

**Senate Substitute for  
Substitute for HOUSE BILL No. 2359**

By Committee on Ways and Means

4-27

1 AN ACT making and concerning appropriations for the fiscal years ending  
2 June 30, 2018, June 30, 2019, and June 30, 2020, for state agencies;  
3 authorizing certain transfers, capital improvement projects and fees,  
4 imposing certain restrictions and limitations, and directing or  
5 authorizing certain receipts, disbursements, procedures and acts  
6 incidental to the foregoing.

7  
8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. (a) For the fiscal years ending June 30, 2018, June 30,  
10 2019, and June 30, 2020, appropriations are hereby made, restrictions and  
11 limitations are hereby imposed, and transfers, capital improvement  
12 projects, fees, receipts, disbursements, procedures and acts incidental to  
13 the foregoing are hereby directed or authorized as provided in this act.

14 (b) The agencies named in this act are hereby authorized to initiate  
15 and complete the capital improvement projects specified and authorized by  
16 this act or for which appropriations are made by this act, subject to the  
17 restrictions and limitations imposed by this act.

18 (c) This act shall be known and may be cited as the omnibus  
19 appropriation act of 2018 and shall constitute the omnibus reconciliation  
20 spending limit bill for the 2018 regular session of the legislature for  
21 purposes of K.S.A. 75-6702(a), and amendments thereto.

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

24 Sec. 2.

25 **BOARD OF NURSING**

26 (a) On July 1, 2018, the expenditure limitation established for the  
27 fiscal year ending June 30, 2019, by section 8(a) of 2018 Substitute for  
28 Senate Bill No. 269, as amended by senate committee of the whole, on the  
29 board of nursing fee fund (482-00-2716-0200) of the board of nursing is  
30 hereby increased from \$2,630,173 to \$2,722,173.

31 Sec. 3.

32 **STATE BOARD OF PHARMACY**

33 (a) There is appropriated for the above agency from the state general  
34 fund for the fiscal year ending June 30, 2019, the following:

35 Software updates KTRACS.....\$60,000

1 (b) During the fiscal year ending June 30, 2019, in addition to the  
 2 other purposes for which expenditures may be made by the above agency  
 3 from moneys appropriated from the state general fund or in any special  
 4 revenue fund or funds for fiscal year 2019 as authorized by chapter 104 of  
 5 the 2017 Session Laws of Kansas, this or any other appropriation act of the  
 6 2018 regular session of the legislature, expenditures shall be made by such  
 7 agency from such moneys, notwithstanding the provisions of the  
 8 prescription monitoring program act, or any other statute, to require  
 9 information to be submitted to the prescription monitoring program by  
 10 licensed veterinarians in the state of Kansas and to allow licensed  
 11 veterinarians to receive data from the prescription monitoring program,  
 12 subject to the requirements of the prescription monitoring program act.

13 Sec. 4.

14 ATTORNEY GENERAL

15 (a) There is hereby appropriated for the above agency from the  
 16 following special revenue fund or funds for the fiscal year ending June 30,  
 17 2019, all moneys now or hereafter lawfully credited to and available in  
 18 such fund or funds, except that expenditures other than refunds authorized  
 19 by law shall not exceed the following:

20 State medicaid fraud forfeiture fund.....No limit

21 Sec. 5.

22 INSURANCE DEPARTMENT

23 (a) There is appropriated for the above agency from the following  
 24 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
 25 moneys now or hereafter lawfully credited to and available in such fund or  
 26 funds, except that expenditures other than refunds authorized by law shall  
 27 not exceed the following:

28 Captive insurance regulatory and  
 29 supervision fund.....No limit

30 Sec. 6.

31 KANSAS HUMAN RIGHTS COMMISSION

32 (a) There is appropriated for the above agency from the following  
 33 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
 34 moneys now or hereafter lawfully credited to and available in such fund or  
 35 funds, except that expenditures other than refunds authorized by law shall  
 36 not exceed the following:

37 Database conversion fund.....No limit

38 Sec. 7.

39 DEPARTMENT OF ADMINISTRATION

40 (a) There is appropriated for the above agency from the following  
 41 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
 42 moneys now or hereafter lawfully credited to and available in such fund or  
 43 funds, except that expenditures other than refunds authorized by law shall

1 not exceed the following:

2 Dwight D. Eisenhower statue fund.....No limit  
3 Sec. 8.

4 DEPARTMENT OF REVENUE

5 (a) On the effective date of this act, the expenditure limitation  
6 established for the fiscal year ending June 30, 2018, by section 46(b) of  
7 2018 Substitute for Senate Bill No. 269, as amended by senate committee  
8 of the whole, for the division of vehicles operating fund (565-00-2089-  
9 2020) of the department of revenue is hereby increased from \$46,685,210  
10 to \$48,685,210.

11 (b) On the effective date of this act, or as soon thereafter as moneys  
12 are available, the director of accounts and reports shall transfer \$2,000,000  
13 from the state highway fund (276-00-4100-4100) of the department of  
14 transportation to the division of vehicles operating fund (565-00-2089-  
15 2020) of the department of revenue.  
16 Sec. 9.

17 DEPARTMENT OF REVENUE

18 (a) On July 1, 2018, the expenditure limitation established for the  
19 fiscal year ending June 30, 2019, by section 47(b) of 2018 Substitute for  
20 Senate Bill No. 269, as amended by senate committee of the whole, for the  
21 division of vehicles operating fund (565-00-2089-2020) of the department  
22 of revenue is hereby increased from \$46,268,528 to \$48,268,528.

23 (b) On July 1, 2018, or as soon thereafter as moneys are available, the  
24 director of accounts and reports shall transfer \$2,000,000 from the state  
25 highway fund (276-00-4100-4100) of the department of transportation to  
26 the division of vehicles operating fund (565-00-2089-2020) of the  
27 department of revenue.

28 (c) There is appropriated for the above agency from the following  
29 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
30 moneys now or hereafter lawfully credited to and available in such fund or  
31 funds, except that expenditures other than refunds authorized by law shall  
32 not exceed the following:

33 Alcoholic beverage control modernization fund.....No limit  
34 Native American veterans' income tax refund fund.....No limit  
35 Sec. 10.

36 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
37 DIVISION OF PUBLIC HEALTH

38 (a) There is appropriated for the above agency from the state general  
39 fund for the fiscal year ending June 30, 2018, the following:

40 Operating expenditures (including official  
41 hospitality) - health (264-00-1000-0270).....\$6,900

42 (b) There is appropriated for the above agency from the following  
43 special revenue fund

1 or funds for the fiscal year ending June 30, 2018, all moneys now or  
2 hereafter lawfully credited to and available in such fund or funds, except  
3 that expenditures other than refunds authorized by law shall not exceed the  
4 following:

5 Campus sexual assault prevention  
6 grant – federal fund.....No limit  
7 Sec. 11.

8 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
9 DIVISION OF PUBLIC HEALTH

10 (a) There is appropriated for the above agency from the state general  
11 fund for the fiscal year ending June 30, 2019, the following:

12 Operating expenditures (including official  
13 hospitality) - health (264-00-1000-0270).....\$264,532

14 (b) There is appropriated for the above agency from the following  
15 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
16 moneys now or hereafter lawfully credited to and available in such fund or  
17 funds, except that expenditures other than refunds authorized by law shall  
18 not exceed the following:

19 Campus sexual assault prevention  
20 grant – federal fund.....No limit  
21 Child care criminal background and fingerprint fund.....No limit  
22 Sec. 12.

23 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
24 DIVISION OF HEALTH CARE FINANCE

25 (a) There is appropriated for the above agency from the state general  
26 fund for the fiscal year ending June 30, 2018, the following:

27 Other medical assistance (264-00-1000-3026).....\$22,800,000  
28 Sec. 13.

29 DEPARTMENT OF HEALTH AND ENVIRONMENT –  
30 DIVISION OF HEALTH CARE FINANCE

31 (a) There is appropriated for the above agency from the state general  
32 fund for the fiscal year ending June 30, 2019, the following:

33 Other medical assistance (264-00-1000-3026).....\$35,434,000

34 *Provided, however,* That during fiscal years 2018 and 2019, if any new  
35 eligibility requirements or limitations are imposed by any state agency to  
36 receive state medicaid services under the Kansas medical assistance  
37 program, then on the effective date of such imposition, the amounts  
38 appropriated for the department of health and environment – division of  
39 health care for the fiscal year ending June 30, 2019, by section 95(a)  
40 chapter 104 of the 2017 Session Laws of Kansas and section 58(a) of  
41 Substitute for Senate Bill No. 269, as amended by senate committee of the  
42 whole, from the state general fund in the other medical assistance account  
43 are hereby lapsed.

1 (b) During the fiscal year ending June 30, 2019, in addition to the  
 2 other purposes for which expenditures may be made by the department of  
 3 health and environment – division of health care finance from moneys  
 4 appropriated from the state general fund or in any special revenue fund or  
 5 funds by chapter 104 of the 2017 Session Laws of Kansas, this or any  
 6 other appropriation act of the 2018 regular session of the legislature,  
 7 expenditures shall be made by the above agency from such moneys in an  
 8 amount not to exceed \$350,000 of state moneys, plus any associated  
 9 federal matching moneys, to provide coverage and reimburse any  
 10 participating healthcare provider under the Kansas medical assistance  
 11 program for tobacco cessation treatments for any state medicaid recipient,  
 12 including: Any United States food and drug administration-approved  
 13 medication prescribed as a tobacco cessation treatment; and individual,  
 14 group or telephone counseling for tobacco cessation, as defined by the  
 15 United States centers for medicare and medicaid services for purposes of  
 16 medicaid reimbursement: *Provided*, That the above agency and any  
 17 managed care organization administering state medicaid services shall not  
 18 impose any prior authorization requirements upon any treatments  
 19 prescribed or ordered for tobacco cessation purposes by a participating  
 20 healthcare provider: *Provided, however*, That a recipient of state medicaid  
 21 services shall not be limited in the number of covered tobacco cessation  
 22 attempts for counseling treatments, whether on an annual, lifetime or other  
 23 basis, but shall be limited to four covered tobacco cessation attempts per  
 24 year for medication treatment: *And provided, however*, That the above  
 25 agency shall implement and administer this subsection in accordance with  
 26 federal law and requirements imposed by the United States centers for  
 27 medicare and medicaid services: *Provided further*, That the above agency  
 28 shall submit to the United States centers for medicare and medicaid  
 29 services any approval request necessary to implement this subsection.

30 Sec. 14.

31 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
 32 DIVISION OF ENVIRONMENT

33 (a) There is appropriated for the above agency from the following  
 34 special revenue fund or funds for the fiscal year ending June 30, 2018, all  
 35 moneys now and hereafter lawfully credited to and available in such fund  
 36 or funds, except that expenditures other than refunds authorized by law  
 37 shall not exceed the following:

38 EPA multi-purpose grant  
 39 fund (264-00-3103-3630).....No limit

40 Sec. 15.

41 DEPARTMENT OF HEALTH AND ENVIRONMENT —  
 42 DIVISION OF ENVIRONMENT

43 (a) There is appropriated for the above agency from the state general

1 fund for the fiscal year ending June 30, 2019, the following:  
 2 Operating expenditures (including official  
 3 hospitality) (264-00-1000-0300).....\$235,000  
 4 (b) There is appropriated for the above agency from the following  
 5 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
 6 moneys now and hereafter lawfully credited to and available in such fund  
 7 or funds, except that expenditures other than refunds authorized by law  
 8 shall not exceed the following:  
 9 EPA multi-purpose grant  
 10 fund (264-00-3103-3630).....No limit  
 11 Sec. 16.

12 KANSAS DEPARTMENT FOR AGING  
 13 AND DISABILITY SERVICES

14 (a) There is appropriated for the above agency from the state general  
 15 fund for the fiscal year ending June 30, 2018, the following:  
 16 LTC – medicaid assistance –  
 17 NF (039-00-1000-0520).....\$11,800,000  
 18 (b) On the effective date of this act, the expenditure limitation  
 19 established for the fiscal year ending June 30, 2018, by section 59(f) of  
 20 2018 Substitute for Senate Bill No. 269, as amended by senate committee  
 21 of the whole, on the problem gambling and addictions grant fund (039-00-  
 22 2371-2371) of the Kansas department for aging and disability services is  
 23 hereby increased from \$5,822,437 to \$6,822,437.  
 24 Sec. 17.

25 KANSAS DEPARTMENT FOR AGING  
 26 AND DISABILITY SERVICES

27 (a) There is appropriated for the above agency from the state general  
 28 fund for the fiscal year ending June 30, 2019, the following:  
 29 LTC – medicaid assistance –  
 30 NF (039-00-1000-0520).....\$21,350,000  
 31 Nursing facilities regulation (039-00-1000-0710)..... \$2,000  
 32 Nursing facilities regulation - title XIX (039-00-1000-0712)..... \$8,000  
 33 (b) On July 1, 2018, the \$673,756 appropriated for the above agency  
 34 for the fiscal year ending June 30, 2019, by section 100(a) of chapter 104  
 35 of the 2017 Session Laws of Kansas from the state general fund in the  
 36 health occupational credentialing account (039-00-1000-0800) is hereby  
 37 lapsed.  
 38 (c) There is appropriated for the above agency from the following  
 39 special revenue fund or funds for the fiscal year ending June 30, 2019, all  
 40 moneys now or hereafter lawfully credited to and available in such fund or  
 41 funds, except that expenditures other than refunds authorized by law shall  
 42 not exceed the following:  
 43 Health occupations credentialing fee fund.....No limit

1 (d) During the fiscal year ending June 30, 2019, in addition to the  
 2 other purposes for which expenditures may be made by the above agency  
 3 from moneys appropriated from the state general fund or from any special  
 4 revenue fund or funds for fiscal year 2019 by chapter 104 of the 2017  
 5 Session Laws of Kansas, this or any other appropriation act of the 2018  
 6 regular session of the legislature, expenditures shall be made by the above  
 7 agency from such moneys, not to exceed \$50,000, to continue the mental  
 8 health task force established by section 99(r) of chapter 104 of the 2017  
 9 Session Laws of Kansas: *Provided*, That in addition to the members  
 10 appointed to the task force pursuant to section 99(r) of chapter 104 of the  
 11 2017 Session Laws of Kansas, the task force shall consist of two additional  
 12 members, one to be appointed by the Kansas hospital association and one  
 13 to be appointed by the Kansas association for the medically underserved:  
 14 *Provided further*, That such task force shall study the following topics: The  
 15 Kansas mental health delivery system, including a prioritization of, or the  
 16 creation of, a strategic plan addressing the recommendations of the report  
 17 filed on January 8, 2018; ascertaining the total number of psychiatric beds  
 18 needed to most effectively deliver mental health services and the location  
 19 where such services would be best provided in Kansas, working in  
 20 conjunction with the entity that facilitated the task force's activities in  
 21 fiscal year 2018; and any other matters relating to mental health services  
 22 as such task force deems appropriate: *And provided further*, That such task  
 23 force shall submit a report on the task force's findings to the senate  
 24 standing committees on ways and means and public health and welfare and  
 25 the house of representatives standing committees on appropriations and  
 26 health and human services on or before January 14, 2019.

27 (e) On July 1, 2018, the expenditure limitation established for the  
 28 fiscal year ending June 30, 2019, by section 60(f) of 2018 Substitute for  
 29 Senate Bill No. 269, as amended by senate committee of the whole, on the  
 30 problem gambling and addictions grant fund (039-00-2371-2371) of the  
 31 Kansas department for aging and disability services is hereby increased  
 32 from \$5,825,996 to \$6,825,996.

33 Sec. 18.

34 KANSAS DEPARTMENT FOR  
 35 CHILDREN AND FAMILIES

36 (a) There is appropriated for the above agency from the state general  
 37 fund for the fiscal year ending June 30, 2018, the following:  
 38 Youth services aid and assistance (629-00-1000-7020).....\$5,930,153

39 Sec. 19.

40 KANSAS DEPARTMENT FOR  
 41 CHILDREN AND FAMILIES

42 (a) There is appropriated for the above agency from the state general  
 43 fund for the fiscal year ending June 30, 2019, the following:

1 Youth services aid and assistance (629-00-1000-7020).....\$12,155,270  
2 Sec. 20.

3 DEPARTMENT OF EDUCATION

4 (a) There is appropriated for the above agency from the state general  
5 fund for the fiscal year ending June 30, 2018, the following:

6 State foundation aid (652-00-1000-0820).....\$645,889

7 (b) On the effective date of this act, of the \$15,257,000 appropriated  
8 for the above agency for the fiscal year ending June 30, 2018, by section  
9 63(a) of 2018 Substitute for Senate Bill No. 269, as amended by senate  
10 committee of the whole, from the state general fund in the KPERs –  
11 employer contributions – USDs account (652-00-1000-0110), the sum of  
12 \$5,444,000 is hereby lapsed.

13 (c) On the effective date of this act, of the \$2,804,000 appropriated  
14 for the above agency for the fiscal year ending June 30, 2018, by section  
15 63(a) of 2018 Substitute for Senate Bill No. 269, as amended by senate  
16 committee of the whole, from the state general fund in the KPERs –  
17 employer contributions account (652-00-1000-0100), the sum of \$664,000  
18 is hereby lapsed.

19 Sec. 21.

20 DEPARTMENT OF EDUCATION

21 (a) There is appropriated for the above agency from the state general  
22 fund for the fiscal year ending June 30, 2019, the following:

23 KPERs – employer contributions (652-00-1000-0100).....\$1,000,000

24 KPERs – employer contributions –  
25 USDs (652-00-1000-0110).....\$88,000,000

26 State foundation aid (652-00-1000-0820).....\$1,397,804

27 Teach for America pilot program.....\$520,000

28 School technology infrastructure.....\$300,000

29 (b) There is appropriated for the above agency from the children's  
30 initiatives fund for the fiscal year ending June 30, 2019, the following:

31 Pre-K pilot (652-00-2000-2535).....\$4,200,000

32 Parent education program (652-00-2000-2510).....\$1,000,000

33 *{Provided, That expenditures from the parent education program*  
34 *account for each such grant shall be matched by the school district in an*  
35 *amount that is equal to not less than 50% of the grant.*

36 (c) *On July 1, 2018, during the fiscal year ending June 30, 2019,*  
37 *any expenditures from the parent education program account (652-00-*  
38 *2000-2510) of the children's initiatives fund by section 2(c) of chapter 95*  
39 *of the 2017 Session Laws of Kansas for each grant shall be matched by*  
40 *the school district in an amount that is equal to not less than 50% of the*  
41 *grant, and on July 1, 2018, the provisions of section 2(c) of chapter 95 of*  
42 *the 2017 Session Laws of Kansas that provide for such match to be in an*  
43 *amount that is equal to not less than 65% of the grant are hereby*



1 *declared to be null and void and shall have no force and effect.*

2 *(d) In addition to the other purposes for which expenditures may be*  
3 *made by the above agency from the moneys appropriated from the state*  
4 *foundation aid account (652-00-1000-0820) of the state general fund for*  
5 *fiscal year 2019 for such state agency as authorized by chapter 95 of the*  
6 *2017 Session Laws of Kansas, 2018 Substitute for Senate Bill No. 423,*  
7 *this or other appropriation act of the 2018 regular session of the*  
8 *legislature, expenditures shall be made by such agency from moneys*  
9 *appropriated from the state foundation aid account of the state general*  
10 *fund for fiscal year 2019 for the commissioner of education to allow*  
11 *three-year old preschool-aged at-risk students to participate in the*  
12 *program if such students meet the following requirements: (1) Are under*  
13 *the age of eligibility for attendance at kindergarten; (2) have been*  
14 *selected by the state board of education in accordance with guidelines*  
15 *governing the selection of students for participation in head start*  
16 *programs; (3) do not replace four-year old preschool-aged at-risk*  
17 *students; and (4) only fill available openings in such programs.}*

18 Sec. 22.

19 FORT HAYS STATE UNIVERSITY

20 (a) There is appropriated for the above agency from the state general  
21 fund for the fiscal year ending June 30, 2019, the following:

22 Operating expenditures (including	
23 official hospitality) (246-00-1000-0013).....	\$739,924
24 Master's-level nursing capacity (246-00-1000-0100).....	\$92
25 Kansas wetlands education center at	
26 Cheyenne bottoms (246-00-1000-0200).....	\$5,892
27 Kansas academy of math and	
28 science (246-00-1000-0300).....	\$16,442

29 Sec. 23.

30 KANSAS STATE UNIVERSITY

31 (a) There is appropriated for the above agency from the state general  
32 fund for the fiscal year ending June 30, 2019, the following:

33 Operating expenditures (including official	
34 hospitality) (367-00-1000-0003).....	\$2,140,549
35 Midwest institute for comparative stem	
36 cell biology (367-00-1000-0170).....	\$2,921
37 Global food systems (367-00-1000-0190).....	\$22,500
38 Kansas state university polytechnic	
39 campus (367-00-1000-0150).....	\$139,202

40 Sec. 24.

41 KANSAS STATE UNIVERSITY EXTENSION SYSTEMS  
42 AND AGRICULTURE RESEARCH PROGRAMS

43 (a) There is appropriated for the above agency from the state general

1 fund for the fiscal year ending June 30, 2019, the following:  
 2 Cooperative extension service (including official  
 3 hospitality) (369-00-1000-1020).....\$384,038  
 4 Agricultural experiment stations (including official  
 5 hospitality) (369-00-1000-1030).....\$626,969  
 6 Sec. 25.

7 KANSAS STATE UNIVERSITY  
 8 VETERINARY MEDICAL CENTER

9 (a) There is appropriated for the above agency from the state general  
 10 fund for the fiscal year ending June 30, 2019, the following:  
 11 Operating expenditures (including official  
 12 hospitality) (368-00-1000-5003).....\$226,787  
 13 Operating enhancement (368-00-1000-5023).....\$112,886  
 14 Sec. 26.

15 EMPORIA STATE UNIVERSITY

16 (a) There is appropriated for the above agency from the state general  
 17 fund for the fiscal year ending June 30, 2019, the following:  
 18 Department of nursing.....\$535,000  
 19 Operating expenditures (including official  
 20 hospitality) (379-00-1000-0083).....\$634,503  
 21 Reading recovery program (379-00-1000-0100).....\$4,287  
 22 Nat'l Board Cert/Future Teacher  
 23 Academy (379-00-1000-0200).....\$2,613  
 24 Sec. 27.

25 PITTSBURG STATE UNIVERSITY

26 (a) There is appropriated for the above agency from the state general  
 27 fund for the fiscal year ending June 30, 2019, the following:  
 28 Operating expenditures (including official  
 29 hospitality) (385-00-1000-0063).....\$728,909  
 30 School of construction (385-00-1000-0200).....\$15,714  
 31 Polymer science program (385-00-1000-0300).....\$20,989  
 32 Sec. 28.

33 UNIVERSITY OF KANSAS

34 (a) There is appropriated for the above agency from the state general  
 35 fund for the fiscal year ending June 30, 2019, the following:  
 36 Operating expenditures (including official  
 37 hospitality) (682-00-1000-0023).....\$2,927,256  
 38 Umbilical cord matrix project (682-00-1000-0370).....\$2,945  
 39 Geological survey (682-00-1000-0170).....\$144,524  
 40 Sec. 29.

41 UNIVERSITY OF KANSAS MEDICAL CENTER

42 (a) There is appropriated for the above agency from the state general  
 43 fund for the fiscal year ending June 30, 2019, the following:

1	Operating expenditures (including official	
2	hospitality) (683-00-1000-0503).....	\$2,402,693
3	Medical scholarships and	
4	loans (683-00-1000-0600).....	\$101,182
5	Midwest stem cell therapy	
6	center (683-00-1000-0800).....	\$17,317
7	Rural health bridging (683-00-1000-1010).....	\$3,156
8	Sec. 30.	

9 WICHITA STATE UNIVERSITY

10 (a) There is appropriated for the above agency from the state general  
 11 fund for the fiscal year ending June 30, 2019, the following:

12	Operating expenditures (including	
13	official hospitality) (715-00-1000-0003).....	\$1,442,194
14	Technology transfer facility (715-00-1000-0005).....	\$26,250
15	Aviation infrastructure (715-00-1000-0010).....	\$1,787,750
16	Aviation research (715-00-1000-0015).....	\$5,121,500
17	Sec. 31.	

18 STATE BOARD OF REGENTS

19 (a) There is appropriated for the above agency from the state general  
 20 fund for the fiscal year ending June 30, 2019, the following:

21	Operating expenditures (including	
22	official hospitality) (561-00-1000-0103).....	\$134,003
23	Midwest higher education	
24	commission (561-00-1000-0250).....	\$2,850
25	State scholarship program (561-00-1000-4300).....	\$64,249
26	Kansas work-study program (561-00-1000-2000).....	\$37,500
27	ROTC service scholarships (561-00-1000-4600).....	\$7,500
28	Military service scholarships (561-00-1000-1310).....	\$30,000
29	Teachers scholarship	
30	program (561-00-1000-0800).....	\$300,000
31	Nursing student scholarship	
32	program (561-00-1000-4100).....	\$150,000
33	Municipal university operating	
34	grant (561-00-1000-1010).....	\$267,778
35	Adult basic education (561-00-1000-0900).....	\$43,711
36	Postsecondary tiered technical education	
37	state aid (561-00-1000-0760).....	\$1,587,779
38	Non-tiered course credit	
39	hour grant (561-00-1000-0550).....	\$2,081,140
40	Technology equipment at community colleges	
41	and Washburn university (561-00-1000-0500).....	\$11,954
42	Vocational education capital	
43	outlay aid (561-00-1000-0310).....	\$2,147

1	Tuition waivers (561-00-1000-1650).....	\$15,000
2	Nurse educator grant	
3	program (561-00-1000-4120).....	\$52,500
4	Nursing faculty and supplies grant	
5	program (561-00-1000-4130).....	\$53,616
6	Postsecondary technical education	
7	authority (561-00-1000-0750).....	\$596
8	Tuition for technical education (561-00-1000-0120).....	\$8,300,000
9	National guard education assistance (561-00-1000-1300).....	\$2,129,131
10	Sec. 32.	

ADJUTANT GENERAL

12 (a) There is appropriated for the above agency from the state general  
 13 fund for the fiscal year ending June 30, 2018, the following:  
 14 Disaster relief (034-00-1000-0200).....\$3,481,206  
 15 Sec. 33.

ADJUTANT GENERAL

17 (a) There is appropriated for the above agency from the state general  
 18 fund for the fiscal year ending June 30, 2019, the following:  
 19 Disaster relief (034-00-1000-0200).....\$1,446,318  
 20 (b) There is hereby appropriated for the above agency from the  
 21 following special revenue fund or funds for the fiscal year ending June 30,  
 22 2019, all moneys now or hereafter lawfully credited to and available in  
 23 such fund or funds, except that expenditures other than refunds authorized  
 24 by law shall not exceed the following:  
 25 Kansas national guard counter drug state forfeiture fund.....No limit  
 26 Sec. 34.

ATTORNEY GENERAL – KANSAS

BUREAU OF INVESTIGATION

29 (a) There is appropriated for the above agency from the state general  
 30 fund for the fiscal year ending June 30, 2019, the following:  
 31 Operating expenditures (083-00-1000-0083).....\$345,188  
 32 Sec. 35.

DEPARTMENT OF AGRICULTURE

34 (a) There is hereby appropriated for the above agency from the  
 35 following special revenue fund or funds for the fiscal year ending June 30,  
 36 2018, all moneys now or hereafter lawfully credited to and available in  
 37 such fund or funds, except that expenditures other than refunds authorized  
 38 by law shall not exceed the following:  
 39 Alternative crop research act licensing  
 40 fee fund.....No limit  
 41 Sec. 36.

DEPARTMENT OF AGRICULTURE

42 (a) There is appropriated for the above agency from the state general

1 fund for the fiscal year ending June 30, 2019, the following:  
 2 Operating expenditures (046-00-1000-0053).....\$177,429  
 3 Animal traceability pilot study.....\$250,000

4 (b) There is hereby appropriated for the above agency from the  
 5 following special revenue fund or funds for the fiscal year ending June 30,  
 6 2019, all moneys now or hereafter lawfully credited to and available in  
 7 such fund or funds, except that expenditures other than refunds authorized  
 8 by law shall not exceed the following:

9 Alternative crop research act licensing fee fund.....No limit

10 Sec. 37. During the fiscal years ending June 30, 2018, June 30, 2019,  
 11 and June 30, 2020, in addition to the other purposes for which  
 12 expenditures may be made by the Kansas department for aging and  
 13 disability services and the department of health and environment –  
 14 division of health care finance from moneys appropriated from the state  
 15 general fund or in any special revenue fund or funds by chapter 104 of the  
 16 2017 Session Laws of Kansas, this or any other appropriation act of the  
 17 2018 regular session of the legislature, expenditures shall be made by the  
 18 Kansas department for aging and disability services and the department of  
 19 health and environment – division of health care finance from such  
 20 moneys to include the following individuals as eligible for services under  
 21 the traumatic brain injury home and community-based services waiver  
 22 under the Kansas medical assistance program: (1) Individuals with a  
 23 documented brain injury acquired from a cause not already covered under  
 24 the traumatic brain injury waiver, including, but not limited to, stroke,  
 25 brain trauma, infection of the brain, brain tumor, anoxia or other cause;  
 26 and (2) individuals of any age who would otherwise qualify for services  
 27 under the traumatic brain injury waiver but for the individual's age:  
 28 *Provided*, That financial eligibility requirements for children under the age  
 29 of 18 years to receive such waiver services shall be the same as financial  
 30 eligibility requirements for children under the age of 18 years to receive  
 31 services under the serious emotional disturbance waiver: *Provided*,  
 32 *however*, That the Kansas department for aging and disability services and  
 33 the department of health and environment – division of health care finance  
 34 shall implement and administer this section in accordance with federal law  
 35 and requirements imposed by the United States centers for medicare and  
 36 medicaid services: *Provided further*, That the Kansas department for aging  
 37 and disability services and the department of health and environment –  
 38 division of health care finance shall submit to the United States centers for  
 39 medicare and medicaid services any approval request necessary to  
 40 implement this section.

41 Sec. 38. (a) On the effective date of this act, the provisions of section  
 42 99 of Substitute for Senate Bill No. 269, as amended by senate committee  
 43 of the whole, are null and void and shall have no force and effect.

1 (b) During the fiscal years ending June 30, 2018, and June 30, 2019,  
2 notwithstanding any other provision of law to the contrary, no state agency  
3 shall expend any moneys appropriated from the state general fund or from  
4 any special revenue fund or funds for fiscal year 2018 or 2019 by chapter  
5 104 of the 2017 Session Laws of Kansas, this or any other appropriation  
6 act of the 2018 regular session of the legislature to submit or maintain to  
7 the United States centers for medicare and medicaid services any request  
8 to administer or provide state medicaid services under the Kansas medical  
9 assistance program using a capitated managed care delivery system in any  
10 manner that is substantially different than the manner in which state  
11 medicaid services under the Kansas medical assistance program were  
12 provided on January 1, 2018, including, but not limited to, imposing any  
13 new eligibility requirements or limitations to receive such services,  
14 without express prior authorization by an act or appropriation act of the  
15 legislature: *Provided*, That any state agency that has submitted such a  
16 request to the United States centers for medicare and medicaid services  
17 that is not in accordance with this section shall immediately terminate such  
18 request: *Provided further*, That no state agency shall enter into any contract  
19 for the administration and provision of state medicaid services using a  
20 capitated managed care delivery system in violation of this section without  
21 express prior authorization by an act or appropriation act of the legislature:  
22 *And provided further*, That the department of health and environment, the  
23 Kansas department for aging and disability services and the department of  
24 administration shall negotiate for contracts to administer state medicaid  
25 services using a capitated managed care delivery system that comply with  
26 this section, including altering the request for proposal identified by the  
27 department of administration as bid event 0005464, opened on October 27,  
28 2017, and closed on January 5, 2018, limited to persons who have  
29 submitted a bid in response to bid event 0005464: *And provided further*,  
30 That any such contract shall be for a term of three years commencing on  
31 the termination date of contracts for the administration and provision of  
32 state medicaid services under the Kansas medical assistance program using  
33 a capitated managed care delivery system that were in effect on January 1,  
34 2018, and shall not impose any new eligibility requirements or limitations  
35 to receive such services that were not in effect on January 1, 2018, and if  
36 any such new eligibility requirements or limitations are imposed, then on  
37 the effective date of such imposition, the amounts appropriated for the  
38 department of health and environment – division of health care finance for  
39 the fiscal year ending June 30, 2019, by section 95(a) of chapter 104 of the  
40 2017 Session Laws of Kansas and section 58(a) of Substitute for Senate  
41 Bill No. 269, as amended by senate committee of the whole, from the state  
42 general fund in the other medical assistance account (264-00-1000-3026)  
43 of the department of health and environment – division of health care

1 finance are hereby lapsed: *And provided further*; That the department of  
2 health and environment and the Kansas department for aging and disability  
3 services shall submit to the United States centers for medicare and  
4 medicaid services a request to extend for three years any waiver that was  
5 in effect on January 1, 2018, authorizing the state of Kansas to administer  
6 state medicaid services under the Kansas medical assistance program using  
7 a capitated managed care delivery system in accordance with this section:  
8 *Provided, however*; That the department of health and environment and the  
9 Kansas department for aging and disability services may modify the  
10 manner in which state medicaid services were provided on January 1,  
11 2018, by implementing: Any provision of K.S.A. 2017 Supp. 39-709h and  
12 39-709i, and amendments thereto; any policy that expands access to  
13 behavioral health services or services delivered through telehealth  
14 technology services, if such policy does not impose any new eligibility  
15 requirements or limitations to receive state medicaid services that were not  
16 in effect on January 1, 2018; and any other action approved by express  
17 prior authorization by an act or appropriation act of the legislature.

18 ***{Sec. 39. Notwithstanding any other statute, during the fiscal year***  
19 ***ending June 30, 2018, and June 30, 2019, in addition to the other***  
20 ***purposes for which expenditures may be made from the state general***  
21 ***fund or any special revenue fund or funds for fiscal year 2018 by the***  
22 ***university of Kansas, Kansas state university, Emporia state university,***  
23 ***Pittsburg state university, Fort Hays state university and Wichita state***  
24 ***university by chapter 104 of the 2017 Session Laws of Kansas, this or***  
25 ***other appropriation act of the 2018 regular session of the legislature,***  
26 ***expenditures shall be made by such universities from the state general***  
27 ***fund or any special revenue fund or funds to conduct any meeting of***  
28 ***such universities or any groups or committees thereof to discuss the***  
29 ***allocation of student activities fees in accordance with the Kansas open***  
30 ***meetings act, K.S.A. 75-4317 et seq., and amendments thereto.}***

31 ~~Sec. 39.~~ ***{40.}*** *Severability.* If any provision or clause of this act or  
32 application thereof to any person or circumstance is held invalid, such  
33 invalidity shall not affect other provisions or applications of the act that  
34 can be given effect without the invalid provision or application, and to this  
35 end the provisions of this act are declared to be severable.

36 ~~Sec. 40.~~ ***{41.}*** *Appeals to exceed expenditure limitations.* (a) Upon  
37 written application to the governor and approval of the state finance  
38 council, expenditures from special revenue funds may exceed the amounts  
39 specified in this act.

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

1       Sec. ~~41.~~ {42.} If any fund or account name described by words and  
2 the numerical accounting code that follows such fund or account name  
3 does not match, it shall be conclusively presumed that the legislature  
4 intended that the fund or account name described by words is the correct  
5 fund or account name, and such fund or account name described by words  
6 shall control over a contradictory or incorrect numerical accounting  
7 code.

8       Sec. ~~42.~~ {43.} This act shall take effect and be in force from and after  
9 its publication in the Kansas register.