

HOUSE BILL No. 2368

By Committee on Appropriations

3-3

1 AN ACT concerning appropriations; relating to fee funds; abolishing
2 certain credits to the state general fund; amending K.S.A. 1-204, 17-
3 12a601, 17-2236, 17-5610, 17-5701, 20-1a02, 20-1a03, 49-420, 55-
4 176, 55-609, 55-711, 55-901, 58-2011, 58-3074, 65-6b10, 65-1718,
5 65-1817a, 65-1951, 65-2011, 65-2855, 65-5413, 65-5513, 65-7210,
6 66-1,155, 66-1503, 74-715, 74-1108, 74-1405, 74-1503, 74-1609, 74-
7 2704, 74-3903 and 74-7506 and K.S.A. 2010 Supp. 9-1703, 16a-2-
8 302, 31-133a, 31-134, 36-512, 44-324, 44-926, 47-820, 55-155, 58-
9 4107, 65-2911, 65-4024b, 65-6910, 65-7309, 74-50,188, 74-5805, 74-
10 6708, 74-7009, 75-1119b, 75-1308, 75-1514, 75-3170a and 84-9-801
11 and repealing the existing sections; also repealing K.S.A. 75-3170.
12

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

14 Section 1. K.S.A. 2010 Supp. 75-3170a is hereby amended to read
15 as follows: 75-3170a. ~~(a) The 20% credit to the state general fund~~
16 ~~required by K.S.A. 1-204, 2-3506, 9-1703, 16-609, 16a-2-302, 17-2236,~~
17 ~~17-5609, 17-5610, 17-5612, 17-5701, 20-1a02, 20-1a03, 31-133a, 31-~~
18 ~~134, 44-324, 44-926, 47-820, 49-420, 55-155, 55-176, 55-609, 55-711,~~
19 ~~55-901, 58-2011, 58-3074, 58-4107, 65-6b10, 65-1718, 65-1817a, 65-~~
20 ~~2011, 65-2855, 65-2911, 65-4610, 65-5413, 65-5513, 66-1,155, 66-1503,~~
21 ~~74-715, 74-1108, 74-1405, 74-1503, 74-1609, 74-2704, 74-3903, 74-~~
22 ~~5805, 74-7009, 74-7506, 75-1119b, 75-1308, 75-1514, 84-9-411 and 84-~~
23 ~~9-413, and K.S.A. 2010 Supp. 17-12a601, and amendments thereto, is to~~
24 ~~reimburse the state general fund for accounting, auditing, budgeting,~~
25 ~~legal, payroll, personnel and purchasing services, and any and all other~~
26 ~~state governmental services, which are performed on behalf of the state~~
27 ~~agency involved by other state agencies which receive appropriations~~
28 ~~from the state general fund to provide such services.~~

29 ~~(b) Nothing in this act or in the sections amended by this act or~~
30 ~~referred to in subsection (a), shall be deemed to authorize remittances to~~
31 ~~be made less frequently than is authorized under K.S.A. 75-4215 and~~
32 ~~amendments thereto.~~

33 ~~(c) Notwithstanding any provision of any statute referred to in or~~
34 ~~amended by this act or referred to in subsection (a), whenever in any~~
35 ~~fiscal year such 20% credit to the state general fund in relation to any~~
36 ~~particular fee fund is \$200,000, in that fiscal year the 20% credit no~~

1 longer shall apply to moneys received from sources applicable to such fee
2 fund and for the remainder of such year the full 100% so received shall
3 be credited to such fee fund, except as otherwise provided in subsection
4 (d) and except that during the fiscal year ending June 30, 1993, with
5 respect to the fire marshal fee fund, when the 20% credit to the state
6 general fund prescribed by K.S.A. 31-133a, 31-134 and 75-1514 and
7 amendments thereto, in the aggregate, is \$400,000, then in that fiscal year
8 such 20% credit no longer shall apply to moneys received from sources
9 applicable to the fire marshal fee fund and for the remainder of such
10 fiscal year the full 100% so received shall be credited to the fire marshal
11 fee fund. *Any state agency, board or commission is hereby authorized to*
12 *enter into contracts with the department of administration, another state*
13 *agency or a private vendor for accounting, auditing, budgeting, legal,*
14 *payroll, personnel and purchasing services, and any other services that*
15 *are currently provided by other state agencies or on behalf of the state*
16 *agency which receives appropriations from the state general fund to*
17 *provide such services.*

18 Sec. 2. K.S.A. 1-204 is hereby amended to read as follows: 1-204.
19 There is hereby created the board of accountancy fee fund. The board of
20 accountancy shall remit all moneys received by or for it from fees,
21 charges or penalties to the state treasurer in accordance with the
22 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
23 each such remittance, the state treasurer shall deposit the entire amount in
24 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
25 ~~the state general fund and the balance~~ *The entire amount* shall be credited
26 to the board of accountancy fee fund. All expenditures from the board of
27 accountancy fee fund shall be made in accordance with appropriation acts
28 upon warrants of the director of accounts and reports issued pursuant to
29 vouchers approved by the chairperson of the board of accountancy or by
30 a person or persons designated by the chairperson.

31 Sec. 3. K.S.A. 2010 Supp. 9-1703 is hereby amended to read as
32 follows: 9-1703. (a) The expense of every regular examination, together
33 with the expense of administering the banking and savings and loan laws,
34 including salaries, travel expenses, supplies and equipment, shall be paid
35 by the banks and savings and loan associations of the state, and for this
36 purpose the bank commissioner shall, prior to the beginning of each fiscal
37 year, make an estimate of the expenses to be incurred by the department
38 during such fiscal year. From this total amount the commissioner shall
39 deduct the estimated amount of the anticipated annual income to the fund
40 from all sources other than bank and savings and loan association
41 assessments. The commissioner shall allocate and assess the remainder to
42 the banks and savings and loan associations in the state on the basis of
43 their total assets, as reflected in the last March 31 report called for by the

1 federal deposit insurance corporation under the provisions of section 7 of
2 the federal deposit insurance act, 12 USC § 1817, and amendments
3 thereto, or K.S.A. 17-5610, and amendments thereto, except that the
4 annual assessment will not be less than \$1,000 for any bank or savings
5 and loan association.

6 (b) The expense of every regular trust examination, together with the
7 expense of administering trust laws, including salaries, travel expenses,
8 supplies and equipment, shall be paid by the trust companies and trust
9 departments of banks of this state, and for this purpose, the bank
10 commissioner, prior to the beginning of each fiscal year, shall make an
11 estimate of the trust expenses to be incurred by the department during
12 such fiscal year. The commissioner shall allocate and assess the trust
13 departments in the state on the basis of their total fiduciary assets, as
14 reflected in the last March 31 report called for by the federal deposit
15 insurance corporation under the provisions of section 7 of the federal
16 deposit insurance act, 12 USC § 1817, and amendments thereto, or
17 K.S.A. 17-5610, and amendments thereto, except that the annual
18 assessment shall not be less than \$1,000 for any active trust department.
19 The commissioner shall allocate and assess the trust companies in the
20 state on the basis of their fiduciary assets as reflected in the last
21 December 31 report filed with the commissioner pursuant to K.S.A. 9-
22 1704, and amendments thereto, except that the annual assessment will not
23 be less than \$1,000 for any active trust company. A trust department
24 which has no fiduciary assets, as reflected in the last March 31 report
25 called for by the federal deposit insurance corporation under the
26 provisions of section 7 of the federal deposit insurance act, 12 USC §
27 1817, and amendments thereto, or K.S.A. 17-5610, and amendments
28 thereto, may be granted inactive status by the commissioner and the
29 annual assessment shall not be more than \$100 for the inactive trust
30 department. A trust company which has no fiduciary assets, as reflected in
31 the last preceding year-end report filed with the commissioner, may be
32 granted inactive status by the commissioner and the annual assessment
33 shall not be more than \$100 for an inactive trust company. No inactive
34 trust department or trust company shall accept any fiduciary assets or
35 exercise any part of or all of its trust authority until such time as it has
36 applied for and received prior written approval of the commissioner to
37 reactivate its trust authority.

38 (c) A statement of each assessment made under the provisions of
39 subsection (a) or (b) shall be sent by the commissioner on July 1 or the
40 next business day thereafter, to each bank, savings and loan association,
41 trust department and trust company that exists as a corporate entity with
42 the secretary of state's office as of the close of business on June 30, and is
43 authorized by the office of the state bank commissioner to conduct

1 banking, savings and loan or trust business. The assessment may be
2 collected by the state bank commissioner as needed and in such
3 installment periods as the commissioner deems appropriate, but no more
4 frequently than monthly. When the commissioner issues an invoice to
5 collect the assessment, payment shall be due within 15 days of the date of
6 the invoice. The commissioner may impose a penalty upon any bank,
7 savings and loan association, trust department or trust company which
8 fails to pay its annual assessment when it is 15 days or more past due.
9 The penalty shall be assessed in the amount of \$50 for each day the
10 assessment is past due.

11 The commissioner shall remit all moneys received from such
12 examination fees to the state treasurer in accordance with the provisions
13 of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
14 remittance, the state treasurer shall deposit the entire amount in the state
15 treasury. ~~Twenty percent of each deposit shall be credited to the state~~
16 ~~general fund and the balance~~ *The entire amount* shall be credited to the
17 bank commissioner fee fund. All expenditures from the bank
18 commissioner fee fund shall be made in accordance with appropriation
19 acts upon warrants of the director of accounts and reports issued pursuant
20 to vouchers approved by the commissioner or by a person or persons
21 designated by the commissioner.

22 (d) The amount of expenses incurred and the cost of service
23 performed on account of any bank, trust department or trust company or
24 other corporation which are outside the normal expenses of an
25 examination required under the provisions of K.S.A. 9-1701 or 17-5612,
26 and amendments thereto, shall be charged to and paid by the bank, trust
27 department, trust company or corporation for which such expenses were
28 incurred or cost of services performed.

29 (e) As used in this section, "savings and loan association" means a
30 Kansas state-chartered savings and loan association.

31 (f) (1) In the event a bank, savings and loan association or trust
32 company is merged into, consolidated with, or the assets and liabilities of
33 which are purchased and assumed by another bank, savings and loan
34 association or trust company, between the preceding March 31 and June
35 30, for banks and savings and loan associations, or the preceding
36 December 31 and June 30, for trust companies, the surviving or acquiring
37 bank, savings and loan association or trust company is obligated to pay
38 the assessment based on the value of the assets of all institutions involved
39 with the merger, consolidation or assumption for the following fiscal year
40 commencing July 1.

41 (2) In the event a bank, savings and loan association, or trust
42 company is merged into, consolidated with, or the assets and liabilities of
43 which are purchased and assumed by another bank, savings and loan

1 association or trust company after July 1, the surviving entity shall be
2 obligated to pay the unpaid portion of the assessment for the remainder of
3 the fiscal year commencing July 1 which would have been due of the
4 institution being merged, consolidated or assumed.

5 Sec. 4. K.S.A. 2010 Supp. 16a-2-302 is hereby amended to read as
6 follows: 16a-2-302. (1) (a) The administrator shall receive and act on all
7 applications for licenses to make supervised loans and all applications for
8 residential mortgage loan originator registrations under this act.
9 Applications shall be filed in the manner prescribed by the administrator
10 and shall contain the information the administrator may require by rule
11 and regulation to make an evaluation of the financial responsibility,
12 character and fitness of the applicant.

13 (b) Submitted with each application shall be a nonrefundable
14 application fee. Application, license and registration fees shall be in such
15 amounts as are established pursuant to subsection (5) of K.S.A. 16a-6-
16 104, and amendments thereto. The license year shall be the calendar year.
17 Each license shall be nonrefundable and nonassignable, and shall remain
18 in force until surrendered, suspended or revoked.

19 (c) The administrator shall remit all moneys received under K.S.A.
20 16a-1-101 to 16a-6-414, inclusive, and amendments thereto, to the state
21 treasurer in accordance with the provisions of K.S.A. 75-4215, and
22 amendments thereto. Upon receipt of each such remittance, the state
23 treasurer shall deposit the entire amount in the state treasury. ~~Of each~~
24 ~~deposit 20% shall be credited to the state general fund and the balance~~
25 *The entire amount* shall be credited to the bank commissioner fee fund.
26 All expenditures from such fund shall be made in accordance with
27 appropriation acts upon warrants of the director of accounts and reports
28 issued pursuant to vouchers approved by the administrator or by a person
29 or persons designated by the administrator.

30 ~~The 20% credit to the state general fund required by this subsection~~
31 ~~(e) is to reimburse the state general fund for accounting, auditing,~~
32 ~~budgeting, legal, payroll, personnel and purchasing services, and any and~~
33 ~~all other state governmental services, which are performed on behalf of~~
34 ~~the administrator by other state agencies which receive appropriations~~
35 ~~from the state general fund to provide such services.~~

36 (d) Every licensee and registrant shall, on or before the first day of
37 January, pay to the administrator the license or registration fee prescribed
38 under this subsection (1) for each license or registration held for the
39 succeeding license year. Failure to pay the fee within the time prescribed
40 shall automatically revoke the license or registration.

41 (2) No license or registration shall be issued unless the
42 administrator, upon investigation, finds that the financial responsibility,
43 character and fitness of the applicant, and of the members thereof if the

1 applicant is a copartnership or association and of the officers and
2 directors thereof, if the applicant is a corporation, are such as to warrant
3 belief that the business will be operated honestly and fairly within the
4 purposes of this act. The administrator shall not base a registration denial
5 solely on the applicant's credit score. An applicant meets the minimum
6 standard of financial responsibility for engaging in the business of
7 making supervised loans, under subsection (1) of K.S.A. 16a-2-301, and
8 amendments thereto, only if:

9 (a) The applicant has filed with the administrator a proper surety
10 bond of at least \$100,000 which has been approved by the administrator.
11 The bond must provide within its terms that the bond shall not expire for
12 two years after the date of the surrender, revocation or expiration of the
13 subject license, whichever shall first occur. The required surety bond may
14 not be canceled by the licensee without providing the administrator at
15 least 30 days' prior written notice, provided that such cancellation shall
16 not affect the surety's liability for violations of the uniform consumer
17 credit code occurring prior to the effective date of cancellation and
18 principal and surety shall be and remain liable for a period of two years
19 from the date of any action or inaction of the principal that gives rise to a
20 claim under the bond; and

21 (b) the applicant provides evidence in a form and manner prescribed
22 by the administrator that establishes the applicant will maintain a
23 satisfactory minimum net worth, as determined by the administrator, to
24 engage in credit transactions of the nature proposed by the applicant.
25 Such net worth requirements shall be established by the administrator
26 pursuant to rule and regulation and shall not exceed \$500,000 for each
27 applicant or licensee.

28 (3) The administrator may deny any application or renewal for a
29 supervised loan license or a residential mortgage loan originator
30 registration, if the administrator finds:

31 (a) There is a refusal to furnish information required by the
32 administrator within a reasonable time as fixed by the administrator; or

33 (b) any of the factors stated as grounds for denial, revocation or
34 suspension of a license in K.S.A. 16a-2-303 or K.S.A. 2010 Supp. 16a-2-
35 303a, and amendments thereto.

36 (4) Upon written request the applicant is entitled to a hearing on the
37 question of license qualifications if: (a) The administrator has notified the
38 applicant in writing that the application has been denied; or (b) the
39 administrator has not issued a license within 60 days after the application
40 for the license was filed. A request for a hearing may not be made more
41 than 15 days after the administrator has mailed a writing to the applicant
42 notifying the applicant that the application has been denied and stating in
43 substance the administrator's findings supporting denial of the

1 application.

2 (5) The administrator shall adopt rules and regulations regarding
3 whether a licensee shall be required to obtain a single license for each
4 place of business or whether a licensee may obtain a master license for all
5 of its places of business, and in so doing the administrator may
6 differentiate between licensees located in this state and licensees located
7 elsewhere. Each license shall remain in full force and effect until
8 surrendered, suspended or revoked.

9 (6) No licensee shall change the location of any place of business
10 without giving the administrator at least 15 days prior written notice.

11 (7) A licensee may conduct the business of making loans for
12 personal, family or household purposes only at or from any place of
13 business for which the licensee holds a license and not under any other
14 name than that in the license. Loans made pursuant to a lender credit card
15 do not violate this subsection.

16 Sec. 5. K.S.A. 17-12a601 is hereby amended to read as follows: 17-
17 12a601. (a) *Administration*. (1) This act shall be administered by the
18 securities commissioner of Kansas.

19 (2) All fees herein provided for shall be collected by the
20 administrator. All salaries and expenses necessarily incurred in the
21 administration of this act shall be paid from the securities act fee fund.

22 (3) The administrator shall remit all moneys received from all fees,
23 charges, deposits or penalties which have been collected under this act or
24 other laws of this state regulating the issuance, sale or disposal of
25 securities or regulating dealers in this state or under the uniform land
26 sales practices act, to the state treasurer at least monthly. Upon receipt of
27 any such remittance, the state treasurer shall deposit the entire amount
28 thereof in the state treasury. ~~In accordance with subsection (a) of K.S.A.~~
29 ~~75-3170 [75-3170a], and amendments thereto, 20% of each such deposit~~
30 ~~shall be credited to the state general fund and, Except as provided in~~
31 ~~subsection (d), the balance entire amount shall be credited to the~~
32 securities act fee fund.

33 (4) On the last day of each fiscal year, the director of accounts and
34 reports shall transfer from the securities act fee fund to the state general
35 fund any remaining unencumbered amount in the securities act fee fund
36 exceeding \$50,000 so that the beginning unencumbered balance in the
37 securities act fee fund on the first day of each fiscal year is \$50,000. All
38 expenditures from the securities act fee fund shall be made in accordance
39 with appropriation acts upon warrants of the director of accounts and
40 reports issued pursuant to vouchers approved by the administrator or by a
41 person or persons designated by the administrator.

42 (5) All amounts transferred from the securities act fee fund to the
43 state general fund under paragraph (4) are to reimburse the state general

1 fund for accounting, auditing, budgeting, legal, payroll, personnel and
2 purchasing services and any other governmental services which are
3 performed on behalf of the state agency involved by other state agencies
4 which receive appropriations from the state general fund to provide such
5 services. Such reimbursements are in addition to those authorized by
6 K.S.A. 75-3170a, and amendments thereto.

7 (b) *Prohibited conduct.* (1) It is unlawful for the administrator or an
8 officer, employee, or designee of the administrator to use for personal
9 benefit or the benefit of others records or other information obtained by
10 or filed with the administrator that are not public under K.S.A. 17-
11 12a607(b), and amendments thereto. This act does not authorize the
12 administrator or an officer, employee, or designee of the administrator to
13 disclose the record or information, except in accordance with K.S.A. 17-
14 12a602, 17-12a607(c), or 17-12a608, and amendments thereto.

15 (2) Neither the administrator nor any employee of the administrator
16 shall be interested as an officer, director, or stockholder in securing any
17 authorization to sell securities under the provisions of this act.

18 (c) *No privilege or exemption created or diminished.* This act does
19 not create or diminish a privilege or exemption that exists at common
20 law, by statute or rule, or otherwise.

21 (d) *Investor education.* (1) The administrator may develop and
22 implement investor education initiatives to inform the public about
23 investing in securities, with particular emphasis on the prevention and
24 detection of securities fraud. In developing and implementing these
25 initiatives, the administrator may collaborate with public and nonprofit
26 organizations with an interest in investor education. The administrator
27 may accept a grant or donation from a person that is not affiliated with
28 the securities industry or from a nonprofit organization, regardless of
29 whether the organization is affiliated with the securities industry, to
30 develop and implement investor education initiatives. This subsection
31 does not authorize the administrator to require participation or monetary
32 contributions of a registrant in an investor education program.

33 (2) There is hereby established in the state treasury the investor
34 education fund. Such fund shall be administered by the administrator for
35 the purposes described in subsection (d)(1) and for the education of
36 registrants, including official hospitality. Moneys collected as civil
37 penalties under this act shall be credited to the investor education fund.
38 The administrator may also receive payments designated to be credited to
39 the investor education fund as a condition in settlements of cases arising
40 out of investigations or examinations. All expenditures from the investor
41 education fund shall be made in accordance with appropriation acts upon
42 warrants of the director of accounts and reports issued pursuant to
43 vouchers approved by the administrator or by a person or persons

1 designated by the administrator. Two years after the effective date of this
2 act, the administrator shall conduct a review and submit a report to the
3 governor and the legislature concerning the expenditures from the
4 investor education fund and the results achieved from the investor
5 education program.

6 Sec. 6. K.S.A. 17-2236 is hereby amended to read as follows: 17-
7 2236. (a) Before entering their respective duties, the administrator, each
8 credit union examiner, and any other employee within the credit union
9 department as determined in accordance with the provisions of K.S.A.
10 75-4104, and amendments thereto, shall give a bond set at a minimum of
11 \$25,000 per individual conditioned upon the faithful and impartial
12 discharge of their respective duties and the proper accounting for all
13 funds which may come into their hands. Such bonds shall be executed by
14 a surety company authorized to do business in this state. Such bonds shall
15 be approved by the committee on surety bonds and insurance and filed,
16 with the approval of such committee endorsed thereon together with the
17 oaths of office of such officers and employees, with the secretary of state.
18 Premium on such bonds shall be paid from the credit union fee fund.
19 Suits may be maintained on such bonds in the name of the state for the
20 use of the party or parties injured by a breach thereof.

21 (b) The administrator shall remit all moneys received by or for the
22 administrator from fees, charges or penalties to the state treasurer in
23 accordance with the provisions of K.S.A. 75-4215, and amendments
24 thereto. Upon receipt of each such remittance, the state treasurer shall
25 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
26 ~~such deposit~~ *The entire amount* shall be credited to the state general fund
27 and the balance shall be credited to the credit union fee fund. All
28 expenditures from such fund shall be made in accordance with
29 appropriation acts upon warrants of the director of accounts and reports
30 issued pursuant to vouchers approved by the administrator or by a person
31 or persons designated by the administrator. The compensation of
32 members and employees, office costs and other actual and necessary
33 expenses of the department and expenses incurred in the administration
34 and enforcement of this act shall be paid from the credit union fee fund.

35 Sec. 7. K.S.A. 17-5610 is hereby amended to read as follows: 17-
36 5610. Every association shall at least four times annually file in the office
37 of the commissioner a statement in such form as the commissioner
38 prescribes. Such report shall show in detail the resources and liabilities of
39 the association at the close of business upon the date determined by the
40 commissioner and shall be verified by the president, treasurer or secretary
41 and shall be filed with the commissioner within 30 days. An association
42 may comply with this section by filing with the commissioner a
43 completed thrift financial report within 30 days of the final day of a

1 reporting period as required by the office of thrift supervision pursuant to
2 12 C.F.R. section 563.180, and amendments thereto. A late penalty fee of
3 \$5 per day shall be charged for each day the report is not received after
4 the due date, but shall not exceed a maximum of \$150. The commissioner
5 shall remit all moneys received by or for the commissioner from fees,
6 charges or penalties to the state treasurer in accordance with the
7 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
8 each such remittance, the state treasurer shall deposit the entire amount in
9 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
10 ~~the state general fund and the balance thereof~~ *The entire amount* shall be
11 credited to the bank commissioner fee fund.

12 Sec. 8. K.S.A. 17-5701 is hereby amended to read as follows: 17-
13 5701. Associations shall pay to the commissioner fees due under the
14 provisions of this section and K.S.A. 17-5702 to 17-5707, inclusive, and
15 amendments thereto. The commissioner shall remit all moneys received
16 by or for the commissioner from fees, charges or penalties to the state
17 treasurer in accordance with the provisions of K.S.A. 75-4215, and
18 amendments thereto. Upon receipt of each such remittance, the state
19 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
20 ~~percent of each such deposit shall be credited to the state general fund~~
21 ~~and the balance~~ *The entire amount* shall be credited to the bank
22 commissioner fee fund.

23 Upon the filing with the commissioner of a certificate of incorporation
24 the incorporators shall simultaneously pay an incorporation fee of \$200.
25 Any savings and loan association incorporated under this act, or any prior
26 act, may extend the duration of time for which such association was
27 organized by a vote of 51% of its shareholders present in person or by
28 proxy at any association annual or special meeting called for that purpose,
29 and such action of the shareholders shall be certified to the state bank
30 commissioner accompanied by a fee of \$12.50.

31 Sec. 9. K.S.A. 20-1a02 is hereby amended to read as follows: 20-
32 1a02. The clerk of the supreme court shall remit all moneys received by
33 or for such clerk from applicants for examination for certified shorthand
34 reporter to the state treasurer in accordance with the provisions of K.S.A.
35 75-4215, and amendments thereto. Upon receipt of each such remittance,
36 the state treasurer shall deposit the entire amount in the state treasury.
37 ~~Twenty percent of each such deposit shall be credited to the state general~~
38 ~~fund, and the balance~~ *The entire amount* shall be credited to the court
39 reporters fee fund. All expenditures from such fund shall be made in
40 accordance with appropriation acts upon warrants of the director of
41 accounts and reports issued pursuant to vouchers approved by the chief
42 justice of the supreme court or by a person or persons designated by the
43 chief justice. Compensation of members and other actual and necessary

1 expenses of the state board of examiners of court reporters shall be paid
2 from such fund as authorized by the rules of the supreme court.

3 Sec. 10. K.S.A. 20-1a03 is hereby amended to read as follows: 20-
4 1a03. The clerk of the supreme court shall remit all moneys received by
5 or for such clerk from applicants for admission to the practice of law in
6 Kansas, except amounts received for immediate remittance to carry out
7 contractual investigation and report of bar applicants to the state treasurer
8 in accordance with the provisions of K.S.A. 75-4215, and amendments
9 thereto. Upon receipt of each such remittance, the state treasurer shall
10 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
11 ~~such deposit shall be credited to the state general fund and the balance~~
12 *The entire amount* shall be credited to the bar admission fee fund. All
13 expenditures from such fund shall be made in accordance with
14 appropriation acts upon warrants of the director of accounts and reports
15 issued pursuant to vouchers approved by the chief justice of the supreme
16 court or by a person or persons designated by the chief justice.
17 Compensation of members and other actual and necessary expenses of
18 the state board of law examiners may be paid from such fund.

19 Sec. 11. K.S.A. 2010 Supp. 31-133a is hereby amended to read as
20 follows: 31-133a. (a) No business shall inspect, install or service portable
21 fire extinguishers or automatic fire extinguishers for commercial cooking
22 equipment without first being certified by the state fire marshal.

23 (b) (1) The state fire marshal shall adopt rules and regulations as
24 provided in K.S.A. 31-134, and amendments thereto, establishing
25 standards for inspection, installation, servicing and testing procedures and
26 minimum insurance requirements of businesses inspecting, installing or
27 servicing portable fire extinguishers or automatic fire extinguishers for
28 commercial cooking equipment. The rules and regulations shall also
29 provide for qualifications and training of any person or persons
30 designated by such business as the person or persons upon whose
31 qualifications and training the certification of the business is based and,
32 on and after January 1, 1991, shall require submission of proof,
33 satisfactory to the state fire marshal, that such qualifications and training
34 have been met.

35 (2) The rules and regulations shall further provide for annual
36 certification of such businesses for a fee of not less than \$25 or more than
37 \$200 for each certification, but no fee shall be charged for any person
38 who is an officer or employee of the state or political or taxing
39 subdivision thereof when that person is acting on behalf of the state or
40 political or taxing subdivision. If the person or persons upon whose
41 qualifications and training the certification of the business is based leave
42 such business, the certification of that business is void.

43 (3) The state fire marshal shall remit all moneys received for fees

1 under this section to the state treasurer in accordance with the provisions
2 of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
3 remittance, the state treasurer shall deposit the entire amount in the state
4 treasury. ~~The state treasurer shall credit 20% of each such deposit to the~~
5 ~~state general fund and shall credit the remainder of~~ *The state treasurer*
6 *shall credit all of* each such deposit to the fire marshal fee fund.

7 (c) Inspection or service of any portable fire extinguisher or
8 automatic fire extinguisher for commercial cooking equipment by any
9 business who is not certified by the state fire marshal as required by this
10 section shall constitute a deceptive act or practice under the Kansas
11 consumer protection act and shall be subject to the remedies and penalties
12 provided by such act.

13 (d) As used in this section:

14 (1) "Automatic fire extinguisher for commercial cooking
15 equipment" means any automatic fire extinguisher mounted directly
16 above or in the ventilation canopy of commercial cooking equipment.

17 (2) "Business" means any person who inspects, services or installs
18 portable fire extinguishers or automatic fire extinguishers for commercial
19 cooking equipment but does not include (A) any person or authorized
20 agent of the person who installs a portable fire extinguisher for protection
21 of the person's own property or business or (B) any individual acting as a
22 representative or employee of a certified business.

23 Sec. 12. K.S.A. 2010 Supp. 31-134 is hereby amended to read as
24 follows: 31-134. (a) Any rules and regulations adopted by the state fire
25 marshal under this act shall comply with the provisions of K.S.A. 77-415
26 et seq., and amendments thereto, except that:

27 (1) In addition to the method of providing notice of the public
28 hearing prescribed by K.S.A. 77-421, and amendments thereto, such
29 notice shall be published three times in at least two newspapers of general
30 circulation, with the last published notice to appear not less than 15 days
31 prior to the public hearing.

32 (2) The state fire marshal shall make available for general
33 distribution upon request copies of any nationally recognized code
34 adopted by reference, marked so as to indicate the provisions thereof
35 which have been so adopted. The state fire marshal may charge a fee for
36 the copies in an amount equal to the cost of the copies and their
37 distribution. Upon collection of any such fees, the state fire marshal shall
38 remit to the state treasurer such fees in accordance with the provisions of
39 K.S.A. 75-4215, and amendments thereto. The state treasurer shall
40 deposit the entire amount in the state treasury. ~~The state treasurer shall~~
41 ~~credit 20% of each such deposit to the state general fund and shall credit~~
42 ~~the remainder~~ *all of* each such deposit to the fire marshal fee fund.

43 (3) In addition to the filing requirements of K.S.A. 77-416, and

1 amendments thereto, the state fire marshal shall publish all such rules and
2 regulations and make the same available for distribution to the general
3 public upon request, but the fire marshal shall not be required to republish
4 the provisions of any nationally recognized code adopted by reference if
5 such provisions are made available for general distribution upon request
6 to the fire marshal's office.

7 (b) The rules and regulations adopted by the state fire marshal under
8 authority of this act shall be known and may be cited as the Kansas fire
9 prevention code. Such rules and regulations shall have uniform force and
10 effect throughout the state. No municipality shall enact or enforce any
11 ordinance, resolution or rule or regulation inconsistent therewith, except
12 that nothing in this act shall be construed to impair the power of any
13 municipality to regulate the use of land by zoning or fire district
14 regulations or to prohibit or regulate the sale, handling, use or storage of
15 fireworks within its boundaries. Whenever a question shall arise as to
16 whether another state statute or an enactment of a municipality is
17 inconsistent with the provisions of the fire prevention code, it shall be the
18 duty of the state fire marshal to make such determination after a hearing
19 thereon with all interested parties conducted in accordance with the
20 provisions of the Kansas administrative procedure act. Any action of the
21 state fire marshal pursuant to this section is subject to review in
22 accordance with the Kansas judicial review act.

23 Sec. 13. K.S.A. 2010 Supp. 36-512 is hereby amended to read as
24 follows: 36-512. (a) The secretary shall remit all moneys received by the
25 secretary under the provisions of this act to the state treasurer in
26 accordance with the provisions of K.S.A. 75-4215, and amendments
27 thereto. Except for moneys remitted under subsection (b), upon receipt of
28 each such remittance the state treasurer shall deposit the entire amount in
29 the state treasury to the credit of the state general fund.

30 (b) The secretary shall remit all moneys received by the secretary
31 from fees from food service establishments located in a municipality
32 where food service inspection services are provided by a local agency
33 under contract with the secretary to the state treasurer in accordance with
34 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
35 of each such remittance, the state treasurer shall deposit the entire amount
36 in the state treasury to the credit of the food service inspection
37 reimbursement fund which is hereby created. ~~On July 1, 1988, and on the~~
38 ~~first day of each month thereafter, the director of accounts and reports~~
39 ~~shall transfer from the food service inspection reimbursement fund to the~~
40 ~~state general fund an amount equal to 20% of all money credited to such~~
41 ~~fund during the preceding month.~~ Expenditures from the food service
42 inspection reimbursement fund shall be made to reimburse each local
43 agency under contract with the secretary for food service inspection

1 services ~~in an amount equal to 80% of~~ *from* the money received from
2 food service establishments in the municipality served by the local
3 agency. All expenditures from the food service inspection reimbursement
4 fund shall be made in accordance with appropriation acts upon warrants
5 of the director of accounts and reports issued pursuant to vouchers
6 approved by the secretary or a person designated by the secretary.

7 Sec. 14. K.S.A. 2010 Supp. 44-324 is hereby amended to read as
8 follows: 44-324. (a) Any proceeding by one or more employees to assert
9 any claim arising under or pursuant to this act may be brought in any
10 court of competent jurisdiction.

11 (b) Whenever the secretary determines under K.S.A. 44-322a, and
12 amendments thereto, that an employee has a valid claim for unpaid wages
13 and determines that the amount of the claim is less than \$10,000, the
14 secretary, upon the written request of the employee, shall take an
15 assignment of the claim in trust for such employee and shall take action
16 appropriate to enforce or defend such claim. Whenever the secretary
17 determines under K.S.A. 44-322a, and amendments thereto, that an
18 employee has a valid claim for unpaid wages and determines that the
19 amount of the claim is equal to or greater than \$10,000, the secretary,
20 upon the written request of the employee, may take an assignment of the
21 claim in trust for such employee and if the assessment is taken, shall take
22 action appropriate to enforce or defend such claim. With the written
23 consent of the assignor, the secretary may settle or adjust any claim
24 assigned pursuant to this subsection. Whenever the secretary takes an
25 assignment of a claim in trust for an employee under this section, the
26 secretary shall charge and collect a fee therefor which fee shall be fixed
27 by rules and regulations adopted by the secretary. The fee fixed by rules
28 and regulations shall be in an amount of not more than \$25 per claim
29 assigned under this section.

30 (c) If the secretary prevails on behalf of the employee, the court
31 shall award a judgment to the agency in an amount equal to the cost of
32 reasonable attorney fees for such action.

33 (d) There is hereby created the wage claims assignment fee fund.
34 The secretary shall remit all moneys received for assignment and attorney
35 fees charged and collected under this section to the state treasurer in
36 accordance with the provisions of K.S.A. 75-4215, and amendments
37 thereto. Upon receipt of each such remittance, the state treasurer shall
38 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
39 ~~such deposit shall be credited to the state general fund and the balance~~
40 *The entire amount* shall be credited to the wage claims assignment fee
41 fund. All expenditures from the wage claims assignment fee fund shall be
42 made in accordance with appropriation acts upon warrants of the director
43 of accounts and reports issued pursuant to vouchers approved by the

1 secretary or by a person or persons designated by the secretary.

2 Sec. 15. K.S.A. 2010 Supp. 44-926 is hereby amended to read as
3 follows: 44-926. (a) The owner or user of a boiler or pressure vessel
4 required by this act to be inspected by the chief inspector or a deputy
5 inspector shall pay directly to the chief inspector, upon completion of
6 inspection, inspection fees fixed by the secretary in accordance with this
7 subsection (a). The secretary shall fix annually, by rules and regulations, a
8 schedule of fees for inspections of pressure vessels installed after January
9 1, 1999, and boilers by state inspectors and may fix different fees for
10 inspection of boilers and pressure vessels in the various categories. Such
11 fees shall not exceed \$500 per day for each boiler or pressure vessel
12 inspected.

13 (b) The owner or user of a boiler or pressure vessel for which an
14 inspection certificate is to be issued pursuant to subsection (b) of K.S.A.
15 44-924, and amendments thereto, shall pay directly to the chief inspector,
16 before issuance of such certificate, a certificate fee fixed by the secretary
17 by rules and regulations of not to exceed \$35.

18 (c) There is hereby created in the state treasury the boiler inspection
19 fee fund. The chief inspector shall pay daily to the secretary all moneys
20 received from the fees established hereunder, and the secretary shall remit
21 all such moneys to the state treasurer in accordance with the provisions of
22 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
23 remittance, the state treasurer shall deposit the entire amount in the state
24 treasury. ~~Twenty percent of such inspection fees shall be credited to the~~
25 ~~state general fund and the balance including all of the certificate fees~~ *The*
26 *entire amount* shall be credited to the boiler inspection fee fund. All
27 expenditures from the boiler inspection fee fund shall be made in
28 accordance with appropriation acts upon warrants of the director of
29 accounts and reports issued pursuant to vouchers approved by the
30 secretary of labor or by a person or persons designated by the secretary.

31 Sec. 16. K.S.A. 2010 Supp. 47-820 is hereby amended to read as
32 follows: 47-820. The board shall remit all moneys received by or for it
33 from fees, charges or penalties to the state treasurer in accordance with
34 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
35 of each such remittance, the state treasurer shall deposit the entire amount
36 in the state treasury. ~~Twenty percent of each such deposit~~ *The entire*
37 *amount* shall be credited to the state general fund and the balance shall be
38 credited to the veterinary examiners fee fund. Costs relating to
39 assessment and enforcement of civil fines shall be credited to the
40 veterinary examiners fee fund from all moneys received that are civil
41 fines and the balance shall be credited to the state general fund. All
42 expenditures from such fund shall be made in accordance with
43 appropriation acts upon warrants of the director of accounts and reports

1 issued pursuant to vouchers approved by the executive director or by a
2 person or persons designated by the executive director.

3 Sec. 17. K.S.A. 49-420 is hereby amended to read as follows: 49-
4 420. (a) The department shall remit all moneys received from the
5 payment of fees or from civil penalties assessed by the secretary,
6 including any interest thereon, to the state treasurer in accordance with
7 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
8 of each such remittance, the state treasurer shall deposit the entire amount
9 in the state treasury. ~~Twenty percent of each such deposit shall be credited~~
10 ~~to the state general fund and the balance~~ *The entire amount* shall be
11 credited to the mined-land conservation and reclamation fee fund. All
12 expenditures from the mined-land conservation and reclamation fee fund
13 shall be made in accordance with appropriation acts upon warrants of the
14 director of accounts and reports issued pursuant to vouchers approved by
15 the secretary or by a person or persons designated by the secretary and
16 may be expended for the administration and enforcement of this act.

17 (b) The mined-land reclamation fund is hereby created in the state
18 treasury. The secretary shall remit all moneys received from the forfeiture
19 of bonds to the state treasurer in accordance with the provisions of K.S.A.
20 75-4215, and amendments thereto. Upon receipt of each such remittance,
21 the state treasurer shall deposit the entire amount in the state treasury to
22 the credit of the mined-land reclamation fund. The expenditures from the
23 mined-land reclamation fund which are used for the reclamation of land
24 shall be made in accordance with appropriation acts upon warrants of the
25 director of accounts and reports issued pursuant to vouchers approved by
26 the secretary or by a person or persons designated by the secretary and
27 shall be expended for reclamation of land affected by open pit, strip pit
28 and surface types of mine operations. Administrative expenses associated
29 with reclamation of the respective sites and not charged directly to the
30 mined-land reclamation fund shall be made by intra-agency transfer to the
31 mined-land conservation and reclamation fee fund.

32 Sec. 18. K.S.A. 2010 Supp. 55-155 is hereby amended to read as
33 follows: 55-155. (a) Operators and contractors shall be licensed by the
34 commission pursuant to this section.

35 (b) Every operator and contractor shall file an application or a
36 renewal application with the commission. Application and renewal
37 application forms shall be prescribed, prepared and furnished by the
38 commission.

39 (c) No application or renewal application shall be approved until the
40 applicant has:

41 (1) Provided sufficient information, as required by the commission,
42 for purposes of identification;

43 (2) submitted evidence that all current and prior years' taxes for

1 property associated with the drilling or servicing of wells have been paid;

2 (3) demonstrated to the commission's satisfaction that the applicant
3 complies with all requirements of chapter 55 of the Kansas Statutes
4 Annotated, *and amendments thereto*, all rules and regulations adopted
5 thereunder and all commission orders and enforcement agreements, if the
6 applicant is registered with the federal securities and exchange
7 commission;

8 (4) demonstrated to the commission's satisfaction that the following
9 comply with all requirements of chapter 55 of the Kansas Statutes
10 Annotated, *and amendments thereto*, all rules and regulations adopted
11 thereunder and all commission orders and enforcement agreements, if the
12 applicant is not registered with the federal securities and exchange
13 commission: (A) The applicant; (B) any officer, director, partner or
14 member of the applicant; (C) any stockholder owning in the aggregate
15 more than 5% of the stock of the applicant; and (D) any spouse, parent,
16 brother, sister, child, parent-in-law, brother-in-law or sister-in-law of the
17 foregoing;

18 (5) paid an annual license fee of \$100, except that an applicant for a
19 license who is operating one gas well used strictly for the purpose of
20 heating a residential dwelling shall pay an annual license fee of \$25;

21 (6) complied with subsection (d); and

22 (7) paid an annual license fee of \$25 for each rig operated by the
23 applicant. The commission shall issue an identification tag for each such
24 rig which shall be displayed on such rig at all times.

25 (d) In order to assure financial responsibility, each operator shall
26 demonstrate annually compliance with one of the following provisions:

27 (1) The operator has obtained an individual performance bond or
28 letter of credit, in an amount equal to \$.75 times the total aggregate depth
29 of all wells (including active, inactive, injection or disposal) of the
30 operator.

31 (2) The operator has obtained a blanket performance bond or letter
32 of credit in an amount equal to the following, according to the number of
33 wells (including active, inactive, injection or disposal) of the operator:

34 (A) Wells less than 2,000 feet in depth: 1 through 5 wells, \$7,500; 6
35 through 25 wells, \$15,000; and over 25 wells, \$30,000.

36 (B) Wells 2,000 or more feet in depth: 1 through 5 wells, \$15,000; 6
37 through 25 wells, \$30,000; and over 25 wells, \$45,000.

38 (3) The operator: (A) Has an acceptable record of compliance, as
39 demonstrated during the preceding 36 months, with commission rules and
40 regulations regarding safety and pollution or with commission orders
41 issued pursuant to such rules and regulations; (B) has no outstanding
42 undisputed orders issued by the commission or unpaid fines, penalties or
43 costs assessed by the commission and has no officer or director that has

1 been or is associated substantially with another operator that has any such
2 outstanding orders or unpaid fines, penalties or costs; and (C) pays a
3 nonrefundable fee of \$100 per year.

4 (4) The operator pays a nonrefundable fee equal to 6% of the
5 amount of the bond or letter of credit that would be required by
6 subsection (d)(2).

7 (5) The state has a first lien on tangible personal property associated
8 with oil and gas production of the operator that has a salvage value equal
9 to not less than the amount of the bond or letter of credit that would be
10 required by subsection (d)(1) or by subsection (d)(2).

11 (6) The operator has provided other financial assurance approved by
12 the commission.

13 (e) Upon the approval of the application or renewal application, the
14 commission shall issue to such applicant a license which shall be in full
15 force and effect until one year from the date of issuance or until
16 surrendered, suspended or revoked as provided in K.S.A. 55-162, and
17 amendments thereto. No new license shall be issued to any applicant who
18 has had a license revoked until the expiration of one year from the date of
19 such revocation.

20 (f) If an operator transfers responsibility for the operation of a well
21 or gas gathering system or for underground porosity storage of natural
22 gas to another person, such operator shall file a notice of transfer of
23 operator with the commission in accordance with rules and regulations of
24 the commission. The commission shall, upon receipt of such notice, send
25 a copy of such notice to the surface owner, as well as the contact
26 information, including name, address, phone number, fax or email
27 address, for a designated representative of the operator. The commission
28 need not send such information if the operator verifies that the notice
29 filed with the commission has been delivered to the surface owner. The
30 commission need not send a copy of notice to the surface owner for
31 transfers of responsibility for the operation of a gas gathering system or
32 for underground porosity storage of natural gas to another person.

33 (g) The commission shall remit all moneys received from fees
34 assessed pursuant to subsection (c)(7) of this section to the state treasurer
35 in accordance with the provisions of K.S.A. 75-4215, and amendments
36 thereto. Upon receipt of each such remittance, the state treasurer shall
37 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
38 ~~such deposit shall be credited to the state general fund and the balance~~
39 *The entire amount* shall be credited to the conservation fee fund created
40 by K.S.A. 55-143, and amendments thereto.

41 (h) The commission shall remit all moneys received pursuant to
42 subsections (d)(3) and (d)(4) to the state treasurer in accordance with the
43 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of

1 each such remittance, the state treasurer shall deposit the entire amount in
2 the state treasury to the credit of the well plugging assurance fund.

3 Sec. 19. K.S.A. 55-176 is hereby amended to read as follows: 55-
4 176. (a) Subject to the provisions of K.S.A. 55-143, and amendments
5 thereto, the commission shall assess operators or their designated agents
6 for all or part of the actual costs and expenses incurred in: (1) The
7 supervision, administration, inspection, investigation; (2) the enforcement
8 of this act and the rules and regulations adopted pursuant to this act; and
9 (3) monitoring and inspecting oil and gas lease salt water and oil storage,
10 disposal and emergency facilities.

11 (b) The commission shall remit all moneys received by or for it for
12 costs or expenses under this section to the state treasurer in accordance
13 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon
14 receipt of each such remittance, the state treasurer shall deposit the entire
15 amount in the state treasury. ~~Twenty percent of each such deposit shall be~~
16 ~~credited to the state general fund and the balance~~ *The entire amount* shall
17 be credited to the conservation fee fund created by K.S.A. 55-143, and
18 amendments thereto.

19 Sec. 20. K.S.A. 55-609 is hereby amended to read as follows: 55-
20 609. (a) Subject to the provisions of K.S.A. 55-143, and amendments
21 thereto, the state corporation commission is hereby authorized and
22 directed to tax and assess against the parties involved in any hearing or
23 application all or any part of the costs incurred therein and also, all or any
24 part of the costs to the state incurred in making necessary investigations
25 and in enforcing its orders under K.S.A. 55-601 to 55-613, inclusive, and
26 amendments thereto, and divide such costs among the parties in such
27 proportion as is just and equitable.

28 (b) The state corporation commission shall remit all moneys
29 received by or for it for costs taxed and assessed under this section to the
30 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
31 amendments thereto. Upon receipt of each such remittance, the state
32 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
33 ~~percent of each such deposit shall be credited to the state general fund~~
34 ~~and the balance~~ *The entire amount* shall be credited to the conservation
35 fee fund created by K.S.A. 55-143, and amendments thereto.

36 (c) Assessments imposed on the basis of a volume measure of
37 production under the authority of this section shall be reported and
38 remitted in the manner provided in K.S.A. 79-4230, and amendments
39 thereto.

40 Sec. 21. K.S.A. 55-711 is hereby amended to read as follows: 55-
41 711. (a) Subject to the provisions of K.S.A. 55-143, and amendments
42 thereto, the state corporation commission is hereby directed to tax and
43 assess against the parties involved in any hearing or application all or any

1 part of the costs incurred therein, also all or any part of the costs to the
2 commission incurred in making the necessary investigations and the
3 enforcement of its orders under K.S.A. 55-701 to 55-713, inclusive, and
4 amendments thereto, and divide such costs among the interested parties in
5 such proportion as may be just and equitable.

6 (b) The state corporation commission shall remit all moneys
7 received by or for it for costs under this section to the state treasurer in
8 accordance with the provisions of K.S.A. 75-4215, and amendments
9 thereto. Upon receipt of each such remittance, the state treasurer shall
10 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
11 ~~such deposit shall be credited to the state general fund and the balance~~
12 *The entire amount* shall be credited to the conservation fee fund created
13 by K.S.A. 55-143, and amendments thereto.

14 (c) Assessments imposed on the basis of a volume measure of
15 production under the authority of this section shall be reported and
16 remitted in the manner provided in K.S.A. 79-4230, and amendments
17 thereto.

18 Sec. 22. K.S.A. 55-901 is hereby amended to read as follows: 55-
19 901. (a) The owner or operator of any oil or gas well which may be
20 producing and which produces salt water or waters containing minerals in
21 an appreciable degree shall have the right to return such waters to any
22 horizon from which such salt waters may have been produced, or to any
23 other horizon which contains or had previously produced salt water or
24 waters containing minerals in an appreciable degree, if the owner or
25 operator of such well makes a written application to the state corporation
26 commission for authority to do so, and written approval has been granted
27 to the owner or operator after investigation by the state corporation
28 commission.

29 (b) The state corporation commission is hereby directed to adopt
30 such rules and regulations as may be just and equitable to carry out the
31 provisions of this section.

32 (c) Subject to the provisions of K.S.A. 55-143, and amendments
33 thereto, the state corporation commission shall assess all or any part of
34 the cost that may be incurred under the provisions of this section against
35 the applicant.

36 (d) The commission shall remit all moneys received by or for it for
37 costs assessed under this section to the state treasurer in accordance with
38 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
39 of each such remittance, the state treasurer shall deposit the entire amount
40 in the state treasury. ~~Twenty percent of each such deposit shall be credited~~
41 ~~to the state general fund and the balance~~ *The entire amount* shall be
42 credited to the conservation fee fund created by K.S.A. 55-143, and
43 amendments thereto.

1 Sec. 23. K.S.A. 58-2011 is hereby amended to read as follows: 58-
2 2011. (a) Whenever a survey originates from a United States public land
3 survey corner or any related accessory, the land surveyor shall file a copy
4 of the report of the completed survey and references to the corner or
5 accessory with the secretary of the state historical society and with the
6 county surveyor for the county or counties in which the survey corner
7 exists. If there is no county surveyor of such county, such report shall be
8 filed with the county engineer. If there is no county engineer, such report
9 shall be filed in the office of the county road department. Reports filed
10 with the secretary of the state historical society may be filed and retrieved
11 using electronic technologies if authorized by the secretary. Such report
12 shall be filed within 30 days of the date the references are made. At the
13 time of filing such report with the secretary of the state historical society,
14 the land surveyor shall pay a filing fee in an amount fixed by rules and
15 regulations of the secretary of the state historical society. Fees charged for
16 filing and retrieval of such reports may be billed and paid periodically.

17 (b) Any person engaged in an activity in which a United States
18 public land survey corner or any related accessory is likely to be altered,
19 removed, damaged or destroyed shall have a person qualified to practice
20 land surveying establish such reference points as necessary for the
21 restoration, reestablishment or replacement of the corner or accessory.
22 The land surveyor shall file a reference report with the secretary of the
23 state historical society and with the county surveyor for the county or
24 counties in which the survey corner exists. Such report shall be filed
25 within 30 days of the date the references are made. At the time of filing
26 such report with the secretary of the state historical society, the land
27 surveyor shall pay a filing fee in an amount fixed by rules and regulations
28 of the secretary of the state historical society.

29 (c) Upon completion of the activity likely to alter, remove, damage
30 or destroy the public land survey corner or related accessory, the land
31 surveyor shall review the survey corner and its accessories. If the survey
32 corner or any accessory has been altered, removed, damaged or
33 destroyed, the land surveyor shall replace the corner or accessory with a
34 survey monument and file a restoration report with the secretary of the
35 state historical society and the county surveyor in the county or counties
36 in which it existed. If the survey corner and accessories are not damaged
37 during the activity, a restoration report so stating shall be filed with the
38 secretary of the state historical society and county surveyor's office. Such
39 report shall be filed within 30 days after the activity is completed. At the
40 time of filing such report with the office of the secretary of the state
41 historical society the land surveyor shall pay a filing fee in an amount
42 fixed by rules and regulations of the secretary of the state historical
43 society.

1 (d) Failure to comply with the filing requirements of this section
2 shall be grounds for the suspension or revocation of the land surveyor's
3 license.

4 (e) The secretary of the state historical society may produce,
5 reproduce and sell maps, plats, reports, studies and records relating to
6 land surveys. The secretary of the state historical society shall charge a
7 fee in an amount to be fixed by rules and regulations of the secretary for
8 the furnishing of information retrieved from records filed pursuant to this
9 section and for reproductions or copies of maps, plats, reports, studies
10 and records filed in such office.

11 (f) All moneys collected by the secretary of the state historical
12 society under the provisions of this section shall be remitted to the state
13 treasurer in accordance with the provisions of K.S.A. 75-4215, and
14 amendments thereto. Upon receipt of each such remittance, the state
15 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
16 ~~percent of each such deposit shall be credited to the state general fund~~
17 ~~and the balance~~ *The entire amount* shall be credited to the land survey fee
18 fund, which is hereby created. All expenditures from such fund shall be
19 made in accordance with appropriation acts upon warrants approved by
20 the secretary of the state historical society or a person designated by the
21 secretary of the state historical society and shall be used only for the
22 purpose of paying the costs incurred in administering the provisions of
23 this act. After the effective date of this act, any reference to the secretary
24 of state in regard to appropriations to the land survey fee fund shall be
25 deemed to refer to the secretary of the state historical society.

26 (g) The failure of any person to have a land surveyor establish
27 reference points as required by subsection (b) shall be a class C
28 misdemeanor.

29 Sec. 24. K.S.A. 58-3074 is hereby amended to read as follows: 58-
30 3074. (a) Except as provided by subsections (b) and (c), the director of
31 the commission shall remit all moneys received by or for the director
32 from fees, charges or penalties to the state treasurer in accordance with
33 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
34 of each such remittance, the state treasurer shall deposit the entire amount
35 in the state treasury. ~~Twenty percent of each such deposit shall be credited~~
36 ~~to the state general fund and the balance~~ *The entire amount* shall be
37 credited to the real estate fee fund established by former K.S.A. 58-3014,
38 and amendments thereto, which fund is hereby continued in existence. All
39 expenditures from such fund shall be made in accordance with
40 appropriation acts upon warrants of the director of accounts and reports
41 issued pursuant to vouchers approved by the director or by a person or
42 persons designated by the director.

43 (b) The director of the commission shall remit all moneys received

1 by or for the director pursuant to K.S.A. 58-3066 through 58-3072, and
2 amendments thereto, to the state treasurer in accordance with the
3 provisions of K.S.A. 75-4215, and amendments thereto. Except as
4 provided by subsections (b) and (d) of K.S.A. 58-3066, and amendments
5 thereto, upon receipt of each such remittance, the state treasurer shall
6 deposit the entire amount in the state treasury to the credit of the real
7 estate recovery revolving fund.

8 (c) The director of the commission shall remit all moneys received
9 by or for the director pursuant to K.S.A. 58-3050, and amendments
10 thereto, to the state treasurer in accordance with the provisions of K.S.A.
11 75-4215, and amendments thereto. Upon receipt of each such remittance,
12 the state treasurer shall deposit the entire amount in the state treasury to
13 the credit of the state general fund.

14 Sec. 25. K.S.A. 2010 Supp. 58-4107 is hereby amended to read as
15 follows: 58-4107. (a) The board shall adopt rules and regulations
16 prescribing the fees provided for by this act in amounts necessary to
17 administer and enforce this act, subject to the following:

18 (1) For application for certification or licensure, a fee not to exceed
19 \$50.

20 (2) For any examination required for certification or licensure, a fee
21 in an amount equal to the actual cost of the examination and
22 administration thereof.

23 (3) For original or renewal certification or licensure, a fee not to
24 exceed \$300.

25 (4) For late renewal of a certificate or license, a late fee not to
26 exceed \$50.

27 (5) For certification to another jurisdiction that an individual is
28 certified or licensed, an amount not exceeding \$25.

29 (6) For approval of a course of instruction approved pursuant to
30 K.S.A. 58-4105, and amendments thereto, an amount not to exceed \$100.

31 (7) For renewal of a course of instruction approved pursuant to
32 K.S.A. 58-4105, and amendments thereto, an amount not to exceed \$25.

33 (8) For reinstatement of active status of a certificate or license, a fee
34 not to exceed \$50.

35 If a certificate or license is issued or renewed for a period other than
36 one year, the fee shall be prorated to the nearest whole month.

37 (b) The board may prescribe a fee not to exceed \$50 for registration
38 of an appraiser pursuant to subsection (b) of K.S.A. 58-4103, and
39 amendments thereto.

40 (c) The board may establish different classes of courses of
41 instruction for the purpose of establishing fees pursuant to subsections (a)
42 (6) and (7) and may establish a different fee for each such class.

43 (d) In addition to the fees prescribed above, the board shall collect

1 any registry fee required pursuant to federal law. Such registry fees shall
2 be transmitted by the board to the appraisal subcommittee of the federal
3 financial institutions examination council in accordance with federal law.

4 (e) Except as provided in subsection (f), the board shall collect all
5 fees provided for by this act. No original or renewed certificate or license
6 shall be issued unless all appropriate fees, including any federal registry
7 fee, have been paid.

8 (f) If a testing service has been designated by the board to administer
9 the examination, each applicant shall pay the examination fee to the
10 testing service.

11 (g) The director of the board shall remit all moneys, received
12 pursuant to this act to the state treasurer in accordance with the provisions
13 of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
14 remittance, the state treasurer shall deposit the entire amount in the state
15 treasury. ~~Twenty percent of each such deposit, other than amounts~~
16 ~~collected for federal registry fees or for civil fines imposed pursuant to~~
17 ~~K.S.A. 58-4118, and amendments thereto, shall be credited to the state~~
18 ~~general fund and the balance~~ *The entire amount* shall be credited to the
19 appraiser fee fund, which is hereby created in the state treasury. All
20 expenditures from such fund shall be made in accordance with
21 appropriations acts upon warrants of the director of accounts and reports
22 issued pursuant to vouchers approved by the chairperson of the board or
23 by a person or persons designated by the chairperson.

24 (h) All amounts collected for federal registry fees shall be credited
25 totally to the federal registry clearing fund, which is hereby created in the
26 state treasury. All disbursements from the federal registry clearing fund
27 shall be made upon warrants of the director of accounts and reports
28 issued pursuant to vouchers approved by the chairperson of the board or
29 by a person or persons designated by the chairperson. Amounts credited
30 to the federal registry clearing fund under this section shall not be subject
31 to any limitations imposed by any appropriations act of the legislature.

32 Sec. 26. K.S.A. 65-6b10 is hereby amended to read as follows: 65-
33 6b10. The secretary of health and environment shall remit all moneys
34 received by the secretary under this act to the state treasurer in
35 accordance with the provisions of K.S.A. 75-4215, and amendments
36 thereto. Upon receipt of each such remittance, the state treasurer shall
37 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
38 ~~such deposit shall be credited to the state general fund, and the balance~~
39 *The entire amount* shall be credited to the amygdalin (laetrile)
40 enforcement fee fund, which fund is hereby created. All expenditures
41 from such fund shall be made in accordance with appropriation acts upon
42 warrants of the director of accounts and reports issued pursuant to
43 vouchers approved by the secretary of health and environment or a person

1 or persons designated by the secretary.

2 Sec. 27. K.S.A. 65-1718 is hereby amended to read as follows: 65-
3 1718. (a) The state board of mortuary arts shall remit all moneys received
4 by or for it from fees, charges or penalties to the state treasurer in
5 accordance with the provisions of K.S.A. 75-4215, and amendments
6 thereto. Upon receipt of each such remittance, the state treasurer shall
7 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
8 ~~such deposit shall be credited to the state general fund and the balance~~
9 *The entire amount* shall be credited to the mortuary arts fee fund. All
10 expenditures from such fund shall be made in accordance with
11 appropriation acts upon warrants of the director of accounts and reports
12 issued pursuant to vouchers approved by the secretary of the state board
13 of mortuary arts or by a person or persons designated by the secretary.

14 (b) On July 1, 1985, the director of accounts and reports shall
15 transfer all moneys in the embalming board fee fund to the mortuary arts
16 fee fund. On July 1, 1985, all liabilities of the embalming board fee fund
17 are hereby imposed upon the mortuary arts fee fund, and the embalming
18 board fee fund is hereby abolished.

19 (c) Whenever the embalming board fee fund, or words of like effect,
20 is referred to or designated by a statute, contract or other document, such
21 reference or designation shall be deemed to apply to the mortuary arts fee
22 fund.

23 Sec. 28. K.S.A. 65-1817a is hereby amended to read as follows: 65-
24 1817a. The board shall remit all moneys received by or for it from fees,
25 charges or penalties to the state treasurer in accordance with the
26 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
27 each such remittance, the state treasurer shall deposit the entire amount in
28 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
29 ~~the state general fund and the balance~~ *The entire amount* shall be credited
30 to the board of barbering fee fund. All expenditures from such fund shall
31 be made in accordance with appropriation acts upon warrants of the
32 director of accounts and reports issued pursuant to vouchers approved by
33 the chairperson of the board or by a person or persons designated by the
34 chairperson.

35 Sec. 29. K.S.A. 65-1951 is hereby amended to read as follows: 65-
36 1951. The board, the director or a person authorized by the board shall
37 remit all moneys received by or for it from fees, charges or penalties to
38 the state treasurer in accordance with the provisions of K.S.A. 72-4215,
39 and amendments thereto. Upon receipt of each such remittance the state
40 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
41 ~~percent of each such deposit shall be credited to the state general fund~~
42 ~~and the balance~~ *The entire amount* shall be credited to the cosmetology
43 fee fund.

1 Sec. 30. K.S.A. 65-2011 is hereby amended to read as follows: 65-
 2 2011. The state board of healing arts shall remit all moneys received by or
 3 for it under this act from fees, charges or penalties to the state treasurer in
 4 accordance with the provisions of K.S.A. 75-4215, and amendments
 5 thereto. Upon receipt of each such remittance, the state treasurer shall
 6 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
 7 ~~such deposit shall be credited to the state general fund and the balance~~
 8 *The entire amount* shall be credited to the healing arts fee fund. All
 9 expenditures from such fund shall be made in accordance with the
 10 provisions of K.S.A. 65-2855, and amendments thereto.

11 Sec. 31. K.S.A. 65-2855 is hereby amended to read as follows: 65-
 12 2855. The board shall remit all moneys received by or for the board from
 13 fees, charges or penalties to the state treasurer in accordance with the
 14 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
 15 each such remittance, the state treasurer shall deposit the entire amount in
 16 the state treasury. ~~Twenty percent of such amount shall be credited to the~~
 17 ~~state general fund and the balance~~ *The entire amount* shall be credited to
 18 the healing arts fee fund. All expenditures from the healing arts fee fund
 19 shall be made in accordance with appropriation acts upon warrants of the
 20 director of accounts and reports issued pursuant to vouchers approved by
 21 the president of the board or by a person or persons designated by the
 22 president.

23 Sec. 32. K.S.A. 2010 Supp. 65-2911 is hereby amended to read as
 24 follows: 65-2911. (a) The board may adopt such rules and regulations as
 25 necessary to carry out the purposes of this act. The executive director of
 26 the board shall keep a record of all proceedings under this act and a roster
 27 of all persons licensed or certified under the act. The roster shall show the
 28 name, address, date and number of the original license or certificate, and
 29 the renewal thereof.

30 (b) (1) The board shall charge and collect in advance fees provided
 31 for in this act as fixed by the board by rules and regulations, subject to the
 32 following limitations:

33	Application based upon certificate of prior examination, not more than.....	\$80
34	Application based on examination, not more than.....	100
35	Exempt license fee, not more than.....	80
36	Annual renewal fee, not more than.....	70
37	Exempt license renewal fee, not more than.....	70
38	Late renewal fee, not more than.....	75
39	Reinstatement fee, not more than.....	80
40	Certified copy of license or certificate, not more than.....	15
41	Duplicate certificate.....	15
42	Temporary permit.....	25
43	Written verification of license.....	25

1 (2) The board shall charge and collect in advance fees for any
2 examination administered by the board under article 29 of chapter 65 of
3 the Kansas Statutes Annotated, *and amendments thereto*, ~~and acts~~
4 ~~amendatory of the provisions thereof or supplemental thereto~~ as fixed by
5 the board by rules and regulations in an amount equal to the cost to the
6 board of the examination. If the examination is not administered by the
7 board, the board may require that fees paid for any examination under
8 article 29 of chapter 65 of the Kansas Statutes Annotated, *and*
9 *amendments thereto*, ~~and acts amendatory of the provisions thereof or~~
10 ~~supplemental thereto~~ be paid directly to the examination service by the
11 person taking the examination.

12 (3) The fees fixed by the board by rules and regulations under article
13 29 of chapter 65 of the Kansas Statutes Annotated, *and amendments*
14 *thereto*, ~~and acts amendatory of the provisions thereof or supplemental~~
15 ~~thereto~~ and in effect immediately prior to the effective date of this act
16 shall continue in effect until different fees are fixed by the board by rules
17 and regulations as provided under this section.

18 (c) The board shall remit all moneys received by or for it from fees,
19 charges or penalties to the state treasurer in accordance with the
20 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
21 each such remittance, the state treasurer shall deposit the entire amount in
22 the state treasury. ~~Twenty percent of such amount shall be credited to the~~
23 ~~state general fund and the balance~~ *The entire amount* shall be credited to
24 the healing arts fee fund. All expenditures from such fund shall be made
25 in accordance with appropriation acts upon warrants of the director of
26 accounts and reports issued pursuant to vouchers approved by the
27 president of the board or by a person or persons designated by the
28 president of the board.

29 Sec. 33. K.S.A. 2010 Supp. 65-4024b is hereby amended to read as
30 follows: 65-4024b. The secretary shall remit all moneys received from
31 fees for licensing alcohol or other drug treatment facilities to the state
32 treasurer in accordance with the provisions of K.S.A. 75-4215, and
33 amendments thereto. Upon receipt of each such remittance, the state
34 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
35 ~~percent of each such deposit shall be credited to the state general fund~~
36 ~~and the balance~~ *The entire amount* shall be credited to the other state fees
37 fund of the department of social and rehabilitation services.

38 Sec. 34. K.S.A. 65-5413 is hereby amended to read as follows: 65-
39 5413. The board shall remit all moneys received by or for it from fees,
40 charges or penalties to the state treasurer in accordance with the
41 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
42 each such remittance, the state treasurer shall deposit the entire amount in
43 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~

1 ~~the state general fund and the balance~~ *The entire amount* shall be credited
 2 to the healing arts fee fund. All expenditures from such fund shall be
 3 made in accordance with appropriation acts upon warrants of the director
 4 of accounts and reports issued pursuant to vouchers approved by the
 5 president of the board or by a person designated by the president of the
 6 board.

7 Sec. 35. K.S.A. 65-5513 is hereby amended to read as follows: 65-
 8 5513. The board shall remit all moneys received by or for it from fees,
 9 charges or penalties to the state treasurer in accordance with the
 10 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
 11 each such remittance, the state treasurer shall deposit the entire amount in
 12 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
 13 ~~the state general fund and the balance~~ *The entire amount* shall be credited
 14 to the healing arts fee fund. All expenditures from such fund shall be
 15 made in accordance with appropriation acts upon warrants of the director
 16 of accounts and reports issued pursuant to vouchers approved by the
 17 president of the board or by a person designated by the president of the
 18 board.

19 Sec. 36. K.S.A. 2010 Supp. 65-6910 is hereby amended to read as
 20 follows: 65-6910. (a) The board shall charge and collect in advance fees
 21 provided for in this act as fixed by the board by rules and regulations,
 22 subject to the following limitations:

23 Application and license fee based upon certificate of prior examination,
 24 not more than.....\$80
 25 Annual renewal fee, not more than.....\$70
 26 Additional renewal fee, not more than.....\$75
 27 Reinstatement fee, not more than.....\$80
 28 Certified copy of license, not more than.....\$15
 29 Temporary permit.....\$25

30 (b) The board shall charge and collect in advance fees for any
 31 examination administered by the board under the athletic trainers
 32 licensure act as fixed by the board by rules and regulations in an amount
 33 equal to the cost to the board of the examination and its administration. If
 34 the examination is not administered by the board, the board may require
 35 that fees paid for any examination under the athletic trainers licensure act
 36 be paid directly to the examination service by the person taking the
 37 examination.

38 (c) The board shall remit all moneys received from fees, charges or
 39 penalties to the state treasurer in accordance with the provisions of
 40 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
 41 remittance, the state treasurer shall deposit the entire amount in the state
 42 treasury. ~~Twenty percent of each such deposit shall be credited to the state~~
 43 ~~general fund and the balance~~ *The entire amount* shall be credited to the

1 healing arts fee fund. All expenditures from such fund shall be made in
2 accordance with appropriation acts upon warrants of the director of
3 accounts and reports issued pursuant to vouchers approved by the
4 president of the board or by a person designated by the president of the
5 board.

6 Sec. 37. K.S.A. 65-7210 is hereby amended to read as follows: 65-
7 7210. (a) The board shall remit all moneys received by or for it from fees,
8 charges or penalties to the state treasurer in accordance with the
9 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
10 each such remittance, the state treasurer shall deposit the entire amount in
11 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
12 ~~the state general fund and the balance~~ *The entire amount* shall be credited
13 to the healing arts fee fund. All expenditures from such fund shall be
14 made in accordance with appropriation acts upon warrants of the director
15 of accounts and reports issued pursuant to vouchers approved by the
16 president of the board or by a person designated by the president of the
17 board.

18 (b) The provisions of this section shall take effect on and after
19 January 1, 2003.

20 Sec. 38. K.S.A. 2010 Supp. 65-7309 is hereby amended to read as
21 follows: 65-7309. (a) The board shall remit all moneys received by or for
22 the board from fees, charges or penalties to the state treasurer in
23 accordance with the provisions of K.S.A. 75-4215, and amendments
24 thereto. Upon receipt of each such remittance, the state treasurer shall
25 deposit the entire amount in the state treasury. ~~Twenty percent of such~~
26 ~~amount shall be credited to the state general fund and the balance~~ *The*
27 *entire amount* shall be credited to the healing arts fee fund. All
28 expenditures from the healing arts fee fund shall be made in accordance
29 with appropriation acts upon warrants of the director of accounts and
30 reports issued pursuant to vouchers approved by the president of the
31 board or by a person or persons designated by the president.

32 (b) This section shall take effect on and after July 1, 2005.

33 Sec. 39. K.S.A. 66-1,155 is hereby amended to read as follows: 66-
34 1,155. The chairperson of the corporation commission shall remit all
35 moneys received by or for it from fees, charges or penalties to the state
36 treasurer in accordance with the provisions of K.S.A. 75-4215, and
37 amendments thereto. Upon receipt of each such remittance, the state
38 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
39 ~~percent of each such deposit shall be credited to the state general fund~~
40 ~~and the balance~~ *The entire amount* shall be credited to the gas pipeline
41 inspection fee fund. All expenditures from such fund shall be made in
42 accordance with appropriation acts upon warrants of the director of
43 accounts and reports issued pursuant to vouchers approved by the

1 chairperson or by a person or persons designated by the chairperson.

2 Sec. 40. K.S.A. 66-1503 is hereby amended to read as follows: 66-
3 1503. (a) (1) The state corporation commission shall determine within 15
4 days after each quarter-year for each such quarter-year, the total amount
5 of its expenditures during such period of time and the total amount of
6 expenditures of the citizens' utility ratepayer board during such period of
7 time. The total amount shall include the salaries of members and
8 employees and all other lawful expenditures of the commission and the
9 board, including all expenditures in connection with investigations or
10 appraisals made under the provisions of K.S.A. 66-1502, and
11 amendments thereto, except that there shall not be included in such total
12 amount of expenditures for the purpose of this section the expenditures
13 during such period of time which are otherwise provided for by fees and
14 assessments made under other existing laws for the regulation of motor
15 carriers or for administering the oil proration and the oil and gas
16 conservation laws.

17 (2) From the amount determined under paragraph (1) of this
18 subsection, the commission shall deduct (A) all amounts collected under
19 K.S.A. 66-1502, and amendments thereto, during such period of time and
20 (B) the amounts of all fees collected during such period of time under the
21 provisions of subsection (b)(1) of K.S.A. 66-1a01, and amendments
22 thereto.

23 (3) To the remainder after making the deductions under paragraph
24 (2) of this subsection, the commission shall add such amount as in its
25 judgment may be required to satisfy any deficiency in the prior
26 assessment period's assessment and to provide for anticipated increases in
27 necessary expenditures for the current assessment period.

28 (b) The amount determined under subsection (a) shall be assessed by
29 the commission against all public utilities and common carriers subject to
30 the jurisdiction of the commission and shall not exceed, during any fiscal
31 year, the greater of \$100 or 0.2% of the respective utility's or common
32 carrier's gross operating revenues derived from intrastate operation as
33 reflected in the last annual report filed with the commission pursuant to
34 K.S.A. 66-123, and amendments thereto, prior to the beginning of the
35 commission's fiscal year or made available to the commission upon
36 request. Such assessment shall be paid to the commission within 15 days
37 after the notice of assessment has been mailed to such public utilities and
38 common carriers, which notice of assessment shall constitute demand of
39 payment thereof.

40 (c) The commission shall remit all moneys received by or for it for
41 the assessment imposed under this section to the state treasurer in
42 accordance with the provisions of K.S.A. 75-4215, and amendments
43 thereto. Upon receipt of each such remittance, the state treasurer shall

1 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
2 ~~such deposit shall be credited to the state general fund and the balance~~
3 *The entire amount* shall be credited to the public service regulation fund.

4 Sec. 41. K.S.A. 74-715 is hereby amended to read as follows: 74-
5 715. There is hereby created in the state treasury a fund to be called the
6 workmen's compensation fee fund. The workers compensation director
7 shall remit all moneys received by or for such director from fees, charges
8 or penalties which prior to the effective date of this act was required by
9 law to be credited to the workmen's compensation fee fund to the state
10 treasurer in accordance with the provisions of K.S.A. 75-4215, and
11 amendments thereto. Upon receipt of each such remittance, the state
12 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
13 ~~percent of each such deposit shall be credited to the state general fund~~
14 ~~and the balance~~ *The entire amount* shall be credited to the workmen's
15 compensation fee fund. All expenditures from the workmen's
16 compensation fee fund shall be made in accordance with appropriation
17 acts upon warrants of the director of accounts and reports issued pursuant
18 to vouchers approved by the workmen's compensation director or by a
19 person or persons designated by the director.

20 Sec. 42. K.S.A. 74-1108 is hereby amended to read as follows: 74-
21 1108. The executive administrator of the board of nursing shall remit all
22 moneys received by the board from fees, charges or penalties, other than
23 moneys received under K.S.A. 74-1109, and amendments thereto, to the
24 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
25 amendments thereto. Upon receipt of each such remittance, the state
26 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
27 ~~percent of each such deposit shall be credited to the state general fund~~
28 ~~and the balance~~ *The entire amount* shall be credited to the board of
29 nursing fee fund. All expenditures from such fund shall be made in
30 accordance with appropriation acts upon warrants of the director of
31 accounts and reports issued pursuant to vouchers approved by the
32 president of the board or by a person or persons designated by the
33 president.

34 Sec. 43. K.S.A. 74-1405 is hereby amended to read as follows: 74-
35 1405. (a) The board at its first meeting day of each year shall elect from
36 its members a president, vice-president and secretary. The board shall
37 have a common seal. The board shall hold two regular meetings each year
38 at times to be fixed by the board, and special meetings at such other times
39 as may be necessary.

40 (b) Members of the Kansas dental board attending meetings of such
41 board, or attending a subcommittee meeting thereof authorized by such
42 board, or conducting examinations for dental or dental hygienists licenses
43 or conducting inspections of dental laboratories required by K.S.A. 65-

1 1438, and amendments thereto, shall be paid compensation, subsistence
2 allowances, mileage and other expenses as provided in K.S.A. 75-3223,
3 and amendments thereto. Members of the board conducting examinations
4 for dental or dental hygienists licenses may receive amounts for
5 compensation, subsistence allowances, mileage or other expenses from a
6 nonstate agency for conducting such examinations but no member
7 receiving any such amounts shall be paid any compensation, subsistence
8 allowances, mileage or other expenses under this section for conducting
9 such examinations.

10 (c) The official office of the board shall be in Topeka. Meetings
11 shall be held in Topeka or at such other places as the board shall
12 determine to be most appropriate. Service of process may be had upon the
13 board by delivery of process to the secretary of state who shall mail the
14 same by registered or certified mail to the executive director of the board.

15 (d) The board may appoint an executive director who shall be in the
16 unclassified service of the Kansas civil service act. The executive director
17 shall receive an annual salary fixed by the board and approved by the
18 governor. The executive director shall be the legal custodian of all
19 property, money, minutes, records, and proceedings and seal of the board.

20 (e) The board in its discretion may affiliate as an active member
21 with the national association of dental examiners and any organization of
22 one or more state boards for the purpose of conducting a standard
23 examination of candidates for licensure as dentists or dental hygienists
24 and pay regular dues to such association or organization, and may send
25 members of the board to the meetings of the national association and the
26 meetings of any organization of state boards of dental examiners
27 organized for the purpose of conducting a standard examination of
28 candidates for licensure as dentists and dental hygienists.

29 (f) The executive director shall remit all moneys received by or for
30 such executive director from fees, charges or penalties to the state
31 treasurer in accordance with the provisions of K.S.A. 75-4215, and
32 amendments thereto. Upon receipt of each such remittance, the state
33 treasurer shall deposit the entire amount in the state treasury. ~~Twenty-~~
34 ~~percent of each such deposit shall be credited to the state general fund~~
35 ~~and the balance~~ *The entire amount* shall be credited to the dental board
36 fee fund. All expenditures from such fund shall be made in accordance
37 with appropriation acts upon warrants of the director of accounts and
38 reports issued pursuant to vouchers approved by the president of the
39 board or by a person or persons designated by the president.

40 Sec. 44. K.S.A. 74-1503 is hereby amended to read as follows: 74-
41 1503. At the regular meeting of the board in April of every year it shall
42 elect from its own membership a president, a vice-president and a
43 secretary-treasurer.

1 Members of the board of examiners in optometry attending meetings
2 of such board, or attending a subcommittee meeting thereof authorized by
3 such board, shall be paid compensation, subsistence allowances, mileage
4 and other expenses as provided in K.S.A. 75-3223, and amendments
5 thereto. The board may appoint a secretary-treasurer who shall be in the
6 unclassified service of the Kansas civil service act. The secretary-
7 treasurer shall receive an annual salary which shall be fixed by the board
8 and approved by the state finance council. The board shall remit all
9 moneys received by or for it from fees, charges or penalties to the state
10 treasurer in accordance with the provisions of K.S.A. 75-4215, and
11 amendments thereto. Upon receipt of each such remittance, the state
12 treasurer shall deposit the entire amount in the state treasury. ~~Twenty-~~
13 ~~percent of each such deposit shall be credited to the state general fund~~
14 ~~and the balance~~ *The entire amount* shall be credited to the optometry fee
15 fund. All expenditures from such fund shall be made in accordance with
16 appropriation acts upon warrants of the director of accounts and reports
17 issued pursuant to vouchers approved by the president of the board or by
18 a person or persons designated by the president.

19 Sec. 45. K.S.A. 74-1609 is hereby amended to read as follows: 74-
20 1609. The executive secretary of the board shall be the executive officer
21 in charge of the office of the board. Such secretary shall make, keep, and
22 be in charge of all records and record books required to be kept by such
23 board, including a record of all registrations and permits required under
24 this act, and shall attend to the correspondence of the board and perform
25 such other duties as the board may require in carrying out and
26 administering this act.

27 The executive secretary shall receive and receipt for all fees collected
28 under this act. The executive secretary of the board shall remit all moneys
29 received by or for such secretary from fees, charges or penalties to the
30 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
31 amendments thereto. Upon receipt of each such remittance, the state
32 treasurer shall deposit the entire amount in the state treasury. ~~Twenty-~~
33 ~~percent of each such deposit shall be credited to the state general fund~~
34 ~~and the balance~~ *The entire amount* shall be credited to the state board of
35 pharmacy fee fund which is hereby created. All expenditures from such
36 fund shall be made in accordance with appropriation acts upon warrants
37 of the director of accounts and reports issued pursuant to vouchers
38 approved by the executive secretary or by the president of the board, or
39 both, as the board shall determine.

40 Sec. 46. K.S.A. 74-2704 is hereby amended to read as follows: 74-
41 2704. All fees and payments required to be paid by applicants for
42 examinations or licenses, shall be paid to the executive director of the
43 Kansas state board of cosmetology or the board's designee. The executive

1 director, or the board's designee, shall remit all moneys received from
2 fees, charges or penalties to the state treasurer in accordance with the
3 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
4 each such remittance, the state treasurer shall deposit the entire amount in
5 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
6 ~~the state general fund and the balance~~ *The entire amount* shall be credited
7 to the cosmetology fee fund. All expenditures from such fund shall be
8 made in accordance with appropriation acts upon warrants of the director
9 of accounts and reports issued pursuant to vouchers approved by the
10 executive director or by a person or persons designated by the board.

11 Sec. 47. K.S.A. 74-3903 is hereby amended to read as follows: 74-
12 3903. The abstracters' board of examiners shall remit all moneys received
13 by or for it from fees, charges or penalties to the state treasurer in
14 accordance with the provisions of K.S.A. 75-4215, and amendments
15 thereto. Upon receipt of each such remittance, the state treasurer shall
16 deposit the entire amount in the state treasury. ~~Twenty percent of each~~
17 ~~such deposit shall be credited to the state general fund and the balance~~
18 *The entire amount* shall be credited to the abstracters' fee fund. All
19 expenditures from such fund shall be made in accordance with
20 appropriation acts upon warrants of the director of accounts and reports
21 issued pursuant to vouchers approved by the chairperson of the board or
22 by a person or persons designated by chairperson.

23 Sec. 48. K.S.A. 2010 Supp. 74-50,188 is hereby amended to read as
24 follows: 74-50,188. (a) There is hereby established in the state treasury
25 the athletic fee fund to be administered by the chairperson of the
26 commission or the chairperson's designee. All moneys received by or for
27 the commission from fees, charges or penalties shall be remitted to the
28 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
29 amendments thereto, who shall deposit the entire amount thereof in the
30 state treasury to the credit of the athletic fee fund ~~until July 1, 2007.~~
31 ~~Thereafter, 20% of each such deposit shall be credited to the state general~~
32 ~~fund and the balance shall be credited to the athletic fee fund.~~ All
33 expenditures from such fund shall be made in accordance with
34 appropriation acts upon warrants of the director of accounts and reports
35 issued pursuant to vouchers approved by the boxing commissioner or the
36 commissioner's designee. All moneys credited to the athletic fee fund
37 shall be expended for the administration of the powers, duties, functions
38 and operating expenses of the commission and the boxing commissioner.

39 (b) On or before the 10th of each month, the director of accounts and
40 reports shall transfer from the state general fund to the athletic fee fund
41 established in subsection (a) interest earnings based on:

42 (1) The average daily balance of money in the athletic fee fund for
43 the preceding month; and

1 (2) the net earnings rate of the pooled money investment fund
2 portfolio for the preceding month.

3 Sec. 49. K.S.A. 2010 Supp. 74-5805 is hereby amended to read as
4 follows: 74-5805. At the first meeting of the board in every year it shall
5 elect from its own membership a chairman and vice-chairman. The board
6 shall appoint one of its own members or some other person to serve as
7 executive officer of the board. The executive officer shall be in the
8 unclassified service of the Kansas civil service act and shall receive
9 compensation fixed by the board with the approval of the state finance
10 council.

11 Members of the board attending meetings of such board, or attending
12 a subcommittee meeting thereof authorized by such board, shall be paid
13 compensation, subsistence allowances, mileage and other expenses as
14 provided in K.S.A. 75-3223, and amendments thereto. The board shall
15 remit all moneys received by or for it from fees, charges or penalties to
16 the state treasurer in accordance with the provisions of K.S.A. 75-4215,
17 and amendments thereto. Upon receipt of each such remittance, the state
18 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
19 ~~percent of each such deposit shall be credited to the state general fund~~
20 ~~and the balance~~ *The entire amount* shall be credited to the hearing
21 instrument board fee fund. All expenditures from such fund shall be made
22 in accordance with appropriation acts upon warrants of the director of
23 accounts and reports issued pursuant to vouchers approved by the
24 executive officer or by a person or persons designated by such executive
25 officer.

26 Sec. 50. K.S.A. 2010 Supp. 74-6708 is hereby amended to read as
27 follows: 74-6708. (a) The commission is authorized to receive any gifts,
28 grants, or donations made for any of the purposes of its program and to
29 disburse and administer all such gifts, grants and donations and moneys
30 appropriated to the commission in accordance with the terms thereof.

31 (b) The commission is authorized to fix and collect reasonable fees
32 for services and materials provided by the commission.

33 (c) There is hereby established the commission on disability
34 concerns fee fund. The commission shall remit all moneys received by or
35 for it from fees to the state treasurer in accordance with the provisions of
36 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
37 remittance, the state treasurer shall deposit the entire amount in the state
38 treasury. ~~Twenty percent of each such deposit shall be credited to the state~~
39 ~~general fund and the balance~~ *The entire amount* shall be credited to the
40 commission on disability concerns fee fund. All expenditures from such
41 fund shall be made in accordance with appropriation acts upon warrants
42 of the director of accounts and reports issued pursuant to vouchers
43 approved by the chairperson of the commission on disability concerns, or

1 by a person or persons designated by the chairperson and secretary of
2 commerce.

3 Sec. 51. K.S.A. 2010 Supp. 74-7009 is hereby amended to read as
4 follows: 74-7009. (a) The following nonrefundable fees shall be collected
5 by the board:

6 (1) For an original license, issued upon the basis of an examination
7 given by the board, an application fee in the sum of not more than \$200
8 plus an amount, to be determined by the board, equal to the cost of any
9 examination required by the board in each branch of the technical
10 professions;

11 (2) for a license by reciprocity under K.S.A. 74-7024, and
12 amendments thereto, an application fee of not more than \$500;

13 (3) for a certificate of authorization for a business entity, the sum of
14 not more than \$300;

15 (4) for the biennial renewal of a license, the sum of not more than
16 \$200;

17 (5) for the biennial renewal of a certificate of authorization for a
18 business entity, the sum of not more than \$300; and

19 (6) for the renewal of a certificate of authorization pursuant to
20 subsection (e) of K.S.A. 74-7036, and amendments thereto, ~~one-half~~ ½ of
21 the renewal fee required by paragraph (5) of this subsection.

22 (b) On or before November 15, each year, the board shall determine
23 the amount necessary to administer the provisions of K.S.A. 74-7001 et
24 seq., and amendments thereto, for the ensuing calendar year including the
25 amount to be credited to the state general fund, and shall fix the fees for
26 such year at the sum deemed necessary for such purposes.

27 (c) The board shall remit all moneys received by or for it from fees,
28 charges or penalties to the state treasurer in accordance with the
29 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
30 each such remittance, the state treasurer shall deposit the entire amount in
31 the state treasury. ~~Twenty percent of each such deposit shall be credited to~~
32 ~~the state general fund and the balance~~ *The entire amount* shall be credited
33 to the technical professions fee fund, which fund is hereby created. All
34 expenditures from such fund shall be made in accordance with
35 appropriation acts upon warrants of the director of accounts and reports
36 issued pursuant to vouchers approved by the chairperson of the board or
37 by a person or persons designated by the chairperson.

38 Sec. 52. K.S.A. 74-7506 is hereby amended to read as follows: 74-
39 7506. The behavioral sciences regulatory board shall remit all moneys
40 received by or for it from fees, charges or penalties to the state treasurer
41 in accordance with the provisions of K.S.A. 75-4215, and amendments
42 thereto. Upon receipt of each such remittance, the state treasurer shall
43 deposit the entire amount in the state treasury. ~~Twenty percent of each~~

1 ~~such deposit shall be credited to the state general fund and the balance~~
2 *The entire amount* shall be credited to the behavioral sciences regulatory
3 board fee fund, which is hereby established. All expenditures from the
4 behavioral sciences regulatory board fee fund shall be made in
5 accordance with appropriation acts upon warrants of the director of
6 accounts and reports issued pursuant to vouchers approved by the
7 chairperson of the behavioral sciences regulatory board or by a person or
8 persons designated by the chairperson.

9 Sec. 53. K.S.A. 2010 Supp. 75-1119b is hereby amended to read as
10 follows: 75-1119b. The board of accountancy shall remit all moneys
11 received by or for it under the provisions of this act from fees, charges or
12 penalties to the state treasurer in accordance with the provisions of
13 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
14 remittance, the state treasurer shall deposit the entire amount in the state
15 treasury. ~~Twenty percent of each such deposit shall be credited to the state~~
16 ~~general fund and the balance~~ *The entire amount* shall be credited to the
17 board of accountancy fee fund.

18 Sec. 54. K.S.A. 2010 Supp. 75-1308 is hereby amended to read as
19 follows: 75-1308. The commissioner shall keep a record of all fees
20 collected by the commissioner, together with a record of all expenses
21 incurred in the administration of programs regulated by the division of
22 banking and in the administration of programs regulated by the division
23 of consumer and mortgage lending. The bank commissioner shall remit
24 all moneys received by or for the commissioner from such fees to the
25 state treasurer in accordance with the provisions of K.S.A. 75-4215, and
26 amendments thereto. Upon receipt of each such remittance, the state
27 treasurer shall deposit the entire amount in the state treasury. ~~Twenty~~
28 ~~percent of each such deposit shall be credited to the state general fund~~
29 ~~and the balance~~ *The entire amount* shall be credited to the bank
30 commissioner fee fund. All expenditures from the bank commissioner fee
31 fund shall be made in accordance with appropriation acts upon warrants
32 of the director of accounts and reports issued pursuant to vouchers
33 approved by the bank commissioner or by a person or persons designated
34 by the commissioner.

35 Sec. 55. K.S.A. 2010 Supp. 75-1514 is hereby amended to read as
36 follows: 75-1514. (a) The commissioner of insurance shall remit all
37 moneys received by the commissioner under subsection (a) of K.S.A. 75-
38 1508, and amendments thereto, to the state treasurer in accordance with
39 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
40 of each such remittance, the state treasurer shall deposit the entire amount
41 in the state treasury to the credit of the fire marshal fee fund ~~for the fiscal~~
42 ~~years ending June 30, 2003, and June 30, 2004, and the state treasurer~~
43 ~~shall credit 20% of each such deposit to the state general fund and shall~~

1 credit the remainder of each such deposit to the fire marshal fee fund for
2 the fiscal year ending June 30, 2005, and ensuing fiscal years.

3 (b) There is hereby created the fire marshal fee fund in the state
4 treasury. All expenditures from the fire marshal fee fund shall be made in
5 accordance with appropriations acts upon warrants of the director of
6 accounts and reports issued pursuant to vouchers approved by the state
7 fire marshal or a person or persons designated by the state fire marshal.

8 (c) The commissioner of insurance shall remit all moneys received
9 by the commissioner under subsection (b) of K.S.A. 75-1508, and
10 amendments thereto, to the state treasurer in accordance with the
11 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
12 each such remittance, the state treasurer shall deposit the entire amount in
13 the state treasury to the credit of the emergency medical services board
14 operating fund.

15 (d) The commissioner of insurance shall remit all moneys received
16 by the commissioner under subsection (c) of K.S.A. 75-1508, and
17 amendments thereto, to the state treasurer in accordance with the
18 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
19 each such remittance, the state treasurer shall deposit the entire amount in
20 the state treasury to the credit of the fire service training program fund.

21 Sec. 56. K.S.A. 2010 Supp. 84-9-801 is hereby amended to read as
22 follows: 84-9-801. **Uniform commercial code fee fund.** (a) There is
23 hereby created in the state treasury the uniform commercial code fee
24 fund.

25 (b) The secretary of state shall remit to the state treasurer at least
26 monthly all fees received by the secretary of state for providing
27 information concerning filings under article 9 of chapter 84 of the Kansas
28 Statutes Annotated, *and amendments thereto*. Upon receipt of any such
29 remittance, the state treasurer shall deposit the entire amount in the state
30 treasury and credit ~~20% of the amount to the state general fund and the~~
31 ~~balance~~ *the entire amount* to the uniform commercial code fee fund.

32 (c) All expenditures from the uniform commercial code fee fund
33 shall be made in accordance with appropriation acts upon warrants of the
34 director of accounts and reports issued pursuant to vouchers approved by
35 the secretary of state or a person or persons designated by the secretary of
36 state.

37 (d) If information regarding filings in the office of the secretary of
38 state is provided by a register of deeds, the fee to be collected from the
39 customer shall be an amount fixed by rules and regulations adopted by
40 the secretary of state. The rules and regulations adopted by the secretary
41 of state shall specify the amount the register of deeds shall remit to the
42 county treasurer for deposit into the county general fund. The register of
43 deeds shall remit at least monthly the remainder of all such fees collected

1 to the state treasurer. The state treasurer shall deposit the entire amount in
2 the state treasury and shall credit ~~20% of the amount to the state general~~
3 ~~fund and the remainder~~ *the entire amount* to the uniform commercial code
4 fee fund.

5 Sec. 57. K.S.A. 1-204, 17-12a601, 17-2236, 17-5610, 17-5701, 20-
6 1a02, 20-1a03, 49-420, 55-176, 55-609, 55-711, 55-901, 58-2011, 58-
7 3074, 65-6b10, 65-1718, 65-1817a, 65-1951, 65-2011, 65-2855, 65-5413,
8 65-5513, 65-7210, 66-1,155, 66-1503, 74-715, 74-1108, 74-1405, 74-
9 1503, 74-1609, 74-2704, 74-3903, 74-7506 and 75-3170 and K.S.A. 2010
10 Supp. 9-1703, 16a-2-302, 31-133a, 31-134, 36-512, 44-324, 44-926, 47-
11 820, 55-155, 58-4107, 65-2911, 65-4024b, 65-6910, 65-7309, 74-50,188,
12 74-5805, 74-6708, 74-7009, 75-1119b, 75-1308, 75-1514, 75-3170a and
13 84-9-801 are hereby repealed.

14 Sec. 58. This act shall take effect and be in force from and after its
15 publication in the statute book.

16