

HOUSE CONCURRENT RESOLUTION NO. ____

A PROPOSITION to amend article 11 of the constitution of the state of Kansas by adding a new section thereto; concerning the creation of a transportation trust fund to secure moneys for long-term investment in transportation infrastructure.

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

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

"§ 14. Transportation trust fund. (a) There shall be established within the state treasury a transportation trust fund to secure moneys for long-term investment in transportation infrastructure.

(b) The following shall be deposited into the transportation trust fund:

(1) All moneys generated by any special tax authorized by section 10 of this article;

(2) all moneys generated by any tax the object of which is transportation that is levied by law by the legislature;

(3) all moneys generated by fees the legislature may impose by law on registration of vehicles for transportation purposes;

(4) all proceeds of any bonds issued on behalf of the state for transportation purposes;

(5) all moneys received from the federal government for transportation purposes;

(6) earnings on any moneys in the transportation trust fund; and

(7) any other moneys the legislature may by law directly deposit into the transportation trust fund.

(c) The legislature shall not enact any law redirecting or diverting for any other purpose any moneys deposited into the transportation trust fund or any taxes or fees dedicated to the transportation trust fund.

(d) No moneys shall be drawn from the transportation trust fund except in pursuance of a specific appropriation made by law in accordance with this subsection. The legislature may appropriate moneys from the transportation trust fund only for capital expenditures to construct or maintain roads, bridges, rail or airports or when expending federal moneys from the transportation trust fund for any purpose for which such federal moneys may be used."

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

"Explanatory statement. The purpose of this amendment is to establish a transportation trust fund in the state treasury to designate moneys for long-term investment in transportation infrastructure. The legislature would be prohibited from redirecting or diverting moneys deposited in the transportation trust fund or any taxes or fees dedicated to the transportation trust fund for any other purpose. Moneys in the

transportation trust fund could be used only for capital expenditures to construct or maintain roads, bridges, rail or airports or for any purpose for which federal transportation moneys may be used.

"A vote for this proposition would amend the constitution of the state of Kansas to require that a transportation trust fund be established in the state treasury to designate moneys for long-term investment in transportation infrastructure.

"A vote against this proposition would not amend the constitution of the state of Kansas and would allow the legislature to decide whether to redirect or divert certain moneys from long-term investment in roads, bridges, rail or airports for other purposes."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.