuant to this subparagraph shall be levied for a period of 15 years from the date it is first levied.

(I) The result of the election held on November 3, 2020, on the question submitted by the board of county commissioners of Cherokee county for the purpose of increasing its retailers' sales tax by 0.5% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing: (i) Ambulance services within the county; (ii) renovations and maintenance of county buildings and facilities; or (iii) any other projects within the county deemed necessary by the governing body of Cherokee county. The tax imposed pursuant to this subparagraph shall terminate prior to January 1, 2033.

(4) The board of county commissioners of Finney and Ford counties may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing all or any portion of the cost to be paid by Finney or Ford county for construction of highway projects identified as system enhancements under the provisions of K.S.A. 68-2314(b)(5), and amendments thereto, to the electors at an election called and held thereon. Such election shall be called and held in the manner provided by the general bond law. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Finney or Ford county pursuant to this paragraph to exceed the maximum rate prescribed in K.S.A. 12-189, and amendments thereto. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Finney county, the state treasurer shall remit such funds to the treasurer of Finney county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Ford county, the state treasurer shall remit such funds to the treasurer of Ford county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund.

(5) The board of county commissioners of any county may submit the question of imposing a retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. Whenever any county imposes a tax pursuant to this paragraph, any tax imposed pursuant to subsection (a)(2) by any city located in such county shall expire upon the effective date of the imposition of the countywide tax, and thereafter the state treasurer shall remit to each such city that portion of the countywide tax revenue collected by retailers within such city as certified by the director of taxation. The tax imposed pursuant to this para-

graph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include, but not be limited to, the following: Local health departments, city or county hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(6) The board of county commissioners of Allen county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of operation and construction of a solid waste disposal area or the modification of an existing landfill to comply with federal regulations to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs incurred in the financing of the project undertaken. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Allen county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(7) (A) The board of county commissioners of Clay and Miami county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.50% in the case of Clay county and at a rate of up to 1% in the case of Miami county, and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. Except as otherwise provided, the tax imposed pursuant to this subparagraph shall expire after five years from the date such tax is first collected. The result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Miami county for the purpose of extending for an additional five-year period the countywide retailers' sales tax imposed pursuant to this subsection in Miami county is hereby declared valid. The countywide retailers' sales tax imposed pursuant to this subsection in Clay and Miami county may be extended or reenacted for additional five-year periods upon the board of county commissioners of Clay and Miami county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(B) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the

electors at an election called and held thereon. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(8) The board of county commissioners of Sherman county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of street and roadway improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(9) (A) The board of county commissioners of Cowley, Crawford and Woodson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% in the case of Crawford and Woodson county and at a rate of up to 0.25%, in the case of Cowley county and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this subparagraph shall expire after five years from the date such tax is first collected.

(B) The board of county commissioners of Russell county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this subparagraph shall expire after 10 years from the date such tax is first collected.

(10) The board of county commissioners of Franklin county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing recreational facilities. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(11) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purposes of conservation, access and management of open space; preservation of cultural heritage; and economic development projects and activities.

(12) The board of county commissioners of Shawnee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom to the city of Topeka for the purpose of financing the costs of rebuilding the Topeka boulevard bridge and other public infrastructure improvements associated with such project to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project.

(13) The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at a rate of 0.4% and pledging the revenue received therefrom for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. Such tax shall expire after seven years from the date such tax is first collected.

(14) The board of county commissioners of Neosho county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(15) The board of county commissioners of Saline county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction and operation of an expo center to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(16) The board of county commissioners of Harvey county may submit the question of imposing a countywide retailers' sales tax at the rate of 1.0% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and public infrastructure improvements to the electors at an election called and held thereon.

(17) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of construction and maintenance of sports and recreational facilities to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(18) The board of county commissioners of Wabaunsee county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 15 years from the date such tax is first collected. On and after July 1, 2019, the countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for one additional period not to exceed 15 years upon the board of county commissioners of Wabaunsee county submitting such question

to the electors at an election called and held thereon as provided by law. For any countywide retailers' sales tax that is extended or reenacted pursuant to this paragraph, such tax shall expire not later than 15 years from the date such tax is first collected.

(19) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after six years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional six-year periods upon the board of county commissioners of Jefferson county submitting such question to the electors at an election called and held thereon for each additional six-year period as provided by law.

(20) The board of county commissioners of Riley county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(21) The board of county commissioners of Johnson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the construction and operation costs of public safety projects, including, but not limited to, a jail, detention center, sheriff's resource center, crime lab or other county administrative or operational facility dedicated to public safety, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this subsection may be extended or reenacted for additional periods not exceeding 10 years upon the board of county commissioners of Johnson county submitting such question to the electors at an election called and held thereon for each additional ten-year period as provided by law.

(22) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvements to federal highways, the development of a new industrial park and other public infrastructure improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon

payment of all costs authorized pursuant to this paragraph in the financing of such project or projects.

(23) The board of county commissioners of Butler county may submit the question of imposing a countywide retailers' sales tax at the rate of either 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects or bridge and roadway construction projects, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such projects.

(24) The board of county commissioners of Barton county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and bridge construction and improvement and infrastructure development and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(25) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of the county's obligation as participating employer to make employer contributions and other required contributions to the Kansas public employees retirement system for eligible employees of the county who are members of the Kansas police and firemen's retirement system, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such purpose.

(26) The board of county commissioners of Pottawatomie county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, or public infrastructure improvements, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project or projects.

(27) The board of county commissioners of Kingman county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of constructing and furnishing a law enforcement center and jail facility and the costs of roadway and bridge improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire not later than 20 years from the date such tax is first collected.

(28) The board of county commissioners of Edwards county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.375% and pledging the revenue therefrom for the purpose of financing the costs of economic development initiatives to the electors at an election called and held thereon.

(29) The board of county commissioners of Rooks county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue therefrom for the purpose of financing the costs of constructing or remodeling and furnishing a jail facility to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized in financing such project or projects.

(30) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility, detention facility or other county administrative facility, specifically including mental health and for the operation thereof.

(31) The board of county commissioners of Bourbon county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1%, in increments of 0.05%, and pledging the revenue received therefrom for the purpose of financing the costs of constructing, furnishing and operating a courthouse, law enforcement center or jail facility improvements to the electors at an election called and held thereon.

(32) The board of county commissioners of Marion county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and the construction of public infrastructure improvements, including buildings, to the electors at an election called and held thereon.

(33) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25%, 0.5%, 0.75% or 1% and pledging the revenue received therefrom for the purpose of supporting emergency medical and ambulance services in the county to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional periods not exceeding 10 years per period upon the board of county commissioners of Wilson county submitting such question to the electors at an election called and held thereon for each additional period as provided by law. This paragraph shall not be construed to cause the expiration, repeal or termination of any existing city retailers' sales tax for health care services as defined in paragraph (5).

(34) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received for the purpose of joint law enforcement communications and solid waste disposal in Atchison county to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(35) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional five-year periods upon the board of county commissioners of Dickinson county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(36) The board of county commissioners of Rawlins county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of construction, remodeling, capital improvements or maintenance of attendance centers or other district facilities of any school district or school districts within the county. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing the costs of attendance centers or other district facilities for U.S.D. No. 105.

(37) The board of county commissioners of Marshall county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue therefrom for the purpose of financing the costs of constructing or remodeling and furnishing a jail facility to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized in financing such project or projects.

(38) The board of county commissioners of Neosho county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and bridge construction, maintenance and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(39) *The board of county commissioners of Pawnee county may submit the question of imposing a countywide retailers' sales tax at the rate of*

up to 1% and pledging the revenue received therefrom for the purposes of: (A) Healthcare services for those items authorized pursuant to subsection (b)(5); and (B) furnishing and equipping county-supported public safety operations deemed necessary by the board of county commissioners of Pawnee county including, but not limited to, the sheriff's department, jail, emergency management and emergency dispatch services.

(40) The board of county commissioners of Seward county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and bridge construction, maintenance and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional 10-year periods upon the board of county commissioners of Seward county submitting such question to the electors at an election called and held thereon for each additional 10-year period as provided by law.

(41) The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at the rate of 0.25% and pledging the revenue received therefrom for the purpose of supporting hospital services in the county to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(c) The boards of county commissioners of any two or more contiguous counties, upon adoption of a joint resolution by such boards, may submit the question of imposing a retailers' sales tax within such counties to the electors of such counties at an election called and held thereon and such boards of any two or more contiguous counties shall be required to submit such question upon submission of a petition in each of such counties, signed by a number of electors of each of such counties where submitted equal in number to not less than 10% of the electors of each of such counties who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within each of such counties that contains a population of not less than 25% of the entire population of each of such counties, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within each of such counties that levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) Notwithstanding any provision of law to the contrary, including subsection (b)(5), any city retailers' sales tax being levied by a city prior

to July 1, 2006, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax or until repealed by the adoption of an ordinance for such repeal. Any countywide retailers' sales tax in the amount of 0.5% or 1% in effect on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax.

(e) Any city or county proposing to adopt a retailers' sales tax shall give notice of its intention to submit such proposition for approval by the electors in the manner required by K.S.A. 10-120, and amendments thereto. The notices shall state the time of the election and the rate and effective date of the proposed tax. If a majority of the electors voting thereon at such election fail to approve the proposition, such proposition may be re-submitted under the conditions and in the manner provided in this act for submission of the proposition. If a majority of the electors voting thereon at such election shall approve the levying of such tax, the governing body of any such city or county shall provide by ordinance or resolution, as the case may be, for the levy of the tax. Any repeal of such tax or any reduction or increase in the rate thereof, within the limits prescribed by K.S.A. 12-189, and amendments thereto, shall be accomplished in the manner provided herein for the adoption and approval of such tax except that the repeal of any such city retailers' sales tax may be accomplished by the adoption of an ordinance so providing.

(f) The sufficiency of the number of signers of any petition filed under this section shall be determined by the county election officer. Every election held under this act shall be conducted by the county election officer.

(g) (1) The governing body of the city or county proposing to levy any retailers' sales tax shall specify the purpose or purposes for which the revenue would be used, and a statement generally describing such purpose or purposes shall be included as a part of the ballot proposition.

(2) In addition to the requirements set forth in paragraph (1), the governing body of the county proposing to levy a countywide retailers' sales tax shall include as a part of the ballot proposition whether:

(A) The apportionment formula provided in K.S.A. 12-192, and amendments thereto, will apply to the revenue;

(B) an interlocal agreement was entered whereby the county will retain either all or part of the revenue; or

(C) pursuant to law, the county retains the revenue in its entirety.

Sec. 2. K.S.A. 2024 Supp. 12-189 is hereby amended to read as follows: 12-189. The rate of any city retailers' sales tax shall be fixed in increments of 0.05% and in an amount not to exceed 2% for general purposes and not to exceed 1% for special purposes, which shall be determined by the governing body of the city. For any retailers' sales tax imposed by a city for special purposes, such city shall specify the pur-

poses for which such tax is imposed. All such special purpose retailers' sales taxes imposed by a city shall expire after 10 years from the date such tax is first collected. The rate of any countywide retailers' sales tax shall be fixed in an amount not to exceed 1% and shall be fixed in increments of 0.25%, and which amount shall be determined by the board of county commissioners, except that:

(a) The board of county commissioners of Wabaunsee county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25%; the board of county commissioners of Osage or Reno county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.25% or 1.5%; the board of county commissioners of Cherokee, Crawford, *Finney*, Ford, Saline, Seward or Wyandotte county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5%; the board of county commissioners of Atchison or Thomas county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 1.5% or 1.75%; the board of county commissioners of Anderson, Barton, Jefferson or Ottawa county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2%; the board of county commissioners of Marion county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at 2.5%; the board of county commissioners of Franklin, Linn and Miami counties, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the respective board of county commissioners on July 1, 2007, plus up to 1.0%; and the board of county commissioners of Brown or Grant county, for the purposes of K.S.A. 12-187(b)(2), and amendments thereto, may fix such rate at up to 2%;

(b) the board of county commissioners of Jackson county, for the purposes of K.S.A. 12-187(b)(3), and amendments thereto, may fix such rate at 2%;

(c) the boards of county commissioners of Finney and Ford counties, for the purposes of K.S.A. 12-187(b)(4), and amendments thereto, may fix such rate at 0.25%;

(d) the board of county commissioners of any county, for the purposes of K.S.A. 12-187(b)(5), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by a board of county commissioners on the effective date of this act plus 0.25%, 0.5%, 0.75% or 1%, as the case requires;

(e) the board of county commissioners of Dickinson county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.5%, and the board of county commissioners of Miami county, for the purposes of K.S.A. 12-187(b)(7), and amendments thereto, may fix such rate at 1.25%, 1.5%, 1.75% or 2%;

(f) the board of county commissioners of Sherman county, for the purposes of K.S.A. 12-187(b)(8), and amendments thereto, may fix such rate at 2.25%;

(g) the board of county commissioners of Crawford or Russell county for the purposes of K.S.A. 12-187(b)(9), and amendments thereto, may fix such rate at 1.5%;

(h) the board of county commissioners of Franklin county, for the purposes of K.S.A. 12-187(b)(10), and amendments thereto, may fix such rate at 1.75%;

(i) the board of county commissioners of Douglas county, for the purposes of K.S.A. 12-187(b)(11) and (b)(30), and amendments thereto, may fix such rate at 1.75%;

(j) the board of county commissioners of Jackson county, for the purposes of K.S.A. 12-187(b)(13), and amendments thereto, may fix such rate at 1.4%;

(k) the board of county commissioners of Sedgwick county, for the purposes of K.S.A. 12-187(b)(3)(C), and amendments thereto, may fix such rate at 2%;

(l) the board of county commissioners of Neosho county, for the purposes of K.S.A. 12-187(b)(14), and amendments thereto, may fix such rate at 1.0% or 1.5%;

(m) the board of county commissioners of Saline county, for the purposes of K.S.A. 12-187(b)(15), and amendments thereto, may fix such rate at up to 1.5%;

(n) the board of county commissioners of Harvey county, for the purposes of K.S.A. 12-187(b)(16), and amendments thereto, may fix such rate at 2.0%;

(o) the board of county commissioners of Atchison county, for the purpose of K.S.A. 12-187(b)(17), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Atchison county on the effective date of this act plus 0.25%;

(p) the board of county commissioners of Wabaunsee county, for the purpose of K.S.A. 12-187(b)(18), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Wabaunsee county on July 1, 2007, plus 0.5%;

(q) the board of county commissioners of Jefferson county, for the purpose of K.S.A. 12-187(b)(19) and (25), and amendments thereto, may fix such rate at 2.25%;

(r) the board of county commissioners of Riley county, for the purpose of K.S.A. 12-187(b)(20), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed

by the board of county commissioners of Riley county on July 1, 2007, plus up to 1%;

(s) the board of county commissioners of Johnson county, for the purposes of K.S.A. 12-187(b)(21), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Johnson county on July 1, 2007, plus 0.25%;

(t) the board of county commissioners of Wilson county, for the purposes of K.S.A. 12-187(b)(22), and amendments thereto, may fix such rate at up to 2%;

(u) the board of county commissioners of Butler county, for the purposes of K.S.A. 12-187(b)(23), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75% or 1%;

(v) the board of county commissioners of Barton county, for the purposes of K.S.A. 12-187(b)(24), and amendments thereto, may fix such rate at up to 1.5%;

(w) the board of county commissioners of Lyon county, for the purposes of K.S.A. 12-187(b)(3)(D), and amendments thereto, may fix such rate at 1.5%;

(x) the board of county commissioners of Rawlins county, for the purposes of K.S.A. 12-187(b)(3)(E), and amendments thereto, may fix such rate at 1.75%;

(y) the board of county commissioners of Chautauqua county, for the purposes of K.S.A. 12-187(b)(3)(F), and amendments thereto, may fix such rate at 2.0%;

(z) the board of county commissioners of Pottawatomie county, for the purposes of K.S.A. 12-187(b)(26), and amendments thereto, may fix such rate at up to 1.5%;

(aa) the board of county commissioners of Kingman county, for the purposes of K.S.A. 12-187(b)(27), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75%, or 1%;

(bb) the board of county commissioners of Edwards county, for the purposes of K.S.A. 12-187(b)(28), and amendments thereto, may fix such rate at 1.375%;

(cc) the board of county commissioners of Rooks county, for the purposes of K.S.A. 12-187(b)(29), and amendments thereto, may fix such rate at up to 1.5%;

(dd) the board of county commissioners of Bourbon county, for the purposes of K.S.A. 12-187(b)(3)(G) and (b)(31), and amendments thereto, may fix such rate at up to 2.0%;

(ee) the board of county commissioners of Marion county, for the

purposes of K.S.A. 12-187(b)(32), and amendments thereto, may fix such rate at 2.5%;

(ff) the board of county commissioners of Finney county, for the purposes of K.S.A. 12-187(b)(3)(H), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.3%;

(gg) the board of county commissioners of Cherokee county, for the purposes of K.S.A. 12-187(b)(3)(I), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.5%;

(hh) the board of county commissioners of Wilson county, for the purposes of K.S.A. 12-187(b)(33), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%, 0.5%, 0.75% or 1%;

(ii) the board of county commissioners of Atchison county, for the purposes of K.S.A. 12-187(b)(34), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus up to 1%;

(jj) the board of county commissioners of Dickinson county, for the purposes of K.S.A. 12-187(b)(35), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%;

(kk) the board of county commissioners of Rawlins county, for the purposes of K.S.A. 12-187(b)(36), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus up to 1%;

(ll) the board of county commissioners of Marshall county, for the purposes of K.S.A. 12-187(b)(37), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus up to 1%; ~~and~~

(mm) the board of county commissioners of Neosho county, for the purposes of K.S.A. 12-187(b)(38), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.5%;

(nn) *the board of county commissioners of Pawnee county, for the purposes of K.S.A. 12-187(b)(39), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus up to 1%;*

(oo) *the board of county commissioners of Seward county, for the purposes of K.S.A. 12-187(b)(40), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.5%; and*

(pp) *the board of county commissioners of Jackson county, for the*

purposes of K.S.A. 12-187(b)(41), and amendments thereto, may fix such rate at a percentage that is equal to the sum of the rate otherwise allowed pursuant to this section, plus 0.25%.

Any county or city levying a retailers' sales tax is hereby prohibited from administering or collecting such tax locally, but shall utilize the services of the state department of revenue to administer, enforce and collect such tax. Except as otherwise specifically provided in K.S.A. 12-189a, and amendments thereto, such tax shall be identical in its application, and exemptions therefrom, to the Kansas retailers' sales tax act and all laws and administrative rules and regulations of the state department of revenue relating to the Kansas retailers' sales tax shall apply to such local sales tax insofar as such laws and rules and regulations may be made applicable. The state director of taxation is hereby authorized to administer, enforce and collect such local sales taxes and to adopt such rules and regulations as may be necessary for the efficient and effective administration and enforcement thereof.

Upon receipt of a certified copy of an ordinance or resolution authorizing the levy of a local retailers' sales tax, the director of taxation shall cause such taxes to be collected within or without the boundaries of such taxing subdivision at the same time and in the same manner provided for the collection of the state retailers' sales tax. Such copy shall be submitted to the director of taxation within 30 days after adoption of any such ordinance or resolution. The director of taxation shall confirm that all provisions of law applicable to the authorization of local sales tax have been followed prior to causing the collection. If the director of taxation discovers that a city or county did not comply with any provision of law applicable to the authorization of a local sales tax after collection has commenced, the director shall immediately notify the city or county and cease collection of such sales tax until such noncompliance is remedied. All moneys collected by the director of taxation under the provisions of this section shall be credited to a county and city retailers' sales tax fund which fund is hereby established in the state treasury, except that all moneys collected by the director of taxation pursuant to the authority granted in K.S.A. 12-187(b)(22), and amendments thereto, shall be credited to the Wilson county capital improvements fund. Any refund due on any county or city retailers' sales tax collected pursuant to this act shall be paid out of the sales tax refund fund and reimbursed by the director of taxation from collections of local retailers' sales tax revenue. Except for local retailers' sales tax revenue required to be deposited in the redevelopment bond fund established under K.S.A. 74-8927, and amendments thereto, all local retailers' sales tax revenue collected within any county or city pursuant to this act shall be apportioned and remitted at least quarterly by the state treasurer, on instruction from the director of taxation, to the treasurer of such county or city.

Revenue that is received from the imposition of a local retailers' sales tax that exceeds the amount of revenue required to pay the costs of a special project for which such revenue was pledged shall be credited to the city or county general fund, as the case requires.

The director of taxation shall provide, upon request by a city or county clerk or treasurer or finance officer of any city or county levying a local retailers' sales tax, monthly reports identifying each retailer doing business in such city or county or making taxable sales sourced to such city or county, setting forth the tax liability and the amount of such tax remitted by each retailer during the preceding month and identifying each business location maintained by the retailer and such retailer's sales or use tax registration or account number. Such report shall be made available to the clerk or treasurer or finance officer of such city or county within a reasonable time after it has been requested from the director of taxation. The director of taxation shall be allowed to assess a reasonable fee for the issuance of such report. Information received by any city or county pursuant to this section shall be confidential, and it shall be unlawful for any officer or employee of such city or county to divulge any such information in any manner. Any violation of this paragraph by a city or county officer or employee is a class A misdemeanor, and such officer or employee shall be dismissed from office. Reports of violations of this paragraph shall be investigated by the attorney general. The district attorney or county attorney and the attorney general shall have authority to prosecute violations of this paragraph.

Sec. 3. K.S.A. 2024 Supp. 12-192 is hereby amended to read as follows: 12-192. (a) Except as otherwise provided by subsection (b), (d) or (h), all revenue received by the director of taxation from a countywide retailers' sales tax shall be apportioned among the county and each city located in such county in the following manner:

(1) $\frac{1}{2}$ of all revenue received by the director of taxation shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year, *except that the apportionment pursuant to this provision shall not change between July 1, 2025, and December 31, 2026*; and

(2) $\frac{1}{2}$ of all revenue received by the director of taxation from such countywide retailers' sales tax shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county, except that no persons

residing within the Fort Riley military reservation shall be included in the determination of the population of any city located within Riley county.

All revenue apportioned to a county shall be paid to its county treasurer and shall be credited to the general fund of the county.

(b) (1) In lieu of the apportionment formula provided in subsection (a), all revenue received by the director of taxation from a countywide retailers' sales tax imposed within Johnson county at the rate of 0.75%, 1% or 1.25% after July 1, 2007, shall be apportioned among the county and each city located in such county in the following manner:

(A) The revenue received from the first 0.5% rate of tax shall be apportioned in the manner prescribed by subsection (a); and

(B) the revenue received from the rate of tax exceeding 0.5% shall be apportioned as follows:

(i) $\frac{1}{4}$ shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year;

(ii) $\frac{1}{4}$ shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county; and

(iii) $\frac{1}{2}$ shall be retained by the county for its sole use and benefit.

(2) In lieu of the apportionment formula provided in subsection (a), all money received by the director of taxation from a countywide sales tax imposed within Montgomery county pursuant to the election held on November 8, 1994, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged. All revenue apportioned and paid from the imposition of such tax to the treasurer of any city prior to the effective date of this act shall be remitted to the county treasurer and expended only for the purpose for which the revenue received from the tax was pledged.

(3) In lieu of the apportionment formula provided in subsection (a), on and after the effective date of this act, all moneys received by the director of taxation from a countywide retailers' sales tax imposed within Phillips county pursuant to the election held on September 20, 2005, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(c) (1) Except as otherwise provided by paragraph (2) of this subsection, for purposes of subsections (a) and (b), the term "total tangible property tax levies" means the aggregate dollar amount of tax revenue de-

rived from ad valorem tax levies applicable to all tangible property located within each such city or county. The ad valorem property tax levy of any county or city district entity or subdivision shall be included within this term if the levy of any such district entity or subdivision is applicable to all tangible property located within each such city or county.

(2) For the purposes of subsections (a) and (b), any ad valorem property tax levied on property located in a city in Johnson county for the purpose of providing fire protection service in such city shall be included within the term “total tangible property tax levies” for such city regardless of its applicability to all tangible property located within each such city. If the tax is levied by a district which extends across city boundaries, for purposes of this computation, the amount of such levy shall be apportioned among each city in which such district extends in the proportion that such tax levied within each city bears to the total tax levied by the district.

(d) (1) All revenue received from a countywide retailers’ sales tax imposed pursuant to K.S.A. 12-187(b)(2), (3)(C), (3)(F), (3)(G), (3)(I), (6), (7), (8), (9), (12), (14), (15), (16), (17), (18), (19), (20), (22), (23), (25), (27), (28), (29), (30), (31), (32), (33), (34), (35), (36), (37) ~~and~~ (38), (39), (40) *and* (41), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(2) Except as otherwise provided in K.S.A. 12-187(b)(5), and amendments thereto, all revenues received from a countywide retailers’ sales tax imposed pursuant to K.S.A. 12-187(b)(5), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(3) All revenue received from a countywide retailers’ sales tax imposed pursuant to K.S.A. 12-187(b)(26), and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged unless the question of imposing a countywide retailers’ sales tax authorized by K.S.A. 12-187(b)(26), and amendments thereto, includes the apportionment of revenue prescribed in subsection (a).

(e) All revenue apportioned to the several cities of the county shall be paid to the respective treasurers thereof and deposited in the general fund of the city. Whenever the territory of any city is located in two or more counties and any one or more of such counties do not levy a countywide retailers’ sales tax, or whenever such counties do not levy countywide retailers’ sales taxes at a uniform rate, the revenue received by such city from the proceeds of the countywide retailers’ sales tax, as an alternative to depositing the same in the general fund, may be used for the purpose of reducing the tax levies of such city upon the taxable tangible property located within the county levying such countywide retailers’ sales tax.

(f) Prior to March 1 of each year, the secretary of revenue shall advise each county treasurer of the revenue collected in such county from the state retailers' sales tax for the preceding calendar year.

(g) Prior to December 31 of each year, the clerk of every county imposing a countywide retailers' sales tax shall provide such information deemed necessary by the secretary of revenue to apportion and remit revenue to the counties and cities pursuant to this section.

(h) The provisions of subsections (a) and (b) for the apportionment of countywide retailers' sales tax shall not apply to any revenues received pursuant to a county or countywide retailers' sales tax levied or collected under K.S.A. 74-8929, and amendments thereto. All such revenue collected under K.S.A. 74-8929, and amendments thereto, shall be deposited into the redevelopment bond fund established by K.S.A. 74-8927, and amendments thereto, for the period of time set forth in K.S.A. 74-8927, and amendments thereto.

Sec. 4. K.S.A. 79-3651 is hereby amended to read as follows: 79-3651.

(a) For the purpose of the proper administration of the Kansas retailers' sales tax act and to prevent evasion of the tax imposed thereunder, it shall be presumed that all gross receipts from the sale of tangible personal property or enumerated services are subject to tax until the contrary is established. The burden of proving that a sale is not subject to tax is upon the seller unless the seller takes from the purchaser an exemption certificate to the effect that the property or service purchased is not subject to tax.

(b) An exemption certificate shall relieve the seller from collecting and remitting tax if the seller has obtained the required identifying information as determined by the director, from the purchaser and the reason for claiming the exemption at the time of purchase and has maintained proper records of exempt transactions pursuant to ~~subsection (a)~~ of K.S.A. 79-3609(a), and amendments thereto, and provided them to the director when requested, except that no such relief from liability shall apply to a seller who: Fraudulently fails to collect the tax; solicits purchasers to participate in the unlawful claim of an exemption; accepts an exemption certificate claiming an entity based exemption when the subject of the transaction is actually received by the purchaser at a location operated by the seller and the director provides an exemption certificate that clearly and affirmatively indicates that the claimed exemption is not available. The seller shall obtain the same information for proof of a claimed exemption regardless of the medium in which the transaction occurred. The purchaser improperly claiming an exemption shall remain liable for the nonpayment of tax.

(c) The exemption certificate shall be substantially in such form as the director may prescribe. The seller shall use the standard form for claiming an exemption electronically as adopted by the director. A seller may re-

quire a purchaser to provide a copy of the purchaser's sales tax registration certificate with a resale certificate as a condition for honoring the purchaser's resale exemption claim, except that in the case of drop shipment sales into this state, the third party vendor may claim a resale exemption based on an exemption certificate provided by its customer, re-seller, or any other information acceptable to the secretary available to the third party vendor evidencing qualification for a resale exemption, regardless of whether the customer, re-seller, is registered to collect and remit sales and use tax in this state. A purchaser is not required to provide a signature to claim an exemption from tax unless a paper exemption certificate is used. A seller is relieved of liability for the tax otherwise applicable if it obtains a blanket exemption certificate for a purchaser with which the seller has a recurring business relationship. Such blanket certificate need not be renewed or updated by the seller for exemption certificate information or data elements when there is a recurring business relationship between the buyer and seller. For purposes of this subsection, a recurring business relationship exists when a period of no more than 12 months elapses between sales transactions.

(d) To lawfully present a resale exemption certificate the purchaser must be engaged in the business of selling property or services of the same kind that is purchased, hold a registration certificate, except as otherwise permitted in subsection (c) for drop shipment sales into this state, and at the time of purchase, either intend to resell the property in the regular course of business or be unable to ascertain whether the property will be resold or used for some other purpose. A resale exemption certificate may be used for resale of services to tangible personal property and not for services to real property.

(e) Any person who issues a resale certificate or other exemption certificate in order to unlawfully avoid payment of tax for business or personal gain shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$1,000 or imprisonment for not more than one year, or by both. In addition, if the director determines that a person issued a resale certificate in order to unlawfully avoid payment of tax for business or personal gain, the director shall increase any penalty that is due from the person under K.S.A. 79-3615, and amendments thereto, by \$250 or 10 times the tax due, whichever is greater, on each transaction where the misuse of a resale certificate occurred.

(f) Exemption certificates issued by an entity claiming a specific exemption under K.S.A. 79-3606, and amendments thereto, based on the status of the entity shall bear the name, address of the entity and identification number issued to the entity pursuant to K.S.A. 79-3692, and amendments thereto. Such certificate shall be signed by an authorized person of the nonprofit entity, if in paper form, and contain the tax identi-

fication number of the entity. The certificate shall be substantially in such form as the director may prescribe. A seller may require that payments be made on an exempt entity's check, warrant, voucher or charged to the entity's account as a condition for honoring the entity's exemption claim.

(g) It shall be the duty of every person who purchases tangible personal property or services that are taxable under this act to pay the full amount of tax that is lawfully due to the retailer making the sale. Any person who willfully and intentionally refuses to pay such tax to the retailer shall be guilty of a misdemeanor and upon conviction shall be punished and fined as provided by ~~subsection (g)~~ of K.S.A. 79-3615(h), and amendments thereto.

(h) *On and after July 1, 2024, notwithstanding any provisions to the contrary in this section or any other provision of law, purchasers claiming an exemption pursuant to K.S.A. 79-3606(rrrr), and amendments thereto, shall not be required to provide an exemption certificate or form to the seller, and the seller shall not be required to receive and maintain a completed exemption certificate or form for such exempt transactions. If the seller in the ordinary course of business believes that the service qualifies for the exemption pursuant to K.S.A. 79-3606(rrrr), and amendments thereto, the seller shall be relieved from collecting and remitting the tax and shall not have the burden of proving that the service is not subject to tax pursuant to subsection (a). A purchaser improperly claiming the exemption shall remain liable for the nonpayment of tax.*

Sec. 5. K.S.A. 79-3651 and K.S.A. 2024 Supp. 12-187, 12-189 and 12-192 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 24, 2025.

Published in the *Kansas Register* May 8, 2025.

CHAPTER 127

HOUSE BILL No. 2335*

AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the hunter nation distinctive license plate.

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

Section 1. (a) On and after January 1, 2026, any owner or lessee of one or more passenger vehicles or trucks registered for a gross weight of 20,000 pounds or less who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one hunter nation license plate for each such passenger vehicle or truck. Such license plate shall be issued for the same time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto, and the payment to the county treasurer of the logo use royalty payment.

(b) Hunter nation, inc., may authorize the use of the organization's logo to be affixed on license plates as provided by this section. Any motor vehicle owner or lessee shall pay an amount of not less than \$25 nor more than \$100, as determined by hunter nation, inc., as a logo use royalty payment for each such license plate to be issued. The logo use royalty payment shall be paid to the county treasurer.

(c) Any applicant for a license plate authorized by this section may make application for such license plate not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for such license plate shall pay to the county treasurer the logo use royalty payment. Application for registration of a passenger vehicle or truck and issuance of the license plate under this section shall be made by the owner or lessee in a manner prescribed by the director of vehicles upon forms furnished by the director.

(d) No registration or license plate issued under this section shall be transferable to any other person.

(e) The director of vehicles may transfer a hunter nation license plate from a leased vehicle to a purchased vehicle.

(f) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in K.S.A. 8-143, and amendments thereto, and in the manner prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of registration shall be made to any applicant until such applicant provides to the county treasurer the annual royalty payment. If such annual royalty payment is not made to the county treasurer, the applicant shall be required to comply with the provisions of K.S.A. 8-143, and amendments thereto, and return the license plate to the county treasurer of such person's residence.

(g) Hunter nation, inc., with the approval of the director of vehicles, shall design a plate to be issued under the provisions of this section.

(h) As a condition of receiving the hunter nation license plate and any subsequent registration renewal of such license plate, the applicant shall consent to the division authorizing the division's release of motor vehicle record information, including the applicant's name, address, royalty payment amount, plate number and vehicle type to hunter nation, inc., and the state treasurer.

(i) The collection and remittance of annual royalty payments by the county treasurer shall be subject to the provisions of K.S.A. 8-1,141(h), and amendments thereto, except that payments from the hunter nation license plate royalty fund shall be made on a monthly basis to hunter nation foundation, inc.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 24, 2025.

CHAPTER 128

Senate Substitute for HOUSE BILL No. 2125
(Amends Chapter 117)

AN ACT concerning property taxation; relating to tax levies and tax statements; modifying the deadline for mailing tax statements to taxpayers to be earlier than the current deadline; modifying the deadline for governing bodies to certify the amount of property tax to be levied to the county clerk; providing for the county clerk's use of the previous year's budget when a taxing subdivision fails to timely file its budget; relating to the revenue neutral rate; modifying the content requirements of the revenue neutral rate hearing notice; extending reimbursement from the taxpayer notification costs fund for printing and postage costs for county clerks for calendar year 2026; prohibiting a filing fee when a previous appeal remains pending before the board of tax appeals; authorizing the continuation of the 20-mill statewide property tax levy for schools; amending K.S.A. 74-2438a and K.S.A. 2024 Supp. 72-5142, 79-1801, 79-2001, 79-2930, 79-2988 and 79-2989, as amended by section 204 of 2025 Senate Bill No. 125, and repealing the existing sections.

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

Section 1. K.S.A. 2024 Supp. 72-5142 is hereby amended to read as follows: 72-5142. (a) The board of education of each school district shall levy an ad valorem tax upon the taxable tangible property of the school district in the school years specified in subsection (b) for the purpose of:

(1) Financing that portion of the school district's general fund budget that is not financed from any other source provided by law;

(2) paying a portion of the costs of operating and maintaining public schools in partial fulfillment of the constitutional obligation of the legislature to finance the educational interests of the state; and

(3) with respect to any redevelopment school district established prior to July 1, 1997, pursuant to K.S.A. 12-1771, and amendments thereto, paying a portion of the principal and interest on bonds issued by cities under authority of K.S.A. 12-1774, and amendments thereto, for the financing of redevelopment projects upon property located within the school district.

(b) The tax required under subsection (a) shall be levied at a rate of 20 mills in the school years ~~2023-2024~~ 2025-2026 and ~~2024-2025~~ 2026-2027.

(c) The proceeds from the tax levied by a district under authority of this section, except the proceeds of such tax levied for the purpose described in subsection (a)(3), shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state school district finance fund.

(d) No school district shall proceed under K.S.A. 79-1964, 79-1964a or 79-1964b, and amendments thereto.

Sec. 2. K.S.A. 74-2438a is hereby amended to read as follows: 74-2438a. (a) Except as provided in subsection (e), the executive director of

the state board of tax appeals shall charge and collect a filing fee, established by rules and regulations adopted by the state board of tax appeals, for any appeal in any proceeding under the tax protest, tax grievance or tax exemption statutes or in any other original proceeding for such board to recover all or part of the costs of processing such actions incurred by the state board of tax appeals.

(b) The COTA filing fee fund is hereby renamed the BOTA filing fee fund.

(c) The executive director of the board of tax appeals shall remit to the state treasurer at least monthly all tax appeal filing fees received by the state board of tax appeals. Upon receipt of any such remittance, the state treasurer shall deposit the amount in the state treasury to the credit of the BOTA filing fee fund.

(d) All expenditures from the BOTA filing fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive director of the state board of tax appeals or a person or persons designated by such executive director.

(e) No filing fee of any kind shall be charged by the executive director to:

(1) A taxpayer who has filed an appeal for a previous year that has not been decided by the board and is ~~beyond the time period prescribed by K.S.A. 74-2426, and amendments thereto~~ *still pending before the board at the time another appeal is filed for the same parcel;*

(2) any taxpayer filing in regard to single-family residential property for a refund of protested taxes under the provisions of K.S.A. 79-2005, and amendments thereto, or an appeal from a decision rendered pursuant to K.S.A. 79-1448, and amendments thereto;

(3) any not-for-profit organization if the valuation of the property that is the subject of the controversy does not exceed \$100,000; or

(4) any municipality or political subdivision of the state.

Sec. 3. K.S.A. 2024 Supp. 79-1801 is hereby amended to read as follows: 79-1801. ~~(a) Except as provided by subsection (b),~~ Each year the governing body of any city, the trustees of any township, the board of education of any school district and the governing bodies of all other taxing subdivisions shall certify, on or before ~~August 25~~ *October 1*, to the proper county clerk the amount of ad valorem tax to be levied. Thereupon, the county clerk shall place the tax upon the tax roll of the county, in the manner prescribed by law, and the tax shall be collected by the county treasurer. The county treasurer shall distribute the proceeds of the taxes levied by each taxing subdivision in the manner provided by K.S.A. 12-1678a, and amendments thereto.

~~(b) Prior to January 1, 2021, if the governing body of a city or county must conduct an election for an increase in property tax to fund any ap-~~

propriation or budget under K.S.A. 25-433a, and amendments thereto, the governing body of the city or county shall certify, on or before October 1, to the proper county clerk the amount of ad valorem tax to be levied. On and after January 1, 2021, if the governing body of a taxing subdivision must conduct a public hearing to approve exceeding the revenue neutral rate under K.S.A. 2024 Supp. 79-2988, and amendments thereto, the governing body of the taxing subdivision shall certify, on or before October 1, to the proper county clerk the amount of ad valorem tax to be levied.

Sec. 4. K.S.A. 2024 Supp. 79-2001 is hereby amended to read as follows: 79-2001. (a) As soon as the county treasurer receives the tax roll of the county, the treasurer shall enter in a column opposite the description of each tract or parcel of land the amount of unpaid taxes and the date of unredeemed sales, if any, for previous years on such land. The treasurer shall cause a notice to be published in the official county paper once each week for three consecutive weeks, stating in the notice the amount of taxes charged for state, county, township, school, city or other purposes for that year, on each \$1,000 of valuation.

(b) Each year after receipt of the tax roll from the county clerk and before December 15, the treasurer shall mail to each taxpayer, as shown by the rolls, a tax statement which indicates the taxing unit, assessed value of real and personal property, the mill levy and tax due. In addition, with respect to land devoted to agricultural use, such statement shall indicate the acreage and description of each parcel of such land. The tax statement shall also indicate separately each parcel of real property which is separately classified for property tax purposes. The county appraiser shall provide the information necessary for the county treasurer to comply with the provisions of this section. The tax statement also may include the intangible tax due the county. All items may be on one statement or may be shown on separate statements and may be on a form prescribed by the county treasurer. The statement shall be mailed to the last known address of the taxpayer or to a designee authorized by the taxpayer to accept the tax statement, if the designee has an interest in receiving the statement. When any statement is returned to the county treasurer for failure to find the addressee, the treasurer shall make a diligent effort to find a forwarding address of the taxpayer and mail the statement to the new address. All tax statements mailed pursuant to this section shall be mailed by first-class mail. The requirement for mailing a tax statement shall extend only to the initial statement required to be mailed in each year and to any follow-up required by this section. Alternatively, the county treasurer may transmit the tax statement to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

(c) After receipt of the tax roll from the county clerk and before December 15, the treasurer shall mail to each taxpayer, as shown by the

tax rolls, a tax information form which indicates the taxing unit, assessed value of real property for the current and next preceding taxable year, the mill levy for the current and next preceding taxable year and, in the case of unified school districts, the mill levy required by K.S.A. 72-5142, and amendments thereto, shall be separately indicated, the tax due and an itemization of each taxing unit's mill levy for the current and next preceding taxable year and the percentage change in the amount of revenue produced therefrom, if any. In addition, with respect to land devoted to agricultural use, such form shall indicate the acreage and description of each parcel of such land. The tax information form shall also indicate separately each parcel of real property which is separately classified for property tax purposes. The county appraiser shall provide the information necessary for the county treasurer to comply with the provisions of this section. The tax information form may be separate from the tax statement or a part of the tax statement. The tax information form shall be in a format prescribed by the director of property valuation. The tax information form shall be mailed to the last known address of the taxpayer. When a tax information form is returned to the county treasurer for failure to find the addressee, the treasurer shall make a diligent effort to find a forwarding address of the taxpayer and mail the tax information form to the new address. All tax information forms mailed pursuant to this section shall be mailed by first class mail. Alternatively, the county treasurer may transmit the tax information forms to the taxpayer by electronic means if such taxpayer consented to service by electronic means.

Sec. 5. K.S.A. 2024 Supp. 79-2930 is hereby amended to read as follows: 79-2930. (a) Two copies of the budget certificate giving the amount of ad valorem tax to be levied and the total amount of the adopted budget of expenditures by fund, along with itemized budget forms for each and every fund and proof of publication of the notice of budget hearing containing the budget summary shall be presented to the county clerk within the time prescribed by K.S.A. 79-1801, and amendments thereto. All such budget information shall be filed electronically with the county clerk. Where action has been taken under any statute to increase the amount of tax to be levied authorized by law, a statement showing the increased amount or tax levy rate voted, or a copy of the charter resolution or ordinance making the change, shall be attached to the budget each year the change is in effect. *If any taxing subdivision does not present or file such budget information with the county clerk by 5:00 p.m. on October 1, then the county clerk shall use the previous year's budget information and amount of ad valorem tax to be levied of such taxing subdivision.*

(b) The county clerk shall make any reductions to the ad valorem tax to be levied, compute the tax levy rates based on the final equalized assessed valuation, and enter such on the budget certificate before at-

testing the budget, except that with regard to levies made under K.S.A. 75-2551, and amendments thereto, such levies shall be based upon the certified preliminary abstract of property values submitted to the director of property valuation pursuant to K.S.A. 79-1604, and amendments thereto. ~~Beginning in 2022,~~ On or before December 31 each year, a copy of all budgets for taxing subdivisions of the county, properly attested, shall be filed with the director of accounts and reports, along with a copy of the tax levy rate summary. All such budget information shall be filed electronically with the director of accounts and reports.

(c) Each fund of the adopted budget certified to the county clerk in no event shall exceed the amount of ad valorem tax to be levied and the proposed expenditures of such fund in the proposed budget as originally published. The governing body of each taxing subdivision shall not certify an amount of ad valorem taxes to be levied that is in excess of any tax levy rate or amount limitations or any aggregate tax levy limitations. The governing bodies, in fixing the amount may take into consideration and make allowance for the taxes which may not be paid, *except that* such allowance, ~~however,~~ shall not exceed by more than 5% the percentage of delinquency for the preceding tax year.

Sec. 6. K.S.A. 2024 Supp. 79-2988 is hereby amended to read as follows: 79-2988. (a) On or before June 15 each year, the county clerk shall calculate the revenue neutral rate for each taxing subdivision and include such revenue neutral rate on the notice of the estimated assessed valuation provided to each taxing subdivision for budget purposes, except that for tax year 2024, the deadline shall be extended to July 1, 2024. The director of accounts and reports shall modify the prescribed budget information form to show the revenue neutral rate.

(b) Except as otherwise provided in this section, no tax rate in excess of the revenue neutral rate shall be levied by the governing body of any taxing subdivision unless a resolution or ordinance has been approved by the governing body according to the following procedure:

(1) At least 10 days in advance of the public hearing, the governing body shall publish notice of its proposed intent to exceed the revenue neutral rate by publishing notice:

(A) On the website of the governing body, if the governing body maintains a website; and

(B) in a weekly or daily newspaper of the county having a general circulation therein. The notice shall include, but not be limited to, its proposed tax rate, its revenue neutral rate and the date, time and location of the public hearing.

(2) On or before July 20, the governing body shall notify the county clerk of its proposed intent to exceed the revenue neutral rate and provide the date, time and location of the public hearing and its proposed tax rate.

For all tax years commencing after December 31, 2021, the county clerk shall notify each taxpayer with property in the taxing subdivision, by mail directed to the taxpayer's last known address, of the proposed intent to exceed the revenue neutral rate at least 10 days in advance of the public hearing. Alternatively, the county clerk may transmit the notice to the taxpayer by electronic means at least 10 days in advance of the public hearing, if such taxpayer and county clerk have consented in writing to service by electronic means. The county clerk is not required to send a notice to a property owner of property that is exempt from ad valorem taxation. The county clerk shall consolidate the required information for all taxing subdivisions relevant to the taxpayer's property on one notice. The notice shall be in a format prescribed by the director of accounts and reports. The notice shall include, but not be limited to:

(A) The following heading:

“NOTICE OF PROPOSED PROPERTY TAX INCREASE AND PUBLIC HEARINGS

[Current year] [County name] County Revenue Neutral Rate Notice

This is NOT a bill. Do not remit payment.”;

(B) the following statement:

“This notice contains estimates of the tax on your property and proposed property tax increases. **THE ACTUAL TAX ON YOUR PROPERTY MAY INCREASE OR DECREASE FROM THESE ESTIMATES.** Governing bodies of taxing subdivisions must vote in order to exceed the Revenue Neutral Rate to increase the total property taxes collected. Governing bodies will vote at public hearings at the dates, times and locations listed. Taxpayers may attend and comment at the hearings. Property tax statements will be issued after mill rates are finalized and taxes are calculated.”;

(C) the appraised value and assessed value of the taxpayer's property for the current year and the previous year;

(D) the *mill levy and* amount of property tax of each taxing subdivision on the taxpayer's property from the previous year's tax statement in a column titled: “[Previous year] Tax”;

(E) the *revenue neutral rate in mills and* estimated amount of property tax for the current year of each taxing subdivision on the taxpayer's property based on the revenue neutral rate of each taxing subdivision in a column titled: “[Current year] Tax at Revenue Neutral Rate”;

(F) the estimated amount of property tax for the current year of each taxing subdivision on the taxpayer's property based on either: (i) The revenue neutral rate for a taxing subdivision that does not intend to exceed its revenue neutral rate; or (ii) the proposed tax rate provided by the taxing subdivision, if the taxing subdivision notified the county clerk of its proposed intent to exceed its revenue neutral rate, *and such mill*

levy used in the calculation, in a column titled: “[Current year] ~~Maximum~~ *Proposed Tax*”;

(G) the difference between the amount of the current year’s ~~maximum~~ *proposed* tax and the previous year’s tax, reflected in dollars and a percentage, for each taxing subdivision in a column titled: “[Current year] ~~Maximum~~ *Proposed Tax Exceeding* [Previous year] Tax”; *and*

(H) the date, time and location of the public hearing of each taxing subdivision that notified the county clerk of its proposed intent to exceed its revenue neutral rate in a column titled: “Date, Time and Location of Public Hearing”; *and*

(I) ~~for each taxing subdivision public hearing listed pursuant to subparagraph (H), the difference between the current year’s maximum tax and the estimated amount of property tax based on the revenue neutral rate of such taxing subdivision in a column titled: “[Current year] Maximum Tax Exceeding Tax at Revenue Neutral Rate”.~~

The columns described in subparagraphs (D) through (G) shall include a total of the amounts at the end of each column. For each taxing subdivision, the notice shall include the total amount of revenue from the property tax levy for the previous year, the proposed total amount of revenue from the property tax levy for the current year and the difference or change between such amounts, reflected in dollars and a percentage. Although the state of Kansas is not a taxing subdivision for purposes of this section, the notice shall include the previous year’s tax amount and the estimate of the tax for the current year on the taxpayer’s property based on the statutory mill levies.

(3) The public hearing to consider exceeding the revenue neutral rate shall be held not sooner than August 20 and not later than September 20. The governing body shall provide interested taxpayers desiring to be heard an opportunity to present oral testimony within reasonable time limits and without unreasonable restriction on the number of individuals allowed to make public comment. The public hearing may be conducted in conjunction with the proposed budget hearing pursuant to K.S.A. 79-2929, and amendments thereto, if the governing body otherwise complies with all requirements of this section. Nothing in this section shall be construed to prohibit additional public hearings that provide additional opportunities to present testimony or public comment prior to the public hearing required by this section.

(4) A majority vote of the governing body, by the adoption of a resolution or ordinance to approve exceeding the revenue neutral rate, shall be required prior to adoption of a proposed budget that will result in a tax rate in excess of the revenue neutral rate. Such vote of the governing body shall be conducted at the public hearing and on the same day as the commencement of the public hearing after the governing body has heard

from interested taxpayers and shall be a roll call vote. If the governing body approves exceeding the revenue neutral rate, the governing body shall not adopt a budget that results in a tax rate in excess of its proposed tax rate as stated in the notice provided pursuant to this section. A copy of the resolution or ordinance to approve exceeding the revenue neutral rate and a certified copy of any roll call vote reporting, at a minimum, the name and vote of each member of the governing body related to exceeding the revenue neutral rate, whether approved or not, shall be included with the adopted budget, budget certificate and other budget forms filed with the county clerk and the director of accounts and reports and shall be published on the website of the department of administration.

(c) (1) Any governing body subject to the provisions of this section that does not comply with subsection (b) shall refund to taxpayers any property taxes over-collected based on the amount of the levy that was in excess of the revenue neutral rate.

(2) Any taxpayer of the taxing subdivision that is the subject of the complaint or such taxpayer's duly authorized representative may file a complaint with the state board of tax appeals by filing a written complaint, on a form prescribed by the board, that contains the facts that the complaining party believes show that a governing body of a taxing subdivision did not comply with the provisions of subsection (b) and that a reduction or refund of taxes is appropriate. The complaining party shall provide a copy of such complaint to the governing body of the taxing subdivision making the levy that is the subject of the complaint. Notwithstanding K.S.A. 74-2438a, and amendments thereto, no filing fee shall be charged by the executive director of the state board of tax appeals for a complaint filed pursuant to this paragraph. The governing body of the taxing subdivision making the levy that is the subject of the complaint shall be a party to the proceeding. Notice of any summary proceeding or hearing shall be served upon such governing body, the county clerk, the director of accounts and reports and the complaining party. It shall be the duty of the governing body to initiate the production of evidence to demonstrate, by a preponderance of the evidence, the validity of such levy. If upon a summary proceeding or hearing, it shall be made to appear to the satisfaction of the board that the governing body of the taxing subdivision did not comply with subsection (b), the state board of tax appeals shall order such governing body to refund to taxpayers the amount of property taxes over collected or reduce the taxes levied, if uncollected. The provisions of this paragraph shall not be construed as prohibiting any other remedies available under the law.

(d) On and after January 1, 2022, in the event that the tax levied by a school district pursuant to K.S.A. 72-5142, and amendments thereto, increases the property tax revenue generated for the purpose of calculating

the revenue neutral rate from the previous tax year and such amount of increase in revenue generated from such tax levied is the only reason that the school district would exceed the total property tax revenue from the prior year, the school district shall be deemed to not have exceeded the revenue neutral rate in levying a tax rate in excess of the revenue neutral rate to take into account the increase in revenue from only such tax levied.

(e) (1) Notwithstanding any other provision of law to the contrary, if the governing body of a taxing subdivision must conduct a public hearing to approve exceeding the revenue neutral rate under this section, the governing body of the taxing subdivision shall certify, on or before October 1, to the proper county clerk the amount of ad valorem tax to be levied.

(2) If a governing body of a taxing subdivision did not comply with the provisions of subsection (b) and certifies to the county clerk an amount of ad valorem tax to be levied that would result in a tax rate in excess of its revenue neutral rate, the county clerk shall reduce the ad valorem tax to be levied to the amount resulting from such taxing subdivision's revenue neutral rate.

(f) As used in this section:

(1) "Taxing subdivision" means any political subdivision of the state that levies an ad valorem tax on property.

(2) "Revenue neutral rate" means the tax rate for the current tax year that would generate the same property tax revenue as levied the previous tax year using the current tax year's total assessed valuation. To calculate the revenue neutral rate, the county clerk shall divide the property tax revenue for such taxing subdivision levied for the previous tax year by the total of all taxable assessed valuation in such taxing subdivision for the current tax year, and then multiply the quotient by 1,000 to express the rate in mills. The revenue neutral rate shall be expressed to the third decimal place.

(g) In the event that a county clerk incurred costs of printing and postage that were not reimbursed pursuant to K.S.A. 2024 Supp. 79-2989, and amendments thereto, such county clerk may seek reimbursement from all taxing subdivisions required to send the notice. Such costs shall be shared proportionately by all taxing subdivisions that were included on the same notice based on the total property tax levied by each taxing subdivision. Payment of such costs shall be due to the county clerk by December 31.

(h) The department of administration or the director of accounts and reports shall make copies of adopted budgets, budget certificates, other budget documents and revenue neutral rate documents available to the public on the department of administration's website on a permanently accessible web page that may be accessed via a conspicuous link to that web page placed on the front page of the department's website. The department of administration or the director of accounts and re-

ports shall also make the following information for each tax year available on such website:

- (1) A list of taxing subdivisions by county;
- (2) whether each taxing subdivision conducted a hearing to consider exceeding its revenue neutral rate;
- (3) the revenue neutral rate of each taxing subdivision;
- (4) the tax rate resulting from the adopted budget of each taxing subdivision; and
- (5) the percent change between the revenue neutral rate and the tax rate for each taxing subdivision.

(i) Notwithstanding any provisions to the contrary, in the event any governing body does not comply with the provisions of subsection (b) because such governing body did not intend to exceed its revenue neutral rate but the final taxable assessed valuation of such taxing subdivision used to calculate the actual tax levy is less than the estimated assessed valuation used to calculate the revenue neutral rate, such governing body shall be permitted to levy a tax rate that generates the same amount of property tax revenue as levied the previous year or less.

Sec. 7. K.S.A. 2024 Supp. 79-2989, as amended by section 204 of 2025 Senate Bill No. 125, is hereby amended to read as follows: 79-2989. (a) For calendar years 2024 and 2025 and 2026, if a county clerk has printing or postage costs pursuant to K.S.A. 2024 Supp. 79-2988, and amendments thereto, the county clerk shall notify and provide documentation of such costs to the secretary of revenue. The secretary of revenue shall certify the amount of moneys attributable to such costs and shall transmit a copy of such certification to the director of accounts and reports. Upon such receipt of such certification, the director of accounts and reports shall transfer an amount of moneys equal to such certified amount from the state general fund to the taxpayer notification costs fund of the department of revenue. The secretary of revenue shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(b) There is hereby established in the state treasury the taxpayer notification costs fund that shall be administered by the secretary of revenue. All expenditures from the taxpayer notification costs fund shall be for the purpose of paying county printing and postage costs pursuant to K.S.A. 2024 Supp. 79-2988, and amendments thereto. All expenditures from such fund shall be made in accordance with appropriations acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of revenue or the secretary's designee.

Sec. 8. K.S.A. 74-2438a and K.S.A. 2024 Supp. 72-5142, 79-1801, 79-2001, 79-2930, 79-2988 and 79-2989, as amended by section 204 of 2025 Senate Bill No. 125, are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the Kansas register.

Approved April 24, 2025.

Published in the *Kansas Register* May 8, 2025.

CHAPTER 129

HOUSE BILL No. 2289

AN ACT concerning taxation; relating to the Kansas affordable housing tax credit act; discontinuing such credit for qualified developments receiving a 4% federal tax credit; limiting the aggregate amount of such credit and discontinuing such credit after qualified allocation plan year 2028; relating to the Kansas housing investor tax credit; providing for transferability of credits from the year that the credit was originally issued; amending K.S.A. 2024 Supp. 79-32,306 and 79-32,313 and repealing the existing sections.

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

Section 1. K.S.A. 2024 Supp. 79-32,306 is hereby amended to read as follows: 79-32,306. (a) For all taxable years commencing after December 31, 2022, *except as provided in subsection (i)*, there shall be allowed a credit against the income tax liability imposed pursuant to the Kansas income tax act, the privilege tax liability imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or the premium tax liability imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, for each qualified development for each year of the credit period, in an amount equal to the federal tax credit allocated or allowed by the KHRC to such qualified development, except that there shall be no reduction in the credit allowable in the first year of the credit period due to the calculation in section 42(f)(2) of the federal internal revenue code.

(b) The KHRC shall issue an allocation certificate to an owner of a qualified development to which a credit has been allocated. The KHRC shall issue an allocation certificate to the qualified development simultaneously with issuance of federal form 8609 with respect to the federal tax credits.

(c) All allocations shall be made pursuant to the qualified allocation plan.

(d) If an owner of a qualified development receiving an allocation of a credit is a pass-through entity, the owner may allocate the credit among its partners or members in any manner agreed to by such persons regardless of whether: (1) Any such person is allocated or allowed any portion of any federal tax credit with respect to the qualified project; (2) the allocation of the credit under the terms of the agreement has substantial economic effect within the meaning of section 704(b) of the federal internal revenue code; or (3) any such person is deemed a partner for federal income tax purposes, if the partner or member would be considered a partner or member under applicable state law governing such entity and has been admitted as a partner or member on or prior to the date for filing the qualified taxpayer's tax return, including any amendments to such tax return, with respect to the year of the credit. In the case of multiple tiers

of pass-through entities, the credit may be so allocated through any number of pass-through entities in any manner agreed by the owners of such pass-through entities, none of which shall be considered a transfer. Any pass-through entity allocating a credit to its partners or members shall attach a pass-through certification to its tax return annually. Each partner or member shall be allowed to claim or further allocate such amount subject to any restrictions set forth in this act.

(e) An owner of a qualified development to which a credit has been allocated and each qualified taxpayer to which such owner has allocated a portion of such credit, if any, shall file with their state income, privilege or premium tax return a copy of the allocation certificate issued by the KHRC with respect to such qualified development and a copy of any pass-through certification, as prescribed by the director.

(f) No credit shall be allocated pursuant to this act unless the qualified development is the subject of a recorded restrictive covenant requiring the development to be maintained and operated as a qualified development and is in accordance with the accessibility and adaptability requirements of the federal tax credits and title VIII of the civil rights act of 1968, as amended by the fair housing amendments act of 1988, for a period of 15 taxable years, or such longer period as may be agreed to between the KHRC and the owner of the qualified development, beginning with the first taxable year of the credit period.

(g) The allocated credit amount may be taken against the income, privilege or premium taxes imposed for each taxable year of the credit period. Any amount of credit that exceeds the income, privilege or premium tax liability of a qualified taxpayer for a taxable year may be carried forward as a credit against subsequent years' tax liability up to 11 tax years following the tax year in which the allocation was made and shall be applied first to the earliest years possible. Any amount of the credit that is not used shall not be refunded to the taxpayer.

(h) Unless otherwise provided in this act or the context or law requires otherwise, the KHRC shall determine eligibility for a credit and allocate credits in accordance with the standards and requirements set forth in section 42 of the federal internal revenue code. Any combination of federal tax credits and credits allowed pursuant to this act shall be the least amount necessary to ensure the financial feasibility of a qualified development.

(i) *(1) Notwithstanding the foregoing provisions, the total amount of Kansas affordable housing tax credits awarded by the KHRC to all qualified developments for qualified allocation plan year 2025 shall not exceed \$25,000,000. Commencing with the qualified allocation plan adopted for 2026 and ending with the qualified allocation plan adopted for 2028, the total amount of Kansas affordable housing tax credits awarded by the*

KHRC to all qualified developments in each qualified allocation plan year shall not exceed \$8,800,000. On and after November 15, 2025, the KHRC shall not accept any application for, or award any additional allocation of, credit under this act to a qualified development receiving a 4% federal tax credit, which is defined as a qualified development financed by tax-exempt bonds as provided under section 42(h)(4) of the federal internal revenue code. The KHRC shall continue to award credit under this act to qualified developments receiving 9% federal tax credits in accordance with the provisions of this act for the 2026, 2027 and 2028 qualified allocation plans. A qualified development receiving a 4% federal tax credit awarded a credit allocation under this act by the KHRC on or before November 14, 2025, pursuant to the 2025 qualified allocation plan or any previous qualified allocation plan, shall continue to receive the awarded credit throughout the authorized credit period and any applicable carryforward period.

(2) Subsequent to awards for the 2028 qualified allocation plan, the KHRC shall not accept any application for, or award any additional allocation of, credit under this act in any amount to a qualified development. No credits under this act shall be allocated or awarded after the 2028 qualified allocation plan or after December 31, 2028. A qualified development receiving a 9% federal tax credit awarded a credit allocation under this act by the KHRC pursuant to the 2028 qualified allocation plan or any previous qualified allocation plan shall continue to receive the awarded credit throughout the authorized credit period and any applicable carryforward period.

Sec. 2. K.S.A. 2024 Supp. 79-32,313 is hereby amended to read as follows: 79-32,313. (a) (1) For tax year 2022 and all tax years thereafter, a credit against the income tax liability imposed pursuant to the Kansas income tax act, the privilege tax liability imposed upon any national banking association, state bank, trust company or savings and loan association pursuant to article 11 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, or the premium tax liability imposed upon an insurance company pursuant to K.S.A. 40-252, and amendments thereto, shall be allowed to:

(A) A qualified investor for a cash investment in a qualified housing project that has been approved and issued a tax credit by the director. The tax credit may be claimed in its entirety in the taxable year the cash investment is made; and

(B) a project builder or developer of a qualified housing project that has been approved and issued a tax credit by the director.

(2) To claim such tax credit, the qualified investor, project builder or developer or transferee shall provide all information or documentation in the form and manner required by the secretary of revenue. If the amount of the credit exceeds the taxpayer's tax liability in any one taxable year, the remaining portion of the credit may be carried forward in the succeeding

taxable years until the total amount of the credit is used, except that no credit may be claimed after four taxable years next succeeding the taxable year that such credit was issued, and any remaining credit shall be forfeited. Any portion of the credit that is carried forward may be transferred pursuant to subsection (d) and claimed by the transferee in the same manner as the transferor.

(b) (1) Tax credits may be issued by the director for a qualified housing project as follows:

(A) For qualified housing projects located in a county with a population of not more than 8,000, in an amount *of* not to exceed \$35,000 per residential unit;

(B) for qualified housing projects located in a county with a population of more than 8,000 but not more than 25,000, in an amount *of* not to exceed \$32,000 per residential unit; and

(C) for all other qualified housing projects, in an amount *of* not to exceed \$30,000.

(2) A qualified housing project shall be limited to a total of 40 such residential units per year for both single-family and multi-family dwellings.

(3) Tax credits may be issued to a qualified investor in the amount of a cash investment of up to the total amount that may be issued by the director under this subsection for the qualified housing project, or as provided in the agreement required by K.S.A. 2024 Supp. 79-32,312, and amendments thereto. Project builders or developers may apply to the director each year for tax credits for additional units or phases of a project. Qualified investors may be issued tax credits for cash investments in multiple qualified housing projects. Project builders or developers may apply and be approved for multiple qualified housing projects in the same tax year.

(4) The aggregate amount of tax credits that may be issued under this section shall not exceed \$13,000,000 each tax year, except that if the director issues an aggregate amount of tax credits in one tax year that is less than \$13,000,000, then the director may carry forward the difference and issue such amount of tax credits in the immediately succeeding tax year in addition to the statutory amount that may be issued under this section. Of the aggregate amount of tax credits issued in one tax year, the director shall allocate:

(A) Not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of not more than 8,000;

(B) not less than \$2,500,000 in tax credits for qualified housing projects located in counties with a population of more than 8,000 but not more than 25,000; and

(C) up to \$8,000,000 in tax credits for qualified housing projects located in counties with a population of more than 25,000 but not more than 75,000.

(c) A cash investment in a qualified housing project shall be deemed to have been made on the date of acquisition of the qualified security, as such date is determined by the director.

(d) Any qualified investor who receives a tax credit pursuant to this section shall be deemed to acquire an interest in the nature of a transferable credit limited to the amount of the credit issued to the qualified investor by the director. All or a portion of such credit may be transferred by the qualified investor or any subsequent transferee to one or more persons, whether or not such transferee is then a qualified investor, and ~~be claimed by the transferee as a credit against the transferee's Kansas tax liability in the same manner as the transferor beginning in the year the credit is transferred~~ *provided in subsection (a) beginning in the year that the cash investment was originally made by the qualified investor.* The credit may be carried forward as permitted by subsection (a). There shall be no limit on the number of times a credit or any portion thereof can be transferred. No person shall be entitled to a refund for any interest on such tax credit that may be created under this section. A credit acquired by transfer shall be subject to the limitations prescribed in this section. Any such transferee succeeds to all remaining rights and restrictions of the transferor with respect to the credit being transferred on the date of such transfer. Documentation of any credit acquired by transfer shall be provided by the taxpayer claiming such credit in the manner required by the secretary of revenue. The qualified investor or subsequent transferee transferring such credit shall provide the director and the secretary of revenue with the name, address and taxpayer identification number of each person to whom credits have been transferred and such other information as may be required by the director or the secretary of revenue. The provisions of this subsection shall apply to credits issued for tax year 2022 and all tax years thereafter.

(e) The secretary of revenue may adopt rules and regulations as necessary to implement and administer the provisions of this act.

(f) For purposes of calculating any tax due under K.S.A. 40-253, and amendments thereto, the credit allowed by this section shall be treated as a tax paid under K.S.A. 40-252, and amendments thereto.

(g) *The provisions of subsection (d), as amended by this act, shall apply retroactively to any credits issued for tax year 2022 and all tax years thereafter.*

Sec. 3. K.S.A. 2024 Supp. 79-32,306 and 79-32,313 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

Approved April 25, 2025.

CHAPTER 130

SENATE CONCURRENT RESOLUTION No. 1601

A CONCURRENT RESOLUTION informing the Governor that the two houses of the Legislature are duly organized and ready to receive communications.

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the Secretary of the Senate and the Chief Clerk of the House of Representatives be appointed to wait upon the Governor and inform the Governor that the two houses of the Legislature are duly organized and are ready to receive any communications the Governor may have to present.

Adopted by the House January 13, 2025.

Adopted by the Senate January 13, 2025.

CHAPTER 131

HOUSE CONCURRENT RESOLUTION No. 5002

A CONCURRENT RESOLUTION providing for joint sessions of the Senate and the House of Representatives for the purpose of hearing messages from the Governor, the Chief Justice of the Supreme Court and the Adjutant General.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 6:00 p.m. on January 15, 2025, for the purpose of hearing a message from the Governor.

Be it further resolved: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 1:15 p.m. on January 15, 2025, for the purpose of hearing a message from the Chief Justice of the Supreme Court on the judicial branch of government.

Be it further resolved: That the Senate and the House of Representatives shall meet in joint session in Representative Hall at 10:00 a.m. on January 15, 2025, for the purpose of hearing a message from the Adjutant General.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Lieutenant Governor.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Supreme Court Justices.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the Adjutant General.

Be it further resolved: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the members of the Military Advisory Board.

Adopted by the House January 13, 2025.

Adopted by the Senate January 14, 2025.

CHAPTER 132

HOUSE CONCURRENT RESOLUTION No. 5003

A CONCURRENT RESOLUTION adopting joint rules for the Senate and the House of Representatives for the 2025-2026 biennium.

Be it resolved by the House of Representatives, the Senate concurring therein: That the following joint rules shall be the joint rules of the Senate and House of Representatives for the 2025-2026 biennium.

JOINT RULES OF THE
SENATE AND HOUSE OF REPRESENTATIVES
2025-2026

Joint Rule 1. Joint rules; application and date of expiration; adoption, amendment, suspension and revocation. (a) *Joint rules; expiration, adoption, amendment, suspension and revocation; vote required.* Joint rules are adopted under the authority of section 8 of article 2 of the Constitution of the State of Kansas and shall govern matters made subject thereto except when otherwise specifically provided by joint rule. Joint rules shall expire at the conclusion of the terms of representatives. Joint rules shall be adopted, amended, suspended and revoked by concurrent resolution of the two houses of the legislature. Concurrent resolutions adopting joint rules shall receive the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house.

(b) *Amendment, suspension or revocation of joint rules; previous notice; vote required.* After one day's previous notice, joint rules may be amended, suspended or revoked by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house. Upon the filing of such notice in either house, a message shall be sent to the other house advising of the filing of such notice and the reading of the message shall constitute notice to the members of such house. If such previous notice is not given, the affirmative vote of 2/3 of the members then elected (or appointed) and qualified in each house shall be required for the amendment, suspension or revocation of a joint rule.

(c) *Amendment, suspension or revocation of joint rules at commencement of legislative session; vote required; conditions.* Notwithstanding any provision of this rule to the contrary, no notice shall be required for the adoption of a concurrent resolution amending, suspending or revoking any one or more joint rules at the commencement of a legislative session, and adoption of any such concurrent resolution shall require only the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house, subject to the following conditions: (1) The concurrent resolution is sponsored by the speaker or the

president; and (2) either: (a) A copy thereof is mailed to each member of the legislature by deposit in the United States mails not later than 11:00 p.m. on the Thursday preceding the Monday on which the legislative session is to commence; or (b) in lieu of mailing, copies of the concurrent resolution are made available to members on the first day of the legislative session and final action is taken on a subsequent legislative day.

Joint Rule 2. Joint sessions. (a) *Joint session called by concurrent resolution; vote required; time, place and subject matter.* A joint session of the senate and house of representatives may be called by concurrent resolution adopted by the affirmative vote of not less than a majority of the members elected (or appointed) and qualified in each house of the legislature or as may otherwise be prescribed by law. Any such resolution shall fix the time and place of the joint session, and the subject matter to be considered at the joint session. Joint sessions shall consider only such matters as are prescribed by law or by the concurrent resolution calling such joint session.

(b) *Presiding officer at joint sessions; record of joint session; rules applicable.* The speaker of the house of representatives shall preside at all joint sessions of the senate and house of representatives, and the clerk of the house of representatives shall keep a record of the proceedings thereof and shall enter the record of each such session in the journal of the house of representatives. The rules of the house of representatives and the joint rules of the two houses, insofar as the same may be applicable shall be the rules for joint sessions of the two houses.

(c) *Votes in joint session; taking; requirements.* All votes in a joint session shall be taken by yeas and nays, and in taking the same it shall be the duty of the secretary of the senate first to call the names of the members of the senate, and after which the clerk of the house of representatives shall in like manner call the names of the members of the house. Each member of the senate and the house of representatives present shall be required to vote on all matters considered in joint session, unless excused by a vote of a majority of the members of both houses present.

Joint Rule 3. Conference committee procedure. (a) *Action by house of origin of bill or concurrent resolution amended by other house.* When a bill or concurrent resolution is returned to the house of origin with amendments by the other house, the house of origin may: (1) Concur in such amendments; (2) refuse to concur in such amendments; or (3) refuse to concur in such amendments and request a conference on the bill or concurrent resolution.

(b) *Concurrence by house of origin; concurrence prior to taking action on conference committee report by other house; final action; effect of failure of motion to concur.* The house of origin of any bill or concurrent resolution may concur in any amendments made by the other house, ex-

cept that if the bill or concurrent resolution has been referred to a conference committee such action may only be taken prior to the taking of final action upon the conference committee report upon such bill or concurrent resolution by the other house. A vote in the house of origin of any bill or concurrent resolution on a motion to concur in amendments to such bill or concurrent resolution by the other house shall be considered action on the final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has been appointed and action has not been taken upon the report of such committee by the other house and such motion fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and the motion to concur may be renewed but not on the same legislative day. If the motion to concur is upon amendments to a bill or concurrent resolution for which a conference committee has not been appointed and such motion fails, the bill or concurrent resolution shall be deemed to be killed.

(c) *Motion to nonconcur; when considered final action; effect of adoption of motion.* A vote in the house of origin of any bill or concurrent resolution on a motion to nonconcur or to refuse to concur in amendments to such bill or concurrent resolution by the other house which is not coupled with a request for the appointment of a conference committee shall be considered action on final passage of the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal, and the bill or concurrent resolution shall be deemed killed on the adoption thereof.

(d) *House of origin refusal to concur or nonconcur; request for conference; procedure.* When a bill or concurrent resolution is returned by either house to the house of origin with amendments, and the house of origin refuses to concur or to nonconcur therein, a conference may be requested by a majority vote of the members present and voting. Such request shall be transmitted to the other house by message which shall include the names of the conferees on the part of the requesting house. Upon receipt of any such message, the receiving house may, in like manner, approve such conference, and shall thereupon notify the requesting house by message stating the names of its conferees.

(e) *Membership; appointment; chairperson; house of origin of substitute or materially changed bill or concurrent resolution; meetings of conference committee.* Each conference committee shall consist of three members of the senate and three members of the house of representatives, unless otherwise fixed by agreement of the president of the senate and speaker of the house. Senate members shall be appointed by the president of the senate and house members shall be appointed by the

speaker of the house of representatives. The president or the speaker may replace any conferee previously appointed by such person. Not fewer than one member appointed from each house shall be a member of the minority political party of such house except when such representation for such house is waived by the minority leader of such house. In all cases, the first-named member of the house of origin of the bill or concurrent resolution assigned to the committee shall be chairperson of the conference committee. The house of origin of a substitute bill or substitute concurrent resolution shall be the house in which the bill or concurrent resolution in its original form was introduced. The chairperson of a conference committee on a bill or concurrent resolution the subject matter of which has been ruled to be materially changed shall be a member of the house which amended the bill or concurrent resolution to materially change the subject matter. Each conference committee shall meet on the call of its chairperson. All meetings of conference committees shall be open to the public and no meeting shall be adjourned to another time or place in order to subvert such policy.

(f) *Conference committee reports; matters which may be included; report not subject to amendment; house which acts first on report; copies of reports; reports considered under any order of business.* Only subject matters which are or have been included in the bill or concurrent resolution in conference or in bills or concurrent resolutions which have been passed or adopted in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution except in any appropriations bill there may be included a proviso relating to any such item of appropriation. Subject to any limitations imposed under the constitution of the state of Kansas, no more than a total of four additional bills or concurrent resolutions or parts of bills or concurrent resolutions in conference or bills or concurrent resolutions or parts of bills or concurrent resolutions which have passed in either one or both houses during the current biennium of the legislature may be included in the report of the conference committee on any bill or concurrent resolution, except that reports of conference committees on any taxation bill are not subject to the limitation contained in this provision. A conference committee report shall not be subject to amendment. The original signed conference committee report shall be submitted to and acted upon first by the house other than the house of origin of the bill or concurrent resolution. Except when a conference committee report is an agree to disagree coupled with a request that a new conference committee be appointed or is a recommendation to accede to or recede from all amendments of the second house, electronic and paper copies of the report shall be made available to all members of the house considering the report not later than 30 minutes

before the time of its consideration, except that if the report is more than six pages in length no paper copies will be required to be distributed to individual members provided that at least 10 paper copies of the report are made available to members at the clerk's or secretary's desk at the front of the respective house. By written notice, the majority leader may direct the clerk or secretary to increase from six pages to some greater number of pages the size of conference committee reports that need not be distributed by paper copies to individual members pursuant to this rule. The affirmative vote of 2/3 of the members present in the house at the time of consideration of the report shall be sufficient to dispense with distribution of copies of the conference committee report to all members of that house. Reports of conference committees may be received and considered under any order of business.

(g) *Signatures required on conference committee reports.* All initial conference committee reports other than an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by all of the conferees. All initial conference committee reports which are an agreement to disagree coupled with a request that a new conference committee be appointed shall be signed by a majority of the conferees appointed in each house. If a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is not adopted, a subsequent conference committee report shall be signed by all conferees unless a subsequent conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed is adopted, in which case a conference committee report subsequent to the adoption of such report shall be signed by a majority of the conferees appointed in each house. All other conference committee reports shall be signed by a majority of the conferees appointed in each house.

(h) *Vote to adopt conference committee report final action; effect of failure of motion to adopt conference committee report.* The vote to adopt the report of a conference committee, other than a report of failure to agree coupled with a recommendation for appointment of a new conference committee, shall be considered final action on the bill or concurrent resolution and the affirmative and negative votes thereon shall be entered in the journal. If the motion fails, the bill or concurrent resolution shall be deemed to be killed. If the motion on a conference committee report which is an agreement to disagree coupled with a request that a new conference committee be appointed fails, the bill or concurrent resolution shall not be deemed to have been killed thereby and remains in conference.

(i) *Report of conference committee unable to agree; effect of failure to request new conference committee; effect of failure of motion to adopt report requesting new conference committee.* If a conference committee

upon any bill or concurrent resolution is unable to agree, it shall report that fact to both houses. Such report may request that a new conference committee be appointed thereon. If the committee so reports but fails to request the appointment of a new conference committee thereon, the bill or concurrent resolution shall be deemed to have been killed upon the adoption by either house of such report. If the motion to adopt a report requesting the appointment of a new conference committee fails, the bill or concurrent resolution shall be deemed to be killed.

(j) *Bills or concurrent resolutions under consideration by conference committees and reports thereof; carryover from odd-numbered to even-numbered year.* Bills or concurrent resolutions under consideration by a conference committee, or a report of which has been filed but no action taken thereon in either house, at the time of adjournment of a regular session of the legislature held in an odd-numbered year shall remain alive during the interim and may be considered by the committee and legislature as the case may be at the regular session held in the following even-numbered year.

Joint Rule 4. Deadlines for introduction and consideration of bills. The senate and house of representatives shall observe the following schedule of deadlines in making requests for drafting and in the introduction and consideration of bills.

(a) *Bill request deadline for individual members.* Except for bills introduced pursuant to (i) of this rule, no request to draft bills, except those made by committees, through their respective chairpersons, shall be made to, or accepted by, the office of the revisor of statutes after the hour of 5:00 p.m. on January 27, 2025, during the 2025 regular session and on January 26, 2026, during the 2026 regular session.

(b) *Bill introduction deadline for individual members.* Except as provided in (i) of this rule, no bill sponsored by a member or members shall be introduced in either house of the legislature after the hour of adjournment on February 5, 2025, during the 2025 regular session and on February 4, 2026, during the 2026 regular session. Such deadline for the introduction of bills by individual members may be changed to an earlier date in either house at any time by resolution duly adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in such house.

(c) *Bill request deadline for certain committees.* Except for bills to be introduced pursuant to (i) of this rule, no committee except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall make a request to the office of the revisor of statutes for any bill to

be drafted for sponsorship by such committee after the hour of 5:00 p.m. on February 3, 2025, during the 2025 regular session and on February 2, 2026, during the 2026 regular session.

(d) *Bill introduction deadline for certain committees.* Except as provided in (i) of this rule, no bill sponsored by any committee of either house of the legislature, except the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be introduced in either house after the hour of adjournment on February 7, 2025, during the 2025 regular session and on February 6, 2026, during the 2026 regular session.

(e) *House of origin bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered in the house in which such bill originated after the hour of adjournment on February 20, 2025, during the 2025 regular session and on February 19, 2026, during the 2026 regular session.

(f) *Second house bill consideration deadline.* No bill, except bills sponsored by, referred to or acted upon by the committee on ways and means of the senate, the committee on assessment and taxation of the senate, select committees of either house when so authorized, the committee on federal and state affairs of either house or the house committees on calendar and printing, appropriations and taxation shall be considered by either house, not the house of origin of such bill, after the hour of adjournment on March 21, 2025, during the 2025 regular session and on March 20, 2026, during the 2026 regular session.

(g) *Exceptions to limitation of (d), (e) and (f); procedure.* Specific exceptions to the limitations prescribed in subsections (d), (e) and (f) may be made in either house by resolution adopted by the affirmative vote of not less than a majority of the members of such house then elected (or appointed) and qualified.

(h) *Deadline which falls on day neither house in session; effect.* In the event that any deadline prescribed in this rule falls on a day that neither house of the legislature is in session, such deadline shall be observed on the next following day that either house is in session.

(i) *Bills introduced in odd-numbered years after deadlines; effect.* Bills may be introduced by members and committees in regular sessions occurring in an odd-numbered year after the times prescribed in (b) and (d) of this rule, but there shall be no final action thereon by either

house during the session when introduced. Such bills shall be held over for consideration at the next succeeding regular session held in an even-numbered year.

(j) *Modification of schedule of deadlines for introduction and consideration of bills; procedure.* In any regular session a concurrent resolution may be adopted by the affirmative vote of not less than a majority of the members then elected (or appointed) and qualified in each house setting forth a different schedule of deadlines for introduction and consideration of bills for that session and the provisions of such concurrent resolution shall apply to such session notwithstanding provisions of this rule to the contrary.

(k) *Bill consideration deadline; exceptions.* No bills shall be considered by the Legislature after March 28, 2025, during the 2025 regular session and after March 27, 2026, during the 2026 regular session except bills vetoed by the governor, the omnibus appropriation act and the omnibus reconciliation spending limit bill provided for under K.S.A. 75-6702, and amendments thereto. This subsection (k) may be suspended for the consideration of a specific bill or bills not otherwise exempt under this subsection by the affirmative vote of a majority of the members then elected (or appointed) and qualified in the house in which the bill is to be considered.

Joint Rule 5. Closure of meetings to consider matters relating to security. Any standing committee of the house of representatives, any standing committee of the senate, the legislative coordinating council, any joint committee of both houses of the legislature, any special or select committee of the house of representatives or the senate, the house of representatives in session, the senate in session or a joint session of the house of representatives and the senate may meet in closed, executive session for the purpose of receiving information and considering matters relating to the security of state officers or employees, or both, or the security of buildings and property under the ownership or control of the state of Kansas.

Adopted by the House February 4, 2025.

Adopted by the Senate January 30, 2025.

CHAPTER 133

SENATE CONCURRENT RESOLUTION No. 1613

A CONCURRENT RESOLUTION relating to the adjournment of the senate and the house of representatives for a period of time during the 2025 regular session of the legislature.

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on February 20, 2025, and shall reconvene on February 25, 2025; and

Be it further resolved: That the chief clerk of the house of representatives and the secretary of the senate and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during periods of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: Except as otherwise provided, that members of the legislature shall not receive subsistence allowances provided for in K.S.A. 46-137a(b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law or authorized by the legislative coordinating council, the president of the senate or the speaker of the house of representatives and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives during any period of adjournment shall receive travel expenses and subsistence allowances as provided by law.

Adopted by the House February 20, 2025.

Adopted by the Senate February 19, 2025.

CHAPTER 134

SENATE CONCURRENT RESOLUTION No. 1611

A PROPOSITION to amend sections 5, 8 and 15 of article 3 of the constitution of the state of Kansas; relating to the supreme court; providing for direct election of justices; abolishing the supreme court nominating commission; permitting justices to make contributions to and hold office in a political party or organization and take part in political campaigns.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds of the members elected (or appointed) and qualified to the House of Representatives concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Sections 5, 8 and 15 of article 3 of the constitution of the state of Kansas are hereby amended to read as follows:

“§5. Selection of justices of the supreme court. *The citizens of Kansas who are qualified electors shall elect the justices of the supreme court. The rules applicable for such elections and the designation of position numbers shall be provided by law. Justice positions 1, 2 and 3 shall be elected at the general election in November of 2028, justice positions 4 and 5 in November of 2030 and justice positions 6 and 7 in November of 2032, and every six years thereafter, respectively. Any vacancy occurring on the supreme court for an unexpired term shall be filled by election as provided by law.*~~(a) Any vacancy occurring in the office of any justice of the supreme court and any position to be open thereon as a result of enlargement of the court, or the retirement or failure of an incumbent to file his declaration of candidacy to succeed himself as hereinafter required, or failure of a justice to be elected to succeed himself, shall be filled by appointment by the governor of one of three persons possessing the qualifications of office who shall be nominated and whose names shall be submitted to the governor by the supreme court nominating commission established as hereinafter provided.~~

~~(b) In event of the failure of the governor to make the appointment within sixty days from the time the names of the nominees are submitted to him, the chief justice of the supreme court shall make the appointment from such nominees.~~

~~(c) Each justice of the supreme court appointed pursuant to provisions of subsection (a) of this section shall hold office for an initial term ending on the second Monday in January following the first general election that occurs after the expiration of twelve months in office. Not less than sixty days prior to the holding of the general election next preceding the expiration of his term of office, any justice of the supreme~~

court may file in the office of the secretary of state a declaration of candidacy for election to succeed himself. If a declaration is not so filed, the position held by such justice shall be open from the expiration of his term of office. If such declaration is filed, his name shall be submitted at the next general election to the electors of the state on a separate judicial ballot, without party designation, reading substantially as follows: "Shall

(Here insert name of justice.)

(Here insert the title of the court.)

be retained in office?"

If a majority of those voting on the question vote against retaining him in office, the position or office which he holds shall be open upon the expiration of his term of office; otherwise he shall, unless removed for cause, remain in office for the regular term of six years from the second Monday in January following such election. At the expiration of each term he shall, unless by law he is compelled to retire, be eligible for retention in office by election in the manner prescribed in this section.

(d) A nonpartisan nominating commission whose duty it shall be to nominate and submit to the governor the names of persons for appointment to fill vacancies in the office of any justice of the supreme court is hereby established, and shall be known as the "supreme court nominating commission." Said commission shall be organized as hereinafter provided.

(e) The supreme court nominating commission shall be composed as follows: One member, who shall be chairman, chosen from among their number by the members of the bar who are residents of and licensed in Kansas; one member from each congressional district chosen from among their number by the resident members of the bar in each such district; and one member, who is not a lawyer, from each congressional district, appointed by the governor from among the residents of each such district.

(f) The terms of office, the procedure for selection and certification of the members of the commission and provision for their compensation or expenses shall be as provided by the legislature.

(g) No member of the supreme court nominating commission shall, while he is a member, hold any other public office by appointment or any official position in a political party or for six months thereafter be eligible for nomination for the office of justice of the supreme court. The commission may act only by the concurrence of a majority of its members."

“§ 8. Prohibition of political activity by justices and certain judges. No justice of the supreme court who is appointed or retained under the procedure of section 5 of this article, nor any judge of the district court holding office under a nonpartisan method authorized in subsection (a) of section 6 of this article, shall directly or indirectly make any contribution to or hold any office in a political party or organization or take part in any political campaign, *except when such judge is a candidate for election to a position on an appellate court.*”

“§ 15. Removal of justices and judges. Justices of the supreme court may be removed from office by impeachment and conviction as prescribed in article 2 of this constitution. In addition to removal by impeachment and conviction, justices may be retired after appropriate hearing, upon certification to the governor, by the supreme court nominating commission that such justice is so incapacitated as to be unable to perform adequately his duties. Other judges shall be subject to retirement for incapacity, and to discipline, suspension and removal for cause by the supreme court after appropriate hearing.”

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

“Explanatory statement. This amendment gives the voters the right to elect the justices of the Kansas supreme court. The justices shall serve terms of six years, with the elections of justice positions 1, 2 and 3 to occur in 2028, positions 4 and 5 to occur in 2030 and positions 6 and 7 to occur in 2032, and every six years thereafter. The rules applicable for such elections and the designation of position numbers shall be provided by law. Any vacancy on the court for an unexpired term shall be filled at an election as provided by law.

“A vote for this proposition would give Kansas citizens the right to elect Kansas supreme court justices as provided by law. Justices will hold office for terms of six years. The Kansas supreme court nominating commission, whose membership consists of a majority of lawyers, would be abolished.

“A vote against this proposition would continue the current system in which the Kansas supreme court nominating commission, whose membership consists of a majority of lawyers, provides the governor a list of three individuals to choose from for vacancies on the Kansas supreme court. Justices hold office for a term of six years and retain their offices if they win a retention election in which they do not face an opponent.

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds

of the members elected (or appointed) and qualified to the House of Representatives, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at a special election, which is hereby called on August 4, 2026, pursuant to section 1 of article 14 of the constitution of the state of Kansas, to be held in conjunction with the primary election held on such date.

Adopted by the House March 19, 2025.

Adopted by the Senate March 6, 2025.

CHAPTER 135

SENATE CONCURRENT RESOLUTION No. 1602

A CONCURRENT Resolution encouraging the Governor to fully cooperate with the policies of the Trump administration in enforcing federal immigration laws.

WHEREAS, The state of Kansas is committed to upholding the rule of law and ensuring the safety and security of its citizens; and

WHEREAS, Illegal immigration leads to severe repercussions for our entire state, including threats to public safety and public health via human trafficking, the deadly fentanyl crisis and strains on public resources; and

WHEREAS, The Trump administration has expressed a commitment to enforce immigration laws via a historic operation led by his border czar, including deportation; and

WHEREAS, The main priority of this massive operation is the deportation of illegal immigrants who have committed crimes; and

WHEREAS, This effort is a bipartisan effort, as evidenced by the bipartisan support of the Laken Riley Act, including by our entire congressional delegation; and

WHEREAS, Collaboration between state and federal authorities is essential for effective and efficient enforcement and to address the myriad challenges associated with illegal immigration; and

WHEREAS, Many states are at the forefront of the effort to secure the United States borders and work with the Trump administration to do so, and Kansas needs to join this effort; and

WHEREAS, Some states and local jurisdictions have indicated that they will resist the Trump administration's efforts to secure the border and deport illegal immigrants; and

WHEREAS, Kansas, thus, needs to make it clear that we stand united in support of the Trump administration's efforts to secure the United States borders, stop illegal immigration and protect our communities: Now, therefore,

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the Legislature strongly urges the Governor to fully cooperate with the Trump administration in enforcing immigration laws in the state of Kansas, including the deportation of illegal immigrants; and

Be it further resolved: That the Legislature encourages the Governor to use lawful authority to help secure the United States borders, including offering assistance through the Kansas National Guard, as stated in resolutions adopted by the Legislature in 2024; and

Be it further resolved: That the Legislature will continue to support efforts aimed at securing the United States borders and reducing illegal

immigration while fostering a legal immigration system that meets the needs of the state and our country; and

Be it further resolved: That the Secretary of State shall send an enrolled copy of this resolution to the Governor, members of the Kansas congressional delegation, President Donald J. Trump and relevant federal entities to promote awareness and collaboration on this vital issue.

Adopted by the House March 20, 2025.

Adopted by the Senate January 29, 2025.

CHAPTER 136

HOUSE CONCURRENT RESOLUTION No. 5004

A PROPOSITION to amend section 1 of article 5 of the constitution of the state of Kansas to require individuals to be citizens of the United States, at least 18 years of age and a resident of the voting area in which such person seeks to vote in order to vote in this state.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 1 of article 5 of the constitution of the state of Kansas is hereby amended to read as follows:

“§ 1. **Qualifications of electors.** ~~Every~~(a) *No person shall be deemed a qualified elector unless such person:*

- (1) *Is a citizen of the United States ~~who~~;*
- (2) *has attained the age of eighteen years; and ~~who~~*
- (3) *except as provided in subsection (b) or (c), resides in the voting area in which ~~he or she~~ such person seeks to vote ~~shall be deemed a qualified elector.~~*

(b) *Laws of this state relating to voting for presidential electors and candidates for the office of president and vice-president of the United States shall comply with the laws of the United States relating thereto. A citizen of the United States, who is otherwise qualified to vote in Kansas for presidential electors and candidates for the offices of president and vice-president of the United States may vote for such officers either in person or by absentee ballot notwithstanding the fact that such person may have become a nonresident of this state if ~~his or her~~ such person's removal from this state occurs during a period in accordance with federal law next preceding such election.*

(c) *A person who is otherwise a qualified elector may vote in the voting area of ~~his or her~~ such person's former residence either in person or by absentee ballot notwithstanding the fact that such person may have become a nonresident of such voting area during a period prescribed by law next preceding the election at which ~~he or she~~ such person seeks to vote, if ~~his~~ such person's new residence is in another voting area in the state of Kansas.”*

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

“Explanatory statement. This amendment would clarify that only a person who is a citizen of the United States.

“A vote for this proposition would clarify that only a person who is a citizen of the United State is eligible to vote in this state.

“A vote against this proposition would make no change to the constitution of the state of Kansas, and the language concerning voter qualifications would remain the same.”

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2026, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case the proposed amendment shall be submitted to the electors of the state at the special election.

Adopted by the House February 5, 2025.

Adopted by the Senate March 25, 2025.

CHAPTER 137

HOUSE CONCURRENT RESOLUTION No. 5017

A CONCURRENT RESOLUTION providing for the adjournment of the house of representatives and the senate.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the legislature shall adjourn at the close of business of the daily session convened on March 27, 2025, and shall reconvene on April 10, 2025; and

Be it further resolved: That the legislature may adjourn and reconvene at any time during the period on and after April 10, 2025, through April 12, 2025, but that the legislature shall reconvene on April 12, 2025, and adjourn sine die at the close of business of the daily session convened on such day; and

Be it further resolved: That the chief clerk of the house of representatives and the secretary of the senate and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during periods of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

Be it further resolved: Except as otherwise provided, that members of the legislature shall not receive subsistence allowances provided for in K.S.A. 46-137a(b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

Be it further resolved: That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law or authorized by the legislative coordinating council, the president of the senate or the speaker of the house of representatives and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives and members of a select committee attending a meeting of the select committee authorized by the president of the senate or the speaker of the house of representatives during any period of adjournment shall receive travel expenses and subsistence allowances as provided by law.

Adopted by the House March 27, 2025.

Adopted by the Senate March 27, 2025.

CHAPTER 138

HOUSE CONCURRENT RESOLUTION No. 5018

A CONCURRENT RESOLUTION providing for the adjournment sine die 2025 of the regular session of the Senate and the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Legislature shall adjourn sine die at the close of business of the daily session convened on April 11, 2025; and

Be it further resolved: That the provisions of this concurrent resolution shall supersede the adjournment sine die date of April 12, 2025, adopted by the Legislature pursuant to 2025 House Concurrent Resolution No. 5017, which adjournment sine die date shall have no effect as a result of the adoption of this concurrent resolution; and

Be it further resolved: That members of the Legislature attending a legislative meeting of whatever nature when authorized pursuant to law, by the legislative coordinating council or by the president of the senate and the speaker of the house of representatives, and members of a select committee attending a meeting of the select committee authorized by the president of the senate or the speaker of the house of representatives shall receive compensation, travel expenses and subsistence allowances as provided by law.

Adopted by the House April 11, 2025.

Adopted by the Senate April 11, 2025.

MESSAGES FROM THE GOVERNOR

SENATE BILL No. 63

AN ACT concerning children and minors; relating to healthcare of minors; enacting the help not harm act; prohibiting healthcare providers from treating a child whose gender identity is inconsistent with the child's sex; authorizing a civil cause of action against healthcare providers for providing such treatments; restricting use of state funds to promote gender transitioning; prohibiting professional liability insurance from covering damages for healthcare providers that provide gender transition treatment to children; requiring professional discipline against a healthcare provider who performs such treatments; adding violation of the act to the definition of unprofessional conduct for physicians; amending K.S.A. 65-2837 and repealing the existing section.

Message to the Legislature of the State of Kansas

Right now, the Legislature should be focused on ways to help Kansans cope with rising prices. That is the most important issue for Kansans. That is where my focus is.

Infringing on parental rights is not appropriate, nor is it a Kansas value. As I've said before, it is not the job of politicians to stand between a parent and a child who needs medical care of any kind. This legislation will also drive families, businesses, and health care workers out of our state, stifling our economy and exacerbating our workforce shortage issue.

It is disappointing that the Legislature continues to push for government interference in Kansans' private medical decisions instead of focusing on issues that improve all Kansans' lives.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 63.

Laura Kelly, *Governor*

Dated February 11, 2025.

SENATE BILL No. 4

AN ACT concerning elections; relating to advance voting ballots; requiring the return of such ballots by 7:00 p.m. on the day of the election; amending K.S.A. 25-1132 and repealing the existing section.

Message to the Legislature of the State of Kansas

The three-day grace period for mail ballots was a bipartisan solution approved by the Legislature in 2017 to address delays in processing of mail by the United States Postal Service, particularly in rural areas. The goal was to ensure that all Kansans had their votes counted, no matter where they lived.

Not only will removing the three-day grace period for mail ballots disenfranchise thousands of Kansas voters, but it also shows a lack of understanding of our elections in Kansas. Implementing this will create confusion among county election officials, who will have to update policies and procedures on handling of mail ballots in a higher turnout election year.

This bill is an attack on rural Kansans who want to participate in the electoral process guaranteed by our Constitution. I will not sign legislation that deprives Kansans from having their vote counted.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 4.

Laura Kelly, *Governor*

Dated March 24, 2025.

SENATE BILL No. 5

AN ACT concerning elections; relating to the transparency in revenues underwriting elections act; prohibiting the use of funds provided by the United States government for the conduct of elections and election-related activities unless approved by the legislature; amending K.S.A. 25-2436 and repealing the existing section.

Message to the Legislature of the State of Kansas

Restricting federal funds for elections and election-related activities without legislative approval is not just unnecessary micromanagement; it undermines our ability to conduct secure and efficient elections.

Some legislators have voiced concerns about voter fraud and foreign interference, but state and local election officials would be much more capable of addressing these threats if they received necessary funding from Congress. It doesn't make sense to turn down these resources that make our local elections in Kansas safe, secure, and accurate.

Given that the Legislature only convenes for three months each year, how can we expect them to approve funding when they are not available year-round? Instead of obstructing our electoral process, lawmakers should concentrate on the real issues impacting Kansans, rather than complicating the management of election funds.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 5.

Laura Kelly, *Governor*

Dated March 26, 2025.

SENATE BILL No. 14

AN ACT concerning the state budget; providing for a continuous budget until amended, lapsed or eliminated by the legislature; providing temporary reallocations; establishing conditions and limitations therefor; repealing section 1 of 2025 Senate Bill No. 14.

Message to the Legislature of the State of Kansas

Kansas entered statehood on January 29, 1861. Since that time, every single Legislature has managed to pass a budget that became law. In fact, technically speaking, it's the Legislature's only constitutionally required job.

If this Legislature cannot do what every previous legislature has been able to do since our founding—through periods of war, famine, pandemic, recession, the Dust Bowl, and even the Great Depression—then they will have to do it over my veto because I will not sanction it, nor will the people of Kansas.

This bill is the latest attempt at legislative overreach into the executive branch and is really nothing more than an invitation to government dysfunction—just like we see in Washington, D.C. Is that what we want for Kansas?

I am confident that this Legislature will be able to continue the tradition of completing their constitutionally mandated duties, within the constitutionally mandated timeframe just as every one of their predecessors has been able to do.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 14.

Laura Kelly, *Governor*

Dated March 26, 2025.

SENATE BILL No. 105

AN ACT concerning the offices of United States senator, state treasurer and the commissioner of insurance; relating to the filling of vacancies in such offices; requiring the appointment of a person of the same political party as the incumbent; requiring the legislature to nominate three persons for consideration for such appointment and that the governor appoint one of the nominated persons; establishing the joint committee on vacancy appointments; amending K.S.A. 25-101b and 40-106 and repealing the existing sections; also repealing K.S.A. 25-318.

Message to the Legislature of the State of Kansas

While I understand the Legislature's desire to have a say in the appointment process for filling vacancies for United States senator, state treasurer and insurance commissioner, this bill puts forth a partisan power grab by the Legislature and includes an overly bureaucratic process ripe for undue influence by special interests.

Had the Legislature passed a simpler method for modifying the appointment process for these offices, I would've signed it into law. However, given my concerns about the messy process this bill creates, the bill will become law without my signature.

Laura Kelly, *Governor*

Dated March 31, 2025.

HOUSE BILL No. 2027

AN ACT concerning public assistance; reorganizing subsections of the public assistance statute; updating cross references; amending K.S.A. 39-757 and K.S.A. 2024 Supp. 39-709 and repealing the existing sections.

Message to the Legislature of the State of Kansas

The Legislature passed the so-called HOPE Act in 2015, severely restricting Kansans' ability to access social service programs like SNAP food assistance, TANF cash assistance, and childcare assistance.

The HOPE Act was wrong then, and it remains wrong now. Legislators are only trying to put lipstick on a pig, and I refuse to associate myself with the HOPE Act. Now, more than ever, the Legislature should look for ways to support working Kansas families rather than further shredding the safety net that gives Kansans a bridge back to self-sufficiency.

Laura Kelly, *Governor*

Dated March 31, 2025.

HOUSE BILL No. 2106

AN ACT concerning campaign finance; relating to support for or opposition to proposed amendments to the Kansas constitution; banning contributions from foreign nationals; amending K.S.A. 25-4180 and repealing the existing section.

Message to the Legislature of the State of Kansas

I support stopping foreign influence in our elections so that Kansans can decide what's best for Kansas. Federal law already prohibits foreign nationals from contributing to federal, state, or local elections. If the Legislature had crafted something similar for Kansas, I would have signed it. But this bill goes too far. I cannot sign a bill that takes away the ability of Kansans and Kansas businesses to support elections if they accept money from overseas for any purpose, not just those related to elections.

Forcing Kansans to choose between accepting financial support for any reason or surrendering their voice in the political process is wrong. This bill potentially exposes our state to litigation for its limitations on speech and association, possibly violating First Amendment protections in the U.S. Constitution as well as possible equal protection violations of the 14th Amendment of the U.S. Constitution on account of disparate treatment of the people and businesses in Kansas based on whether they have international operations or support.

Laura Kelly, *Governor*

Dated March 31, 2025.

Substitute for SENATE BILL No. 29

AN ACT concerning public health; removing the authorization for a county or joint board of health or local health officer to prohibit public gatherings when necessary for the control of infectious or contagious diseases; amending K.S.A. 65-119 and 65-129b and K.S.A. 2024 Supp. 65-101 and repealing the existing sections.

Message to the Legislature of the State of Kansas

Taking away the authority of public health officials to prohibit public gatherings and issue quarantines when necessary for the control of infectious or contagious disease directly contradicts effective, evidence-based health intervention advice and would put the health and safety of Kansans at unnecessary risk.

While this legislation is likely motivated by the politics coming out of the recent pandemic, it would cause actual harm in efforts to mitigate current outbreaks related to measles, tuberculosis and other infectious diseases.

I will not sign legislation that hampers public health professionals' ability to take reasonable, measured steps to limit the spread of dangerous infections and protect the health of the communities they are entrusted to serve.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Substitute for Senate Bill 29.

Laura Kelly, *Governor*

Dated April 3, 2025.

SENATE BILL No. 79

AN ACT concerning public assistance; relating to food assistance; directing the secretary for children and families to request a waiver from the supplemental nutrition assistance program that would allow the state to prohibit purchase of candy and soft drinks with food assistance; amending K.S.A. 2024 Supp. 39-709 and repealing the existing sections.

Message to the Legislature of the State of Kansas

This bill is simply wrong. Not only would it make it more difficult for Kansans to access the food they need to feed their families, it would also harm Kansas businesses.

The waiver required by this bill is confusing and will cause problems for our grocers and small businesses. Under the definition in that waiver, Kansas businesses would be mandated to stop accepting food assistance benefits for protein bars, trail mix, and other food products many would consider “healthy.” Meanwhile, items like Twix, Kit Kat, and Twizzlers would still be eligible for purchase using food assistance benefits. It’s nonsensical.

I support the idea that Kansans should eat healthier. However, changes to the SNAP food assistance program should be made at the federal level, not on a patchwork, state-by-state basis.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 79.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2020

AN ACT concerning driver's licenses of noncitizens; requiring the director of the division of motor vehicles to make quarterly reports of names and addresses of noncitizens to the secretary of state; amending K.S.A. 8-240 and repealing the existing section.

Message to the Legislature of the State of Kansas

While I strongly support processes to ensure that our voter rolls are regularly updated to ensure accuracy and eligibility, I am concerned that this legislation does not specifically address possible conflict between federal and state law with regard to the potential removal of individuals by the secretary of state.

Specifically, this bill creates a system for regular removal of people on the voter rolls but fails to carve out protections provided under federal law and could disenfranchise eligible voters by not giving them enough time to remedy the issue.

Given my concerns regarding potential conflicts with federal law, this bill will become law without my signature.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2033

AN ACT concerning education; relating to at-risk educational programs; including programs and services provided by nonprofit organizations accredited by the international multi-sensory structured language education council as approved at-risk educational programs; amending K.S.A. 2024 Supp. 72-5153 and repealing the existing section.

Message to the Legislature of the State of Kansas

While I believe that we must do everything possible to support at-risk students, this legislation is unnecessary because its goal has already been achieved by the State Board of Education. In February, the Kansas State Board of Education added programs provided by the proponents of this bill to the list of approved at-risk evidence-based programs.

Additionally, in K.S.A 72-5153, the Legislature has explicitly provided the authority to identify and approve these programs to the State Board of Education. Thus, it is the job of the Board to vet and approve at-risk programs and service providers. If program providers want to serve at-risk students, they should work in partnership with the Board.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2033.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2101

AN ACT concerning public assistance; prohibiting cities and counties from adopting or implementing a guaranteed income program; rendering prior adopted programs null and void; defining guaranteed income program.

Message to the Legislature of the State of Kansas

I have long been a proponent of local control, allowing local elected officials to make decisions for the communities they live in and were elected to represent. However, I am concerned that a guaranteed income program would exacerbate the current problem of disproportionately high local property taxes.

Therefore, I will allow House Bill 2101 to become law without my signature.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2217

AN ACT concerning the attorney general; relating to the office of the inspector general and the powers, duties and responsibilities thereof; expanding the power of the inspector general to investigate and audit all state cash, food and health assistance programs; amending K.S.A. 75-7427 and repealing the existing section.

Message to the Legislature of the State of Kansas

It is very unclear what problem, if any, this bill is attempting to solve. Expanding the inspector general's authority to audit and investigate all state cash, food, and health assistance programs is completely redundant, inefficient, and a waste of taxpayer dollars.

Within the Kansas Department for Children and Families, there already exists a Fraud Investigations Unit that conducts this work with experts who have specific knowledge of how these programs work and what federal and state laws require. This bill also removes statutory protections for participants' data and health privacy.

It makes no sense from a legal, policy, or fiscal standpoint to make this change.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2217.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2284

AN ACT concerning the department of administration; relating to the procurement of managed care organizations for the Kansas program of medical assistance; requiring adoption of policies.

Message to the Legislature of the State of Kansas

The bill, in its original form, contained several helpful provisions that I supported and would have improved transparency and accountability overall. However, as amended, this bill is now unworkable and opens the state up to costly and protracted litigation.

Additionally, this bill is a dramatic overreach by the Legislature into the role of the Executive branch, which is charged with administering and executing policy. It also overreaches into the Judicial branch by removing the courts from the process entirely and vesting that duty squarely with the Legislature's ad hoc "appeals committee" — a move that calls into question the very constitutionality of this bill by denying the rights of 'judicial review' to those involved.

However, most alarmingly, this bill creates a haphazard procurement process that does nothing to mitigate conflicts of interest among legislators and creates an environment that is rife for exploitation and graft — exactly the opposite of what the existing process, overseen by the Department of Administration, is designed to do. I am happy to work with the Legislature next year on a clean bill that addresses some of the underlying concerns without creating all the legal, ethical and constitutional challenges of this current version of the bill.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2284.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2291

AN ACT creating the regulatory relief division within the office of the attorney general; establishing the general regulatory sandbox program to waive or suspend administrative rules and regulations for program participants; amending K.S.A. 75-4319 and repealing the existing section.

Message to the Legislature of the State of Kansas

Although I support the intent of this bill to foster an environment where our businesses can thrive, I have concerns regarding the lawmaking power of the advisory committee established in this legislation. Granting an advisory committee the authority to overrule existing law without proper oversight could lead to problematic decision-making and open the door to special interests doing an end-run around the legislative process.

Additionally, this bill blocks any transparency in relation to the applications submitted for review which further exacerbates my concerns regarding the role of special interests.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2291.

Laura Kelly, *Governor*

Dated April 3, 2025.

HOUSE BILL No. 2311

AN ACT concerning children and minors; relating to the secretary for children and families; prohibiting the secretary from adopting and enforcing policies for placement, custody or appointment of a custodian that may conflict with sincerely held religious or moral beliefs regarding sexual orientation or gender identity; creating a right of action for violations against the secretary for children and families.

Message to the Legislature of the State of Kansas

The top priority of the Kansas Department for Children and Families should be adhering to the “best interest of the child” standard. Legislation like this detracts from this standard and stands in the way of best serving those in the child welfare system.

Children in need of care already face unique and complex challenges. I will not sign legislation that could further complicate their lives.

I also have concerns that this bill could expose the state to frivolous lawsuits and hinder the agency by taking time and resources away from critical services.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2311.

Laura Kelly, *Governor*

Dated April 3, 2025.

SENATE BILL No. 18

AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the hunter nation distinctive license plate.

Message to the Legislature of the State of Kansas

While the issuance of specialty state license plates for nonprofit organizations rarely produces controversy, Senate Bill 18 was amended to funnel revenue generated by the royalties from these license plates to a 501(c)(4) entity that engages in political and state legislative campaigns.

Official government-issued license plates should not be used by organizations to generate revenue that can be redirected by organizations for political purposes. Individuals are free to donate to any candidate or cause they choose, but using government-issued license plates for that purpose creates a dangerous precedent and does not serve a valid, justifiable public service. Simply put, it doesn't pass the smell test, which is why I cannot and will not support it.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 18.

Laura Kelly, *Governor*

Dated April 9, 2025.

SENATE BILL No. 125

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2025, June 30, 2026, and June 30, 2027, for state agencies; authorizing and directing payment of certain claims against the state; authorizing certain capital improvement projects, assessments and fees; authorizing certain transfers; imposing certain restrictions and limitations; directing or authorizing certain disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2024 Supp. 2-223, 12-1775a, 12-5256, 65-180, 74-50, 107, 74-8711, 74-99b34, 76-775, 76-7, 107, 76-7, 155, 76-7, 157, 79-2989, 79-3425i, 79-34, 171, 79-4804 and 82a-955 and repealing the existing sections.

Message to the Legislature of the State of Kansas

While I appreciate the Legislature's bipartisan work to craft Senate Bill 125, I have serious concerns with how this budget endangers our state's long-term fiscal health and jeopardizes our ability to fund the essential programs and services that matter most to Kansas families.

This budget will put Kansas in the red by fiscal year 2028. The Legislature will adjourn this year before the release of spring Consensus Revenue estimates, meaning we won't fully understand the actual fiscal impact of this budget until after the Legislature has left town. This is reckless and irresponsible policy making. Kansas families don't set their household budgets without an accurate picture of their finances, and the state shouldn't either.

Given the ongoing economic uncertainty we are experiencing, I urge the Legislature to seriously consider revisiting this budget. We've spent the last seven years doing the hard work necessary to get Kansas back on the right fiscal track. We risk losing all of that progress and returning to the dark days of four-day school weeks and crumbling roads and bridges if we don't correct the structural imbalance we are currently facing.

This budget also falls short on education. Our families and teachers rely on state funding to ensure they have the resources necessary to provide Kansas kids with the best education possible. Instead of increasing those investments, this budget cuts existing and future funding for programs that help our students and teachers succeed. This budget eliminates critical funding for teacher professional development programs and literacy training, both of which will ensure we are preparing our students for life-long academic and workforce success. While I appreciate the \$10 million increase for Special Education included in this budget, this funding is roughly \$62 million short of keeping us on the path to fully funding our state obligation on Special Education. Kansas kids deserve better.

Additionally, this budget contains provisions that effectively decrease BASE state aid funding for public schools. That is unacceptable. While I have corrected this via a line-item veto, I remain extremely concerned about the future of education funding in Kansas. The Legislature must stop playing games with school finance, especially when it underfunds our

public schools and could land the state back in court, relitigating issues we've worked to solve in a bipartisan manner.

I am also concerned that this budget does nothing to help Kansas families at a time of rising costs and rampant inflation. For example, this budget does not include my proposal to cut costs for families by covering the cost of reduced-lunch school meals for our kids, nor does it include funding to address rising healthcare costs by expanding Medicaid. Not only will expanding Medicaid make it easier and more affordable for Kansas families to access healthcare, it would also have substantial economic benefits for Kansans. Expansion would bring billions of dollars into the state and would especially benefit our rural communities. I will not stop encouraging the Legislature to do the right thing and expand Medicaid so that Kansans can get the affordable healthcare they need.

Last year, I encouraged the Legislature to put forth proposals that have been vetted and approved through the regular appropriations process. Unfortunately, the Legislature did not heed my advice. This budget includes proposals added at the last-minute that did not go through the public vetting process necessary to ensure they are an efficient and appropriate use of taxpayer dollars. I once again urge the Legislature to ensure budget proposals are transparently and rigorously reviewed prior to inclusion in the budget.

Despite my overall concerns, I appreciate that this budget does make investments in programs that improve state resources for Kansans. I also appreciate that this budget continues our recent trend of investing in economic development, workforce initiatives, and our higher education system, all of which play a role in making Kansas a national leader in economic development. This budget also continues to invest in water quality and quantity – issues that we must address to secure the long-term success of our state.

I look forward to working with the Legislature to address our long-term fiscal health and make investments that will provide Kansans the resources they need to prosper without risking the future of our state.

Therefore, pursuant to Article 2, Section 14(b) of the Constitution of the State of Kansas, I hereby return Senate Bill 125 with my signature approving the bill, except for the items enumerated below.

**Legislature —
AI Project**

- Sec. 35 (a) has been line-item vetoed in its entirety.

While I welcome efforts to make government services more efficient and am willing to work with the Legislature to do so, I do not want to leave those decisions in the hands of an AI computer program that would have access to Kansans' personal financial and medical information. Addition-

ally, given the state's fiscal outlook, this work to find efficiencies should be done by the Legislature through the use of existing staff and resources, not a new appropriation of taxpayer dollars.

**Attorney General —
KEY Fund Transfer**

- Sec. 40(d) and Sec. 41(g) have been line-item vetoed in their entirety.

This annual transfer from the Kansas Endowment for Youth Fund is unnecessary. The agency has continuously received this transfer to comply with the Master Tobacco Settlement but does not expend the entirety of the transfer each year. From previous transfers, the agency currently has enough funds to cover these compliance costs for at least two more years.

Retaining these funds in the Kansas Endowment for Youth Fund will ensure greater sustainability of funds for our state's early childhood programs; this is especially critical given the Tobacco Settlement receipts continue to decrease, threatening the long-term sustainability of this essential funding source.

**State Treasurer —
Pregnancy Compassion Awareness Program**

- The portion of Sec. 46(a) that reads as follows has been line item vetoed:
 - Pregnancy compassion awareness program\$3,000,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to continue the state-wide program, previously known as the alternatives to abortion program, to enhance and increase resources that promote child-birth instead of abortion to women facing unplanned pregnancies and to offer a full range of services, including pregnancy support centers, adoption assistance and maternity homes: Provided further, That the program shall include only the following services: Counseling and mentoring; care coordination for prenatal services, including connecting clients to health programs; providing educational materials and information about pregnancy and parenting; referrals to county and social service programs, including child care, transportation, housing and state and federal benefit programs; classes on life skills, budgeting, parenting, stress management, job training, job placement and obtaining a GED certificate; providing material items, including, but not limited to, car seats, cribs, maternity clothes, infant diapers and formula; and support groups in maternity homes: And provided further, That program services shall be made available to any Kansas resident who is a pregnant woman, the biological father of an un-

born child, the biological or adoptive parent or legal guardian of a child 24 months of age or younger, a program participant who has experienced the loss of a child or a parent or legal guardian of a pregnant child who is a program participant: And provided further, That the provision and delivery of services under the program shall be dependent on participant needs as assessed by the nonprofit organization providing the services and not otherwise prioritized by any state agency: And provided further, That program services shall be available to participants only during pregnancy and continuing for up to 24 months after birth of the child: And provided further, That the state treasurer shall continue to contract with the nonprofit organization that was awarded such contract in fiscal year 2025 to provide services under the pregnancy compassion awareness program, and such nonprofit organization shall subcontract with existing pregnancy centers, adoption agencies, maternity homes and social service organizations to provide program services to promote childbirth instead of abortion: And provided further, That such contract extension shall be for a term not longer than one year: And provided further, That the selected contractor and any subcontractors may provide services in addition to the enumerated program services, but such services shall not be funded through the pregnancy compassion awareness program: And provided further, That the state treasurer shall include as a condition of the contract extension with the nonprofit organization selected to provide program services: (1) The assessment of an administrative fine for failure to satisfy program requirements, including required reporting, or for the intentional or reckless misuse of any funds awarded by the terms of such contract, and such fine shall be in the amount of 10% of the funds awarded by the terms of such contract and shall be deposited into the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, to the credit of the state general fund; and (2) that such nonprofit organization shall submit a report to the legislature and the state treasurer on or before June 30, 2026, on the administration of the program during fiscal year 2026, including: The number of clients; the number of clients who participated in case management services; the number of case management hours provided to clients; the number of clients engaged in educational services or job training and placement activities; the number of newborns who were born to program participants; the number of such newborns placed for adoption; the number of fathers who participated in program services; the number of client satisfaction surveys completed; and any other

information that shows the success of the contractor's administration of the program: And provided further, That the state treasurer shall establish the pregnancy compassion public awareness program to be administered by the same nonprofit organization contracted with to provide pregnancy compassion awareness program services: And provided further, That the purpose of the public awareness program is to help pregnant women who are at risk of having abortions to be made aware of the pregnancy compassion awareness program services: And provided further, That the public awareness program shall include the development and promotion of a website that provides a geographically indexed list of available pregnancy compassion awareness program services and nonprofit subcontractors that provide services: And provided further, That the public awareness program may include, but shall not be limited to, the use of television, radio, outdoor advertising, newspapers, magazines, other print media and the internet to provide information about the pregnancy compassion awareness program services and subcontractors: And provided further, That, to the greatest extent possible, the secretary for children and families shall supplement and match moneys appropriated for the pregnancy compassion awareness program with federal and other public and private moneys, and such moneys shall be prioritized to be used preferentially for the program and the public awareness program and be transferred from the special revenue fund or funds of the Kansas department for children and families as identified by the secretary for children and families to the pregnancy compassion awareness program account to be expended for such programs: Provided, however, That the pregnancy compassion awareness program and the pregnancy compassion public awareness program and any moneys appropriated or expended therefor shall not be used to perform, induce, assist in the performing or inducing of or refer for abortions, and moneys appropriated or expended for such programs shall not be granted to organizations or affiliates of organizations that perform, induce, assist in the performing or inducing of or refer for abortions.

I continue to believe that housing the pregnancy crisis center program in the Office of the State Treasurer is inappropriate and simply politically motivated. Additionally, Kansas women facing unplanned pregnancies deserve meaningful support from medical professionals who can provide evidence-based guidance, not from largely unregulated pregnancy resource centers. Kansans told the Legislature in August of 2022 that their private medical decisions should remain between them and their physician, and this appropriation is an attempt to subvert the will of the people.

**State Treasurer —
Duplicative Talent Attraction Program**

- Sec. 46(c) and Sec. 47 have been line-item vetoed in their entirety.

I agree we must invest state resources to attract talented workers to Kansas so that our workforce can keep pace with the historic levels of economic development occurring in the state. Unfortunately, the Legislature decided to defund an existing program at the Department of Commerce, Love, Kansas Program that does just that. It is highly inefficient to create a new, unvetted program with no guardrails in an agency that has nothing to do with workforce development or talent attraction. Instead of duplicating work already being done, the resources provided to this program should have gone towards enhancing the Department of Commerce's ongoing efforts to attract talented workers to Kansas.

**Kansas Department of Administration —
Docking State Office Building Expenditures**

- Sec. 62(d) and Sec. 63(w) have been line-item vetoed in their entirety.

The Legislature has already approved funding for the Docking State Office Building, and the project is nearing completion. Adding another level of bureaucratic approval for expenditures and transfers at this stage is needless and redundant, the height of government inefficiency. I am committed to the Docking State Office Building opening in a timely manner, and this proposal would create an unnecessary roadblock that could hamper this goal and waste taxpayer resources.

**Kansas Department of Administration —
Press Office Lease Costs**

- Sec. 63(x) has been line-item vetoed in its entirety.

Freedom of the press is one of the bedrocks of a free and open democratic society. This item appears to be targeted at the Kansas Capitol press corps to stymie their ability to effectively report on the actions occurring in the people's house. Provisions like this set a dangerous precedent and undermine one of the core principles enshrined in the U.S. Constitution. Instead of imposing barriers for the press to do their job in an efficient manner, the Legislature should look for ways to make the lawmaking process more transparent.

**Kansas Lottery —
Legislative Interference in Sports Gaming**

- Sec. 72 (b) and Sec. 73 (f) have been line-item vetoed in their entirety.

Robust processes are in place to negotiate any contract extension or renewal of existing sports wagering agreements. Inserting the Legislature

into these negotiations would unnecessarily complicate the complex legal processes already in place to facilitate potential changes to the State's sports wagering agreements.

**Kansas Department of Commerce —
Purple UAS**

- The portion of Sec. 76(a) that reads as follows has been line-item vetoed:
- Purple UAS certification innovation grant account\$1,000,000
 Provided, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to the national institute for aviation research at Wichita state university to research and create an accurate and comprehensive checklist necessary for blue unmanned aircraft systems (UAS) compliance, which shall include the United States department of defense requirements for maintenance of supply chain security necessary for manufacturers of such department of defense drone technology: Provided further, That, national institute for aviation research shall include specific recommendations to Kansas state university Salina for the creation of a purple UAS public safety and commercial credentialing process: And provided further, That expenditures in an amount of not less than \$500,000 shall be made by the above agency from such account during fiscal year 2026 to provide a grant to Kansas state university Salina to create a purple UAS public safety and commercial credentialing process for credentialing drones for commercial and public safety use: Provided, however, That if such expenditures are not expended by January 1, 2026, on such date, any remaining moneys in such account are hereby lapsed: And provided further, That the above agency shall prepare and submit a report to the legislature on the purple UAS public safety and commercial credentialing process by January 20, 2026.

The Department of Commerce did not request this item and it did not go through the agency vetting process. While I appreciate the intent of this item to provide additional funding for emerging technology in the aviation sector, I cannot ignore the deficiencies in the process that led to this being included in the budget. I encourage the Legislature to work with interested parties to resubmit this proposal as an official agency budget request next year.

**Kansas Department of Commerce —
Arts Commission Restrictions**

- The portion of Sec. 76(b) that reads as follows has been line-item vetoed:

Provided further, That expenditures shall not be made by the above agency from such account during fiscal year 2026 to employ persons on a contractual basis in order to ensure that the maximum amount of dollars may be distributed to Kansas communities for arts grants: And provided further, That expenditures shall be made by the above agency from such account during fiscal year 2026 to award matching grant funds: And provided further, That an amount of not to exceed 60% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of 85,000 or less as of the 2020 census: And provided further, That an amount of not to exceed 40% of grant moneys shall be awarded to applicants for matching grant funds located in counties with a population of more than 85,000 as of the 2020 census.

I'm proud that in recent years we have been able to reinvest in the Kansas Arts Commission. KAC enhances the role the arts play in all levels of education, community service, workforce development and quality of life in our state. This proviso would restrict the Commission's ability to issue grants. It would also bar it from using contractual support, which would likely require additional state employees to cover work the Commission currently partners with contractors to complete. Changing the structure of how the Commission works would cause inefficiencies and grow government.

**Kansas Department of Health and Environment —
Diseases Control**

- The portion of Sec. 83(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not less than \$250,000 shall be made by the above agency from such account during fiscal year 2026 to provide for efforts to control and prevent transmission of tuberculosis or other infectious and contagious diseases as designated by the secretary of health and environment pursuant to K.S.A. 65-128, and amendments thereto, including screening, diagnosis and treatment.

- The portion of Sec. 83(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not to exceed \$96,000 shall be made by the above agency from such account for fiscal year 2026 to provide for efforts to control and prevent transmission of tuberculosis, including screening, diagnosis and treatment.

These provisos are poorly written and cause confusion regarding the funding for disease control and prevention that KDHE can use. The

agency deserves clear and direct guidance from the Legislature to ensure adequate funding for these efforts, especially during the ongoing tuberculosis and measles outbreaks. The ability to screen, diagnose, and treat these contagious diseases is crucial to keeping Kansans safe and healthy.

**Kansas Department of Health and Environment —
Cerebral Palsy Research**

- The portion of Sec. 83(a) that reads as follows has been line item vetoed:
 - Cerebral palsy research.....\$263,000

The intent behind this budget proviso is unclear. It was not requested by any state agency. I encourage all stakeholders to work with the relevant agencies to get this vetted through the agency budget request process and resubmit next year.

**Kansas Department of Health and Environment —
Dental Services**

- The portion of Sec. 83(a) that reads as follows has been line item vetoed:
 - Donated dental services.....\$55,000

I support expanding access to dental services. However, there is already funding in the base budget for these types of services included in this proviso.

**Kansas Department of Health and Environment —
12-month Medicaid continuous eligibility**

- Sec. 84(e) and Sec. 85(o) have been line-item vetoed in their entirety.

These sections will ultimately cost the state taxpayers approximately \$3.5 to \$4.3 million annually by causing the Kansas Department of Health and Environment to add additional staff to implement the policy required by this proviso. The state will not see the cost savings projected by the Legislature because federal regulation dictates that these caregivers and parents cannot be denied healthcare coverage without individual review. This proviso would require the agency to unnecessarily unenroll and then reenroll individuals. It is a highly inefficient, administratively burdensome, costly process.

**Kansas Department of Aging and Disability Services —
Continuation of SPARK Funding**

- The portion of Sec. 88(a) that reads as follows has been line item vetoed:
 - Aging services grants (039-00-1000-3006)\$140,000

Provided, That expenditures in an amount of not less than \$140,000 shall be made by the above agency from such account

during fiscal year 2025 to provide in-home services to low-income older individuals who would be able to remain in their homes for independence and self-sufficiency if such individuals received such services.

- The portion of Sec. 89(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not less than \$540,000 shall be made by the above agency from such account during fiscal year 2026 to provide in-home services to low-income older individuals who would be able to remain in their homes for independence and self-sufficiency if such individuals received such services.

I have always supported services that promote self-sufficiency and independence for the elderly. They keep older adults in their communities and prevents nursing home stays, saving taxpayer dollars in the long run. However, these provisos will continue to fund a pilot program that was initially funded by one-time federal grants. The state cannot shoulder the burden of ongoing costs created by lapsed federal funding. It is simply unsustainable.

Kansas Department of Aging and Disability Services — Lapsed Funding

- Sec. 89(aa) has been vetoed in its entirety

2024 S.B. 28 allocated funding for different types of entities to transform into Certified Community Behavioral Health Clinics over the course of four years. The lapse in funding outlined in this section reverses the progress that the KDADS has made in executing the intent of last year's appropriation. This is not only a waste of resources, but it is also wholly inefficient.

Kansas Department for Aging and Disability Services — Lapsed Contract Staffing

- Sec. 90 has been line-item vetoed in its entirety.

The patients and the surrounding community at Larned State Hospital will be the ones directly impacted by the elimination of funding for contract agency nursing staff. This maneuver will further strain the existing healthcare workforce, leading to a lack of capacity to care for these patients. Investing in recruiting and retaining our healthcare workforce, especially at these facilities, would be more beneficial and help relieve the reliance on contract nursing. In addition, the State could be at risk of losing significant federal funding if we are not able to meet the patient to staff ratios required by CMS.

**Kansas Department for Children and Families —
Interpreter Services**

- The portion of Sec. 92(a) that reads as follows has been line item vetoed:

Provided further, That expenditures in an amount of not less than \$375,000 shall be made by the above agency from such account during fiscal year 2026 to provide for additional deaf and hard of hearing services.

Interpreter services, especially in government functions, are necessary to ensure every Kansan can be informed. However, I have significant concerns over the current limited geographic scope of interpreter services in Kansas. They are not structured in a way that ensures interpreter services are easily accessible and equally affordable in high-user areas. I encourage all relevant stakeholders to reconsider this proposal next year with a plan to widen its capabilities across the state.

**Department of Education —
Online Curriculum**

- Sec. 96(n) has been line-item vetoed in its entirety.

It is not the Legislature's role to dictate our schools' curricula. The State Board of Education has the constitutional authority and responsibility to determine curricula for our schools. It is wrong for the Legislature to sweep existing funds that are essential for the agency to function and direct them to expend funds on a particular curriculum and programs not vetted or recommended by the State Board.

**Department of Education —
SparkWheel**

- Sec. 96(p) has been line-item vetoed in its entirety.

While I would have considered additional funds for SparkWheel, funding an increase from existing department resources threatens the ability of the agency to conduct its core functions. As the Legislature considered this funding item, budget subcommittees recommended new funding to support SparkWheel's expansion. While that position was not included in the final budget, it was a more responsible way to support this program.

**Department of Education —
Conditioning CPI-U Funding Increases**

- Sec. 96(s) has been line-item vetoed in its entirety.

School districts should strive to purchase and maintain AEDs within their academic buildings. I urge all districts to consider using the existing funds from their general funds or Capital Outlay Fund to purchase these

devices. Districts and stakeholders should work with the Department of Education to determine how best to cover these costs through their existing resources.

I am extremely troubled by the Legislature's attempt to fund this priority through the appropriation from the BASE state aid per pupil increases required by the Supreme Court of Kansas's rulings in the *Gannon* case. The Court was clear: to remain in constitutional compliance, the State must increase the BASE state aid by a rolling average of the consumer price increase index. These increased funds are intended to account for cost increases to provide the basic level of instruction for all students in public schools. In effect, this proviso decreases the state BASE aid amount to a level lower than required by the *Gannon* rulings—creating an appropriation of funding that likely violates that ruling and constitutionally underfunds our schools.

If the Legislature is serious about providing increased funding for the purchase of AEDs at schools, they should fund this initiative using different resources—rather than threatening to send the state back to court over school finance and siphoning off funding that would allow us to fully fund schools in accordance with the Kansas Constitution.

**Kansas State University Extension Systems and Agriculture
Research Programs —
Double Funding**

- Sec. 108(c) has been line-item vetoed in its entirety.

This project was double funded with both State General Funds and Economic Development Initiative Funds (EDIF). This veto retains the funding for this project using State General Funds but eliminates the duplicative funding through EDIF.

**Wichita State University —
Dentistry Feasibility Study**

- The portion of Sec. 116(a) that reads as follows has been line item-vetoed:
 - Dentistry feasibility study\$750,000

Prior to the 2026 legislative session, stakeholders from both higher education and the dentistry profession should come together to discuss the feasibility of developing a dental school in Kansas. Through this collaborative discussion, a more comprehensive strategy could be crafted to determine how the state, higher education, and the profession can partner on this project, should it be deemed in the best interest of the state.

**Kansas Board of Regents —
Scholarship Lapses**

- Sec. 118(h) and Sec. 118(i) have been line-item vetoed in their entirety.

These scholarship funds are critical for students and workforce development. By lapsing these funds, the Legislature will undermine and negate their own hard work to ensure that higher education is affordable for more Kansans and that our businesses’ workforce needs are addressed.

**Department of Corrections —
O’Connell Children’s Shelter**

- The portion of Sec. 121(a) that reads as follows has been line-item vetoed:

And provided further, That expenditures in an amount of not less than \$1,000,000 shall be made by the above agency from such account during fiscal year 2026 to provide for services to families at the O’Connell children’s shelter in Lawrence, Kansas.

While I support providing services to Kansas youth who need assistance, the funding in this section of the proviso is allocated toward one specific entity. The direct allocation of these funds circumvents the established grant process and the rigorous agency review that allows any qualified and interested entity to apply, ensuring that services provided are the best quality at the best price. We have made great progress towards eliminating “no-bid contracts” recently. We should not take an unnecessary step backwards.

**Kansas Bureau of Investigation —
DNA Analysis**

- The portion of Sec. 129(a) that reads as follows has been line-item vetoed:
 - Forensic DNA analysis.....\$500,000

Provided, That expenditures shall be made by the above agency from such account during fiscal year 2026 to provide for forensic genetic genealogy DNA analysis for the purposes of solving violent crimes and identifying human remains.

The KBI did not request this item through the normal appropriations process. While the intent of this enhancement is admirable, it needs to go through the agency request process so it could be thoroughly vetted. I encourage the KBI to request this item in next year’s budget so it can be appropriately reviewed to ensure the state gets the best return on investment possible for these services.

**State 911 Board —
Mapping Grant Program**

- Sec. 135(a) has been line-item vetoed in its entirety.

Ensuring the safety of Kansans is one of my top priorities. However, the agency indicates it does not currently have the capacity to enact the

program as described in the bill. Additionally, this program would require additional investments by the Legislature over the next several fiscal years to provide complete funding. It is unclear that the Legislature can meet this obligation given the financial picture ahead.

**State Finance Council —
ARPA Funds**

- Sec. 153, Sec. 156 and Sec. 158 have been line-item vetoed in their entirety.

These provisions create extra red tape and bureaucracy over the allocation of American Rescue Plan Act (ARPA) relief funds. Additionally, the federal requirements around the use of these funds are complex, and the state is limited in how they can be spent. The state would be best served if those funding decisions were guided by the experts in the Kansas Office of Recovery.

**State Finance Council —
2027 State General Fund Reduction**

- The portion of Sec. 159(a) that reads as follows has been line-item vetoed.

(2) On July 1, 2026, of each amount appropriated or reappropriated for a state agency for the fiscal year ending June 30, 2027, by this act or other appropriation act of the 2025 or 2026 regular session of the legislature from the state general fund, that is identified as operating expenditures, including salaries and wages, contractual services, commodities and capital outlay, the sum equal to 1.5% of the aggregate amount of such operating expenditures is hereby lapsed.

Given the state's fiscal outlook, I understand the Legislature's desire to find efficiencies in state government by implementing targeted State General Fund reductions, which is why I am leaving the fiscal year 2026 reduction in place. However, it does not make sense to decrease agency funding for fiscal year 2027 when we don't have a good sense of where the state will be financially. I am willing to revisit reductions next session when we will have a better understanding of the state's fiscal outlook for 2027.

**State Finance Council —
State Highway Fund Cut**

- Sec. 159(b) has been line-item vetoed in its entirety.

I am proud to have worked with the Legislature in a bipartisan manner over the last 7 years to stop extraordinary transfers from the State Highway Fund. This item would reverse that progress by redirecting funding to uses beyond the intended scope of the State Highway Fund. The Bank of KDOT closed three years ago and should remain closed.

**Kansas State University Veterinary Medical Center —
Bonding Authority**

- Sec. 177(b) has been line-item vetoed in its entirety.

Throughout my administration, it has been a key priority to eliminate debt and invest one-time funds in one-time projects. We have successfully partnered with the Legislature to pay down debt and limit ongoing budgetary costs. I fear this project backtracks on this progress.

I urge Kansas State University to continue collaborating with stakeholders to develop a comprehensive plan for funding a new Animal Diagnostic Laboratory.

**Kansas Highway Patrol —
Jabara Airport Hangar**

- Sec. 187(h) and Sec. 188 have been line-item vetoed in their entirety.

The Kansas Highway Patrol has requested funding to purchase and operate a hangar at the Colonel James Jabara Airport in Wichita. Rather than fund the original request, the Legislature appropriated funds for the agency to work with a third-party entity that would own the hangar rather than the agency. This funding structure would cost the state considerably more over the long term than would the agency's original request. I will direct the Kansas Highway Patrol to identify alternative solutions for the Legislature to consider next session.

Laura Kelly, *Governor*

Dated April 9, 2025.

SENATE BILL No. 250

AN ACT concerning health and healthcare; relating to treatments for life-threatening illnesses; enacting the right to try for individualized treatments act to permit certain manufacturers to make individualized investigative treatments available to eligible requesting patients.

Message to the Legislature of the State of Kansas

This bill gives Kansans with debilitating disease the option to make choices about their medical care. Now I think it's time for the Legislature to finally legalize medical Marijuana, giving the Kansans suffering from chronic pain, or Post Traumatic Stress Disorder, and children suffering with Dravet's Syndrome (epilepsy) the choice of the treatment they and their doctors determine best suits their needs.

Laura Kelly, *Governor*

Dated April 9, 2025.

SENATE BILL No. 269

AN ACT concerning taxation; relating to income and privilege taxes; providing that future tax rate decreases be contingent on exceeding revenue estimates and retaining a certain amount in the budget stabilization fund; amending K.S.A. 2024 Supp. 79-1107, 79-1108 and 79-32,110 and repealing the existing sections.

Message to the Legislature of the State of Kansas

I have proposed and supported tax cuts when they are implemented responsibly and benefit the people of Kansas, especially those who need it most. This bill ignores Kansas families at a time of rising costs and inflation in favor of hundreds of millions of dollars in giveaways to corporations and the wealthy.

Make no mistake, should this bill become law, it will put the state back on the path toward the failed Brownback tax experiment: the four-day school weeks, the budget cuts, and the crumbling roads and bridges that came with it.

The income tax cuts made possible by this bill could cost the state up to \$1.3 billion annually. The triggers for those tax cuts are such that as soon as the state sees an uptick in revenue, taxes will be automatically cut regardless of any other economic factors or policy and budgetary considerations.

We've been down this road before, and we can't afford to go back to failed tax experiments and policies that will stifle economic opportunity for everyday Kansans and thwart efforts to ensure a sustainable water supply essential to our rural communities. I sincerely hope the Legislature listens to the people of Kansas and rethinks priorities on tax policy.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 269.

Laura Kelly, *Governor*

Dated April 9, 2025.

HOUSE BILL No. 2028

AN ACT concerning wildlife; relating to hunting and fishing and hunting and fishing licenses; requiring the Kansas department of wildlife and parks to offer discounted resident senior combination hunting and fishing passes to residents of this state who are 65 years of age or older; increasing the maximum age to qualify for Kansas kids lifetime combination hunting and fishing licenses and removing the expiration date for such licenses; prohibiting nonresidents from hunting migratory waterfowl during certain times and places; increasing fees for migratory waterfowl stamps; amending K.S.A. 32-939 and K.S.A. 2024 Supp. 32-988 and 32-9,101 and repealing the existing sections; reviving and amending K.S.A. 32-9,100 and repealing the revived section; also repealing K.S.A. 32-9,100, as amended by section 64 of chapter 7 of the 2023 Session Laws of Kansas.

Message to the Legislature of the State of Kansas

While this bill touches on a variety of hunting and fishing issues, I am particularly concerned with how this bill severely limits non-Kansas residents from hunting waterfowl on public lands. More specifically, this prohibition could have a detrimental impact on the prosperity of our communities and businesses by denying the many positive outcomes from the economic activity generated by non-residents coming into our state for hunting purposes.

I will not support a bill that could harm the economic vitality of rural Kansas communities across the state.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2028.

Laura Kelly, *Governor*

Dated April 9, 2025.

Senate Substitute for HOUSE BILL No. 2056

AN ACT concerning elections; requiring a person listed on a certificate of nomination for a minor political party to accept such nomination by a notarized declaration; prohibiting such person from becoming a candidate for another political party; relating to the election crime of false representation of an election official; requiring specific intent of the offender as an element of such criminal offense; extending the time for testing election equipment; amending K.S.A. 25-302, 25-304, 25-306 and 25-2438 and K.S.A. 2024 Supp. 25-4411 and 25-4610 and repealing the existing sections.

Message to the Legislature of the State of Kansas

While this bill cleans up some of the ambiguity and uncertainty regarding the crime of impersonating an election official, it is still unclear about what actions are prohibited. It uses the term “engaging in conduct” but only provides one specific example, making it still difficult to discern what is allowed and what could lead to criminal charges.

Kansans should be given every opportunity to exercise their constitutional right to vote, and I have concerns this bill would have a chilling effect on organizations that support voter engagement. This is an ambiguity either the courts or the Legislature need to fix.

This bill will become law without my signature, and I hope in the future the Legislature can provide greater clarity to protect Kansans’ constitutional right to vote.

Laura Kelly, Governor

Dated April 9, 2025.

HOUSE BILL No. 2062

AN ACT concerning children and families; relating to orders of child support; providing for child support for unborn children from the date of conception and including the direct medical and pregnancy-related expenses of the mother; requiring the court to consider the value of retirement accounts when determining support orders; eliminating the exemption and retirement moneys from claims to fulfill child support obligations; providing for an income tax exemption for unborn and stillborn children; amending K.S.A. 20-165, 23-2205, 23-3001 and 23-3002 and K.S.A. 2024 Supp. 60-2308 and 79-32,121 and repealing the existing sections.

Message to the Legislature of the State of Kansas

At first glance, this bill may appear to be a proposal to support pregnant women and families.

However, this bill is yet another attempt by special interest groups and extremist lawmakers to ignore the will of Kansans and insert themselves into the lives of those making private medical decisions. It is a place where this Legislature has become all too comfortable — particularly for those who espouse freedom from government overreach.

The motives behind this bill are clear. Instead of helping pregnant women and families, the Legislature chose to pass a bill that connects the issue to a woman's constitutional rights. This bill is a dismissal of the will of the majority of Kansans who voted overwhelmingly in 2022 to keep politicians out of the private medical decisions made between a woman and her doctor.

Furthermore, the provisions of this bill are questionable, and it is surprising it has been put forward. There are legitimate worries surrounding its implications, and I encourage special interest groups and their legislative supporters to reflect on the broader impact of their actions.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2062.

Laura Kelly, Governor

Dated April 9, 2025.

Senate Substitute for HOUSE BILL No. 2228

AN ACT concerning contingent fee contracts for legal services; relating to contracts entered into for legal services by a political subdivision; requiring an open meeting before a political subdivision may approve such a contract; requiring the attorney general to approve such contract before such contract becomes effective.

Message to the Legislature of the State of Kansas

As a strong supporter of local control, I believe that decisions around legal services should be handled by the local elected leaders who are on the ground and best know their communities' needs. I do also believe there are times when the attorney general must work to safeguard the state's interest in issues that cannot be adequately litigated by a local entity on behalf of the entire state.

There should be additional work on this legislation to develop clearer language around the attorney general's engagement. Also, the retroactivity language should be removed to eliminate the perception that this bill is targeted at a specific action rather than sound policy. Until those issues are addressed, I cannot sign this legislation.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Substitute for House Bill 2228.

Laura Kelly, *Governor*

Dated April 9, 2025.

Senate Substitute for HOUSE BILL No. 2240

AN ACT concerning public assistance; requiring approval by an act of the legislature prior to any state agency seeking or implementing any public assistance program waiver or other authorization from the federal government that expands eligibility for any public assistance program, increases cost to the state or makes certain changes in services for persons with intellectual or developmental disabilities; authorizing approval of such waivers, other authorizations or changes by the legislative coordinating council when the legislature is not in session.

Message to the Legislature of the State of Kansas

Senate Substitute for House Bill 2240 is an unconstitutional overreach by the Legislature into the executive branch attempting to create an unlawful administration of the state's Medicaid program with the legislative branch.

Our doctrine of independent governmental branches is firmly entrenched in the United States and Kansas constitutional law and significant intrusion by one branch into the duties of another has been held to be unlawful. There is little question in my mind that this represents such an intrusion.

Additionally, we estimate that the process established in this bill would require hundreds of hours of taxpayer-funded work and research by legislative staff to implement even the most basic of changes. Since the federal government issues various administrative changes almost daily, it jeopardizes the very functioning of the underlying programs.

Thousands of Kansans rely on these programs, including children, pregnant women, individuals with disabilities, and low-income seniors. This bill and the subsequent backlog that it would create threatens food and medical assistance benefits for our most vulnerable Kansans at a time of increased inflation and overall financial uncertainty.

Kansas already has very strict eligibility rules and significant verification requirements for these programs. For these reasons and many more, I cannot and will not support this bill.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Substitute for House Bill 2240.

Laura Kelly, Governor

Dated April 9, 2025.

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Messages from the Governor

Senate Substitute for HOUSE BILL No. 2382

AN ACT concerning education; requiring school districts to include a human fetal development presentation as part of the curriculum for any course that addresses human growth, human development or human sexuality; authorizing the state board of education to establish the rate of compensation for members of the state board; amending K.S.A. 72-253 and repealing the existing section.

Message to the Legislature of the State of Kansas

This bill is convoluted, manipulative, and wrong for a number of reasons.

It undermines the authority of the Kansas State Board of Education and local school boards, who are vested with the duty and responsibility to set and enforce curricula for our schools, no matter the subject.

The Board, teachers, and administrators put in significant effort to create curricula and lesson plans. This legislation undermines their autonomy and replaces the expertise of trained professionals with the desires of special interest groups and the politicians that enable them.

Additionally, this bill fails to establish standards to ensure the information included in the program is evidence-based. But it is not surprising, as the goal of this bill is not to educate developing and impressionable young minds – it is to push a specific agenda without proper research to back it up.

As policy makers and parents, we should demand that our children are provided with high-quality, relevant, researched, and age-appropriate educational experiences free from ideological prejudice. House Bill 2382 falls short of that goal. For these reasons, I cannot and will not support this bill.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Substitute for House Bill 2382.

Laura Kelly, *Governor*

Dated April 9, 2025.

SENATE BILL No. 24

AN ACT concerning education; relating to the Kansas promise scholarship program; expanding the postsecondary educational institutions eligible to participate in such program; increasing the maximum appropriation for such program; amending K.S.A. 2024 Supp. 74-32,271, 74-32,274 and 74-32,274, as amended by section 2 of this act, and repealing the existing sections.

Message to the Legislature of the State of Kansas

The Kansas Promise Scholarship Program provides financial support to Kansans to help them cover the cost of a two-year degree or technical training program. Currently the program is limited to not-for-profit schools. Senate Bill 24 would allow two private, for-profit institutions to participate in the program.

I have serious concerns about the precedent that would be set by providing state funding to for-profit educational institutions that are not accountable to the state or taxpayers. This program is meant to support Kansans as they pursue an education, not funnel public money to private, for-profit institutions.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 24.

Laura Kelly, *Governor*

Dated April 25, 2025.

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