

1 fund, and (B) the remaining portion shall be credited to the IMPACT  
2 program services fund.

3 (3) The aggregate of all amounts credited to the IMPACT program  
4 repayment fund under this section during any fiscal year to pay bond  
5 repayment obligations on bonds to finance major project investments shall  
6 not exceed the amount which results when the rate of 2% is applied to all  
7 moneys withheld from the wages of individuals and received under the  
8 Kansas withholding and declaration of estimated tax act.

9 (4) The provisions of this subsection shall remain in effect prior to  
10 July 1, 2012.

11 (b) Commencing July 1, 2012, and on the first day of each month  
12 thereafter during fiscal year 2013 ~~and~~ fiscal year 2014, ~~and~~ fiscal year  
13 2015, the secretary of revenue shall apply a rate of 2% to that portion of  
14 moneys withheld from the wages of individuals and collected under the  
15 Kansas withholding and declaration of estimated tax act, K.S.A. 79-3294  
16 et seq., and amendments thereto. The amount so determined shall be  
17 credited on a monthly basis as follows: (1) An amount necessary to meet  
18 obligations of the debt services for the IMPACT program repayment fund;  
19 and (2) an amount to the IMPACT program services fund as needed for  
20 program administration; and (3) any remaining amounts to the job creation  
21 program fund created pursuant to K.S.A. 2012 Supp. 74-50,224, and  
22 amendments thereto. ~~During fiscal year 2013, fiscal year 2014, and fiscal~~  
23 ~~year 2015, the aggregate amount that is credited to the job creation~~  
24 ~~program fund pursuant to this subsection shall not exceed \$10,000,000 for~~  
25 ~~such fiscal year.~~

26 (c) Commencing July 1, ~~2014~~ 2015, and on an annual basis thereafter,  
27 the secretary of revenue shall estimate the amount equal to the amount of  
28 net savings realized from the elimination, modification or limitation of any  
29 credit, deduction or program pursuant to the provisions of this act as  
30 compared to the expense deduction provided for in K.S.A. 2012 Supp. 79-  
31 32,143a, and amendments thereto. Whereupon such amount of savings in  
32 accordance with appropriation acts shall be remitted to the state treasurer  
33 in accordance with the provisions of K.S.A. 75-4215, and amendments  
34 thereto. Upon receipt of each such remittance, the state treasurer shall  
35 deposit the entire amount to the credit of the job creation program fund  
36 created pursuant to K.S.A. 2012 Supp. 74-50,224, and amendments  
37 thereto. In addition, such other amount or amounts of money may be  
38 transferred from the state general fund or any other fund or funds in the  
39 state treasury to the job creation program fund in accordance with  
40 appropriation acts.

41 ~~Sec. 252, 1253, 1~~ K.S.A. 2012 Supp. 74-99b34 is hereby amended to  
42 read as follows: 74-99b34. (a) The bioscience development and investment  
43 fund is hereby created. The bioscience development and investment fund

1 shall not be a part of the state treasury and the funds in the bioscience  
2 development and investment fund shall belong exclusively to the authority.

3 (b) Distributions from the bioscience development and investment  
4 fund shall be for the exclusive benefit of the authority, under the control of  
5 the board and used to fulfill the purpose, powers and duties of the  
6 authority pursuant to the provisions of K.S.A. 2012 Supp. 74-99b01 et  
7 seq. and amendments thereto.

8 (c) The secretary of revenue and the authority shall establish the base  
9 year taxation for all bioscience companies and state universities. The  
10 secretary of revenue, the authority and the board of regents shall establish  
11 the number of bioscience employees associated with state universities and  
12 report annually and determine the increase from the taxation base annually.  
13 The secretary of revenue and the authority may consider any verifiable  
14 evidence, including, but not limited to, the NAICS code assigned or  
15 recorded by the department of labor for companies with employees in  
16 Kansas, when determining which companies should be classified as  
17 bioscience companies.

18 (d) (1) Except as provided in subsection (d)(2), ~~(d)(3), (f) or (h)~~ for a  
19 period of 15 years from the effective date of this act, the state treasurer  
20 shall pay annually 95% of withholding above the base, as certified by the  
21 secretary of revenue, upon Kansas wages paid by bioscience employees to  
22 the bioscience development and investment fund. Such payments shall be  
23 reconciled annually. On or before the 10<sup>th</sup> day of each month, the director  
24 of accounts and reports shall transfer from the state general fund to the  
25 bioscience development and investment fund interest earnings based on:

26 (A) The average daily balance of moneys in the bioscience  
27 development and investment fund for the preceding month; and

28 (B) the net earnings rate of the pooled money investment portfolio for  
29 the preceding month.

30 (2) (A) For fiscal year 2013, *fiscal year 2014 and fiscal year 2015*,  
31 the first \$1,000,000 that the secretary of revenue certifies to the state  
32 treasurer of the annual 95% of withholding above the base, upon Kansas  
33 wages paid by bioscience employees, shall be transferred by the director of  
34 accounts and reports from the state general fund to the following: the  
35 center of innovation for biomaterials in orthopaedic research – Wichita  
36 state university fund.

37 (B) There is hereby established in the state treasury the center of  
38 innovation for biomaterials in orthopaedic research – Wichita state  
39 university fund which shall be administered by Wichita state university.  
40 All moneys credited to the fund shall be used for research and  
41 development. All expenditures from the center of innovation for  
42 biomaterials in orthopaedic research – Wichita state university fund shall  
43 be made in accordance with appropriation acts and upon warrants of the

(d)(4), (h), (i) or (j),

1 director of accounts and reports issued pursuant to expenditures approved  
2 by the president of Wichita state university or by the person or persons  
3 designated by the president of Wichita state university.

4 (3) (A) For fiscal year 2013, *fiscal year 2014 and fiscal year 2015*,  
5 the next \$5,000,000 that the secretary of revenue certifies to the state  
6 treasurer of the annual 95% of withholding above the base, upon Kansas  
7 wages paid by bioscience employees above the first \$1,000,000 certified  
8 pursuant to subsection (d)(2)(A), shall be transferred by the director of  
9 accounts and reports from the state general fund to the following: The  
10 national bio agro-defense facility fund at Kansas state university.  
11 (B) There is hereby established in the state treasury the national bio  
12 agro-defense facility fund which shall be administered by Kansas state  
13 university in accordance with the strategic plan adopted by the governor's  
14 national bio agro-defense facility steering committee. All moneys credited  
15 to the fund shall be used in accordance with the governor's national bio  
16 agro-defense facility steering committee's plan with the approval of the  
17 president of Kansas state university. All expenditures from the national bio  
18 agro-defense facility fund shall be made in accordance with appropriation  
19 acts and upon warrants of the director of accounts and reports issued  
20 pursuant to expenditures approved by the steering committee and the  
21 president of Kansas state university or by the person or persons designated  
22 by the president of Kansas state university.

23 (c) The cumulative amounts of funds paid by the state treasurer to the  
24 bioscience development and investment fund shall not exceed  
25 \$581,800,000.  
26 (f) The division of post audit is hereby authorized to conduct a post  
27 audit in accordance with the provisions of the legislative post audit act,  
28 K.S.A. 46-1106 et seq., and amendments thereto.

29 (g) At the direction of the authority, the fund may be held in the  
30 custody of and invested by the state treasurer, provided that the bioscience  
31 development and investment fund shall at all times be accounted for in a  
32 separate report from all other funds of the authority and the state.  
33 (h) During the fiscal years ending ~~June 30, 2013, and June 30, 2014,~~  
34 *June 30, 2015, and June 30, 2016*, the aggregate amount that is directed to  
35 be transferred from the state general fund to the bioscience development  
36 and investment fund pursuant to subsection (d)(1) plus interest earnings  
37 pursuant to subsection (d)(1) shall not exceed \$35,000,000 for each such  
38 fiscal year.

39 (i) During the fiscal year ending June 30, ~~2012~~ 2013, the aggregate  
40 amount that is directed to be transferred from the state general fund to the  
41 bioscience development and investment fund pursuant to subsection (d)(1)  
42 plus interest earnings pursuant to subsection (d)(1) shall not exceed  
43 ~~\$12,322,186~~ \$12,287,267 for such fiscal year.

(4) For fiscal year 2014, the next \$1,154,500, and  
for fiscal year 2015, the next \$754,500 that the  
secretary of revenue certifies to the state  
treasurer of the annual 95% of withholding above  
the base, upon Kansas wages paid by bioscience  
employees above the first \$6,000,000 certified  
pursuant to subsections (d)(2)(A) and (d)(3)(A),  
shall be transferred by the director of accounts and  
reports from the state general fund to the following:  
The midwest stem cell therapy center fund  
established in section 3 of 2013 Senate Bill No. 199.

1 *(j) During the fiscal year ending June 30, 2014, the aggregate*  
2 *amount that is directed to be transferred from the state general fund to the*  
3 *bioscience development and investment fund pursuant to subsection (d)(1)*  
4 *plus interest earnings pursuant to subsection (d)(1) shall not exceed*  
5 *\$10,000,000 for such fiscal year.*

6 ~~Sec. 252 *(254)* On July 1, 2013, K.S.A. 2012 Supp. 75-2319 is~~  
7 ~~hereby amended to read as follows: 75-2319. (a) There is hereby~~  
8 ~~established in the state treasury the school district capital improvements~~  
9 ~~fund. The fund shall consist of all amounts transferred thereto under the~~  
10 ~~provisions of subsection (c).~~

11 ~~(b) Subject to the provisions of subsection (f), in each school year,~~  
12 ~~each school district which is obligated to make payments from its capital~~  
13 ~~improvements fund shall be entitled to receive payment from the school~~  
14 ~~district capital improvements fund in an amount determined by the state~~  
15 ~~board of education as provided in this subsection. The state board of~~  
16 ~~education shall:~~

17 ~~(1) Determine the amount of the assessed valuation per pupil (AVPP)~~  
18 ~~of each school district in the state and round such amount to the nearest~~  
19 ~~\$1,000. The rounded amount is the AVPP of a school district for the~~  
20 ~~purposes of this section;~~

21 ~~(2) determine the median AVPP of all school districts;~~

22 ~~(3) prepare a schedule of dollar amounts using the amount of the~~  
23 ~~median AVPP of all school districts as the point of beginning. The~~  
24 ~~schedule of dollar amounts shall range upward in equal \$1,000 intervals~~  
25 ~~from the point of beginning to and including an amount that is equal to the~~  
26 ~~amount of the AVPP of the school district with the highest AVPP of all~~  
27 ~~school districts and shall range downward in equal \$1,000 intervals from~~  
28 ~~the point of beginning to and including an amount that is equal to the~~  
29 ~~amount of the AVPP of the school district with the lowest AVPP of all~~  
30 ~~school districts;~~

31 ~~(4) determine a state aid percentage factor for each school district by~~  
32 ~~assigning a state aid computation percentage to the amount of the median~~  
33 ~~AVPP shown on the schedule, decreasing the state aid computation~~  
34 ~~percentage assigned to the amount of the median AVPP by one percentage~~  
35 ~~point for each \$1,000 interval above the amount of the median AVPP, and~~  
36 ~~increasing the state aid computation percentage assigned to the amount of~~  
37 ~~the median AVPP by one percentage point for each \$1,000 interval below~~  
38 ~~the amount of the median AVPP. Except as provided by K.S.A. 2012 Supp.~~  
39 ~~75-2319c and amendments thereto, the state aid percentage factor of a~~  
40 ~~school district is the percentage assigned to the schedule amount that is~~  
41 ~~equal to the amount of the AVPP of the school district. The state aid~~  
42 ~~percentage factor of a school district shall not exceed 100%. The state aid~~  
43 ~~computation percentage is 5% for contractual bond obligations incurred by~~