

## Senate Concurrent Resolution No. 1601

By Senator Hilderbrand

12-19

1 A PROPOSITION to amend article 11 of the constitution of the state of  
2 Kansas by adding a new section thereto, concerning the state highway  
3 fund in the state treasury.

4 *Be it resolved by the Legislature of the State of Kansas, two-thirds of*  
5 *the members elected (or appointed) and qualified to the Senate and two-*  
6 *thirds of the members elected (or appointed) and qualified to the House*  
7 *of Representatives concurring therein:*

8 Section 1. The following proposition to amend the constitution of  
9 the state of Kansas shall be submitted to the qualified electors of the state  
10 for their approval or rejection: Article 11 of the constitution of the state of  
11 Kansas is hereby amended by adding a new section thereto to read as  
12 follows:

13 "**§ 14. State Highway Fund.** (a) On and after July 1, 2021, moneys  
14 shall be appropriated, expended or transferred from the state highway  
15 fund that is established and maintained in the state treasury only as  
16 follows:

17 (1) To cities on the state highway system for transportation projects;

18 (2) for the construction, improvement, reconstruction and  
19 maintenance of the state highway system;

20 (3) for improvements in transportation programs to aid elderly  
21 persons, persons with disabilities and the general public;

22 (4) for any purpose specified pursuant to a comprehensive  
23 transportation program;

24 (5) for the support and maintenance of the department of  
25 transportation;

26 (6) for the expenses of administering the motor vehicle registration  
27 and drivers' license laws; and

28 (7) for the payment of losses to department of transportation  
29 employees authorized pursuant to law.

30 (b) Under no circumstances shall moneys be transferred from the  
31 state highway fund or appropriated or expended from the state highway  
32 fund for any purpose not provided for in this section.

33 (c) The legislature may enact laws to carry out the purposes of this  
34 section."

35 Sec. 2. The following statement shall be printed on the ballot with  
36 the amendment as a whole:

1       "*Explanatory statement.* The purpose of this amendment is to prevent  
2 transfers and limit expenditures from the state highway fund to only those  
3 items related to transportation set forth in the amendment.

4       "A vote for this amendment would provide that moneys credited to the  
5 state highway fund would only be used for those purposes set forth in the  
6 amendment as prescribed by law.

7       "A vote against this amendment would make no changes in current  
8 law concerning the state's finances."

9       Sec. 3. This resolution, if approved by two-thirds of the members  
10 elected (or appointed) and qualified to the Senate, and two-thirds of the  
11 members elected (or appointed) and qualified to the House of  
12 Representatives shall be entered on the journals, together with the yeas  
13 and nays. The secretary of state shall cause this resolution to be published  
14 as provided by law and shall cause the proposed amendment to be  
15 submitted to the electors of the state at the general election in the year  
16 2020 unless a special election is called at a sooner date by concurrent  
17 resolution of the legislature, in which case it shall be submitted to the  
18 electors of the state at the special election.