

# KANSAS REGISTER



State of Kansas

**BILL GRAVES**  
Secretary of State

Vol. 7, No. 46

November 17, 1988

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## State of Kansas

**DEPARTMENT OF HEALTH  
AND ENVIRONMENT****NOTICE OF HEARING**

The technical committee of the Kansas Department of Health and Environment will conduct a public hearing on information contained in the preliminary report about the application to license dispensing opticians. The hearing is scheduled for 10 a.m. Thursday, January 5, in Room 313-S, State Capitol, Topeka.

Persons desiring to provide oral testimony should contact Cathy Rooney at (913) 296-1281. Written comments will be accepted until the date of the hearing and should be addressed to Cathy Rooney, Bureau of Adult and Child Care, Kansas Department of Health and Environment, Landon State Office Building, 10th Floor, 900 S.W. Jackson, Topeka 66612-1290.

STANLEY C. GRANT, Ph.D.  
Secretary of Health  
and Environment

Doc. No. 007208

## State of Kansas

**STATE BANK COMMISSIONER  
STATE BANKING BOARD****NOTICE OF MEETING**

The State Banking Board will meet at 9:30 a.m. Monday, November 21, in the conference room of the State Banking Department, Suite 300, 700 Jackson, Topeka. The board reviews matters relating to its supervisory authority set forth in K.S.A. 9-1801 *et seq.*

W. NEWTON MALE  
State Bank Commissioner

Doc. No. 007173

## State of Kansas

**BOARD OF INDIGENTS'  
DEFENSE SERVICES****NOTICE OF MEETING**

The State Board of Indigents' Defense Services will meet at 1 p.m. Friday, December 2, in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka.

For additional information, contact Ron Miles, Director, Board of Indigents' Defense Services, Landon State Office Building, Room 506, Topeka 66612, (913) 296-4505.

RONALD E. MILES  
Director

Doc. No. 007192

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Phone: (913) 296-3489

**State of Kansas**  
**DEPARTMENT OF HUMAN RESOURCES**  
**KANSAS ADVISORY COMMITTEE ON**  
**EMPLOYMENT OF THE HANDICAPPED**

**NOTICE OF MEETING**

The Kansas Advisory Committee on Employment of the Handicapped will meet at 1:30 p.m. Friday, December 2, in the second floor conference room, 1430 S. Topeka Blvd., Topeka. The meeting is open to the public.

DENNIS R. TAYLOR  
 Secretary of Human Resources

Doc. No. 007210

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**  
**DIVISION OF ARCHITECTURAL SERVICES**

**NOTICE OF COMMENCEMENT**  
**OF NEGOTIATIONS**  
**FOR TECHNICAL SERVICES**

Notice is hereby given of the commencement of negotiations for a contract for soil testing services for electrical service for the maximum security facility, Kansas State Penitentiary, Lansing.

Any questions or expressions of interest should be directed to Norman Moody, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before December 2.

EDWARD A. DE VILBISS, AIA  
 Director, Division of  
 Architectural Services

Doc. No. 007213

**State of Kansas**  
**DEPARTMENT OF ADMINISTRATION**  
**DIVISION OF ARCHITECTURAL SERVICES**

**NOTICE OF COMMENCEMENT**  
**OF NEGOTIATIONS FOR**  
**ARCHITECTURAL/ENGINEERING AND**  
**TECHNICAL SERVICES**

Notice is hereby given of the commencement of negotiations for architectural/engineering and surveying services for the installation of a security fence at the Youth Center at Topeka.

Any questions or expressions of interest should be directed to Gary Grimes, Acting Assistant Director, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, prior to December 2.

EDWARD A. DE VILBISS, AIA  
 Director, Division of  
 Architectural Services

Doc. No. 007215

**State of Kansas**  
**KANSAS WATER AUTHORITY**

**NOTICE OF MEETING**

The Kansas Water Authority will meet November 30 at the Black Angus Steak Ranch in Great Bend. Copies of the agenda may be obtained by contacting Dotty Kester, Kansas Water Office, Suite 200, 109 S.W. 9th, Topeka 66612-1215, (913) 296-3185.

JOHN L. BALDWIN  
 Chairman

Doc. No. 007221

**State of Kansas**  
**SOCIAL AND REHABILITATION SERVICES**  
**KANSAS COMMISSION FOR THE**  
**DEAF AND HEARING IMPAIRED**

**NOTICE OF MEETING**

The Kansas Commission for the Deaf and Hearing Impaired will meet at 10 a.m. Friday, December 9, in the Perry Annex, Conference Room C, on the Topeka State Hospital grounds. This is a transitional meeting for both the old and new board members. The new board members will be introduced and a new chairman of the board will be elected.

DAVID S. ROSENTHAL  
 Executive Director

Doc. No. 007218

**State of Kansas**  
**KANSAS STATE UNIVERSITY**

**NOTICE TO BIDDERS**

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 for additional information.

**Tuesday, November 29, 1988**

**#90047**

**Pollinating Supplies**

**Wednesday, November 30, 1988**

**#90046**

**Carbon Dioxide Analyzer**

WILLIAM H. SESLER  
 Director of Purchasing

Doc. No. 007211

## State of Kansas

## ATTORNEY GENERAL

Opinion No. 88-149

**Elections—School District Elections—Change of Residence of Board Member Outside School District; Residence Defined.** William H. Dye, Attorney at Law, Foulston, Smith, Powers & Eberhardt, Wichita, November 7, 1988.

To determine whether a member of a board of education of a unified school district has changed residence, thereby disqualifying that board member from service on the board, the member's actions and intention must be considered by the county election officer. Cited herein: K.S.A. 25-108, 25-407, 25-2022a; K.S.A. 1987 Supp. 77-201, *Twenty-third*. MWS

Opinion No. 88-156

**Counties and County Officers—Planning and Zoning—Regulations Inapplicable to Existing Uses; Agricultural Purposes; Mobile Homes; Conditional Use Permits.** John A. Potucek II, Sumner County Counselor, Wellington, November 7, 1988.

K.S.A. 19-2921 prohibits the exercise of county zoning authority affecting property being used for an agricultural purpose. Whether or not a particular mobile home is being used for an agricultural purpose depends upon the relevant facts; placing a mobile home in an area zoned agricultural does not automatically dictate that the mobile home is being used for an agricultural purpose. Cited herein: K.S.A. 1987 Supp. 19-101a; K.S.A. 19-2901; 19-2908; 19-2921; K.S.A. 1987 Supp. 19-2960; K.S.A. 75-1211. TMN

Opinion No. 88-157

**Cities and Municipalities—Public Recreation and Playgrounds—Powers of Recreation Commission; Acquisition of Real Property by Purchase or Lease.** Representative Nancy Brown, 27th District, Stanley, November 7, 1988.

Recreation commissions are creatures of statute and have only those powers expressly conferred or necessarily implied. The authority to purchase real property generally implies the authority to lease such property. The legislature intended to preclude acquisition of real property by a recreation commission, unless such acquisition occurs by devise, gift or donation. This limitation of authority narrows the scope of a recreation commission's power to contract. Thus, a recreation commission is not authorized to lease real property from a unified school district. However, a commission is authorized to enter into a contract to become a licensee in order to operate a recreation system. Cited herein: K.S.A. 1987 Supp. 12-1924, 12-1928; 1987 House Bill No. 2005; 1987 House Bill No. 2424. MWS

ROBERT T. STEPHAN  
Attorney General

Doc. No. 007216

## State of Kansas

DEPARTMENT OF ADMINISTRATION  
DIVISION OF PURCHASES

## NOTICE TO BIDDERS

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 28, 1988

#27819

Kansas Correctional Industries—CHEMICALS—  
SOAP FACTORY

#76980

Kansas Bureau of Investigation—COLOR CODED  
LABELS

Tuesday, November 29, 1988

#27432

Statewide—DAIRY PRODUCTS

#27516

Statewide—JANUARY (1989) MEAT PRODUCTS

#27557

Kansas State University—JANUARY (1989) MEAT  
PRODUCTS

#76941

Department of Administration, Department of  
Information Systems and Communications—  
MAGNETIC TAPE MEDIA

#76957

Kansas State University—MAGNETIC COMPUTER  
TAPE

#76979

Kansas State University—GRAIN

Wednesday, November 30, 1988

#27915

Winfield State Hospital—NURSING STAFF—  
RELIEF SERVICES

#27518

Statewide—CANNED GOODS

#27524

University of Kansas—JANUARY (1989) MEAT  
PRODUCTS

Thursday, December 1, 1988

#76981

Kansas State Penitentiary—STEEL

Wednesday, December 14, 1988

#76943

Department of Health and Environment—WELL  
DRILLING

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 007214

State of Kansas

LEGISLATURE

INTERIM COMMITTEE SCHEDULE

The following committee meetings have been scheduled during the period of November 21 through December 4:

Date	Room	Time	Committee	Agenda
November 21	423-S	9:00 a.m.	Special Committee on Public Health and Welfare	Committee directions to staff and review of bill drafts on several proposals.
November 21	519-S	10:00 a.m.	Joint Committee on Economic Development	<b>21st:</b> (a.m.) Report by Task Force on the Future of Rural Communities; report on proposed establishment of a Kansas Center for Community Economic Development; and report on targeted minority programs to promote economic development. (p.m.) Update on Community Development Block Grant program; committee discussion and recommendations on topics of tourism and enterprise zones. <b>22nd:</b> (a.m.) Committee discussion and recommendations on topic of foreign direct investment; committee review of reports and draft legislation on export financing and of report on Centers of Excellence.
November 22	519-S	9:00 a.m.		
November 21	526-S	10:00 a.m.	Special Committee on Transportation	Agenda unavailable.
November 22	526-S	9:00 a.m.		
November 22	514-S	1:30 p.m.	Special Committee on Judiciary	Committee review of reports—final instructions to staff.
November 28	519-S	10:00 a.m.	Special Committee on Local Government	Agenda unavailable.
November 29	519-S	9:00 a.m.		
November 28	527-S	10:00 a.m.	Special Committee on Public Health & Welfare	Review of committee report drafts and bill drafts.
November 29	527-S	9:00 a.m.		
November 28	514-S	10:00 a.m.	Legislative Budget Committee	Staff reports re Proposals 25 and 26; committee review of drafts of reports on all proposals.
November 29	514-S	9:00 a.m.		
November 30	519-S	10:00 a.m.	Special Committee on Assessment and Taxation	Agenda unavailable.
December 1	123-S	10:00 a.m.	Joint Committee on State Building Construction	Agenda unavailable.
December 2	123-S	9:00 a.m.		
December 2	527-S	9:30 a.m.	Legislative Coordinating Council	Legislative matters.

WILLIAM R. BACHMAN  
 Director of Legislative  
 Administrative Services

Doc. No. 007219

State of Kansas  
**DEPARTMENT OF HUMAN RESOURCES**  
**ADVISORY COMMITTEE ON**  
**HISPANIC AFFAIRS**  
**NOTICE OF MEETING**

The Advisory Committee on Hispanic Affairs (KACHA) will meet at 9 a.m. Saturday, November 19, at the Memorial Building, Commissioner's Room, 1st and Lincoln, Chanute. The meeting is open to the public.

MARC MARCANO  
 Executive Director

Doc. No. 007222

State of Kansas  
**STATE CORPORATION COMMISSION**

**NOTICE OF MOTOR**  
**CARRIER HEARINGS**

Applications set for hearing are to be heard at 9:30 a.m. on the date indicated before the State Corporation Commission, Docking State Office Building, fourth floor, Topeka, unless otherwise noticed.

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 4th Floor, Docking State Office Building, Topeka 66612, (913) 296-3808 or 296-3364.

Your attention is invited to Kansas Administrative Regulations (K.A.R.) 82-1-228, "Rules of Practice and Procedure Before the Commission."

**Applications set for December 6, 1988**

**Application for Abandonment of Certificate of**  
**Convenience and Necessity:**

Ewing Construction, Inc. ) Docket No. 142,127 M  
 P.O. Box 1157 )  
 Hutchinson, KS 67504 ) MC ID No. 112937

Applicant's Attorney: None

\*\*\*\*\*

**Application for Certificate of Convenience**  
**and Necessity:**

Floyd C. Gunter and ) Docket No. 163,135 M  
 Timothy L. Wiegman, )  
 Sr., dba )  
 K-Mo Limo )  
 9290 Bond, Suite 201 )  
 Overland Park, KS 66214 ) MC ID No. 132615

Applicant's Attorney: None

*Passengers and their baggage,*

Between all points and places in Douglas, Johnson, Leavenworth, Miami, Shawnee and Wyandotte counties.  
 Also,

Passengers in charter party service between all points and places in the above named counties.

**Application for Certificate of Convenience**  
**and Necessity:**

J. D. Horn, Inc. ) Docket No. 163,134 M  
 9815 Shade )  
 Wichita, KS 67212 ) MC ID No. 132463

Applicant's Attorney: Erle Francis, 714 Capitol Federal Building, Topeka, KS 66603

*General commodities,*

Between all points and places in Kansas on and east of U.S. 281.

Also,

Between all points and places in Kansas on and east of U.S. 281, on the one hand, and all points and places in Kansas, on the other.

\*\*\*\*\*

**Application for Abandonment of Certificate of**  
**Convenience and Necessity:**

Sunflower Trucking, Inc. ) Docket No. 138,214 M  
 601 S. Main )  
 Great Bend, KS 67530 ) MC ID No. 116506

Applicant's Attorney: None

\*\*\*\*\*

**Application for Name Change of**  
**Contract Carrier Permit:**

Thies Transportation, Inc. ) Docket No. 120,230 M  
 P.O. Box 1658 )  
 Topeka, KS 66601 ) MC ID No. 103007

Applicant's Attorney: W. Robert Alderson, 1610 S.W. Topeka Blvd., P.O. Box 237, Topeka, KS 66612

(1) *Meat, meat products and meat by-products, dairy products and articles distributed by meat packinghouses, as described in sections A, B, and C of Appendix I, to report in descriptions in motor carrier certificates, 61 M.C.C. 209 and 766,*

From the facilities of Thies Packing Co., Inc., and Ohse Meat Products, Inc., in Topeka, Great Bend and Wichita, Kansas, to points and places in the state of Kansas.

*Materials and supplies, used in the manufacturing and process of (1) above,*

From points and places in the state of Kansas to the facilities of Thies Packing Co., Inc., and Ohse Meat Products, Inc., in Topeka, Great Bend and Wichita, Kansas.

(3) *Livestock,*

Between the facilities of Kansas Top Feeders, Inc., of Great Bend, Kansas, on the one hand, and points and places in Kansas, on the other, under contract with Thies Packing Co. and Ohse Meat Products, Inc.

*Meat, meat products and meat by-products and articles distributed by meat packinghouses, as described in sections A and C of Appendix I, to the report in descriptions in motor carrier certificates, 61 M.C.C. 209 and 766 (except hides and skins),*

Between the facilities of John Morrell & Co., located in the state of Kansas, on the one hand, and all points and places in Kansas, on the other hand. Under contract with John Morrell & Co., of Chicago, Illinois.

Note: This application was filed pursuant to K.A.R. 82-4-27(c). If no protest is timely filed, the application will be considered by the commission without a hearing, pursuant to K.S.A. 66-1,115(a).

\*\*\*\*\*

**Application for Certificate of Convenience and Necessity:**

Waring, Inc. ) Docket No. 163,136 M  
 Route 2, Box 182 )  
 Belleville, KS 66935 ) MC ID No. 132464

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 202, 3601 W. 29th, Topeka, KS 66614

*Hay, grain, dry feed, dry feed ingredients, dry fertilizer, salt, seeds, livestock, construction and building materials, fencing materials, iron and steel articles and machinery.*

Between points and places in the state of Kansas on and west of U.S. 75, on and east of U.S. 283, and on and north of U.S. 54.

Also,

Between the above described areas, on the one hand, and points and places in the state of Kansas, on the other hand.

\*\*\*\*\*

**Application set for December 13, 1988**

**Application for Certificate of Convenience and Necessity:**

Kenneth Hobelman, dba ) Docket No. 163,133 M  
 K & J Trucking )  
 1110 Jefferson )  
 Hebron, NE 68370 ) MC ID No. 121872

Applicant's Attorney: Clyde Christey, Southwest Plaza Bldg., Suite 202, 3601 W. 29th, Topeka, KS 66614

*Hay, grain, dry feed, dry feed ingredients, dry fertilizer, salt, seeds, building and construction materials, fencing materials, machinery and iron and steel articles,*

Between points and places in Kansas in that area of Kansas bounded on the east by U.S. 75, on the south by U.S. 54, on the west by U.S. 283, and on the north by the Kansas-Nebraska state line.

Also,

Between the above described area, on the one hand, and points and places in the state of Kansas, on the other hand.

\*\*\*\*\*

ALFONZO A. MAXWELL  
 Administrator  
 Transportation Division

Doc. No. 007220

**State of Kansas**

**DEPARTMENT OF TRANSPORTATION**

**NOTICE TO CONTRACTORS**

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.S.T. December 15, 1988, and then publicly opened:

**DISTRICT ONE—Northeast**

**Brown—7 C-2366-01—**County road, 0.9 mile south and 1.4 miles east of Hamlin, then east, 0.2 mile, bridge replacement. (Federal Funds)

**Doniphan—22 C-1981-01—**County road, 0.7 mile west and 1.1 miles south of Wathena, then south, 0.1 mile, bridge replacement. (Federal Funds)

**Jackson/Brown—75-106 K-3649-01—**U.S. 75, from the junction of K-9 in Jackson County north to 0.3 mile south of the east junction of U.S. 36 in Brown County, 15.4 miles, recycling. (State Funds)

**Johnson—46 U-1146-01—**75th and Roe Avenue in Prairie Village, traffic signal. (Federal Funds)

**Marshall—58 K-3648-01—**U.S. 77 and K-9 in Marshall County, 18.4 miles, overlay. (State Funds)

**Marshall—36-58 K-3539-01—**U.S. 36, from the Washington-Marshall county line east to the west junction of U.S. 77, north lane and south lane, 7.4 miles, recycling. (State Funds)

**Marshall—99-58 K-1527-01—**K-99, from the junction of U.S. 36 and K-99, north to the Kansas-Nebraska state line, 14.5 miles, overlay. (State Funds)

**Nemaha—63-66 K-3544-01—**K-63, from the west junction of U.S. 36 (Seneca) north to the Kansas-Nebraska state line, 11.1 miles, overlay. (State Funds)

**Nemaha—187-66 K-3553-01—**K-187, from the junction of K-9 north to the junction of U.S. 36, 8.0 miles, overlay. (State Funds)

**Nemaha—66 C-1848-01—**County road, 8.8 miles north and 7.3 miles west of Seneca, then west, 0.2 mile, bridge replacement. (Federal Funds)

**Pottawatomie/Jackson—16-106 K-3653-01—**K-16, from the north junction of K-63 in Pottawatomie County east to the west city limits of Holton in Jackson County, 16.9 miles, overlay. (State Funds)

**Pottawatomie/Marshall—99-106 K-3652-01—**K-99, from the north junction of K-16 in Pottawatomie County north to the south junction of K-9 in Marshall County, 14.2 miles, overlay. (State Funds)

**Shawnee—24-89 K-3538-01—**U.S. 24, from the west city limits of Rossville east to Kansas Avenue in Topeka, 15.9 miles, recycling. (State Funds)

**Wabaunsee—99-99 K-2616-01—**K-99, from the Kansas River bridge 60, 3.1 miles north of K-18, 0.5 mile, bridge replacement. (Federal Funds)

**Wabaunsee—99-99 K-2658-01—**K-99, Kansas River overflow bridges 58 and 59, located 1.2 and 1.9 miles north of K-18, bridge replacement. (Federal Funds)

**DISTRICT TWO—North Central**

**Cloud—28-15 M-1493-01—**K-28, 0.2 miles northwest of

(continued)

the junction of K-9 at Wolf Creek, slide repair. (State Funds)

**Dickinson/Clay**—106 K-3662-01—From the junction of K-15 and K-18 north to the Dickinson-Clay county line and all of K-197 in Clay and Dickinson counties, 15.0 miles, overlay. (State Funds)

**Jewell**—45 C-2041-01—County road, 1.5 miles west and 5.2 miles south of Esbon, then south, 0.1 mile, bridge replacement. (Federal Funds)

**Ottawa/Cloud**—81-106 K-3665-01—U.S. 81, from the junction of K-41 in Ottawa County north to the south city limits of Concordia in Cloud County, 19.3 miles, slurry seal. (State Funds)

**Republic/Washington**—36-106 K-3663-01—U.S. 36, from the east city limits of Belleville in Republic County east to the junction of K-15W in Washington County, 24.5 miles, recycling. (State Funds)

**Republic/Washington**—106 K-3666-01—K-266 and K-139 in Republic County and K-22 in Washington County, 16.6 miles, conventional seal. (State Funds)

**Saline**—85 U-1202-01—Crawford and Front Streets in Salina, traffic signal. (Federal Funds)

**Washington**—36-101 K-3501-01—U.S. 36, two lane/four lane divided east to the Marshall-Washington county line, north lane and south lane, 4.1 miles, recycling. (State Funds)

#### DISTRICT THREE—Northwest

**Cheyenne/Rawlins**—106 K-3658-01—K-27 and K-217 in Cheyenne County and U.S. 36 in Cheyenne and Rawlins counties, 40.4 miles, recycling. (State Funds)

**Logan**—83-55 K-3342-01—U.S. 83, from the Scott-Logan county line, then north, 14.1 miles, recycling. (State Funds)

**Phillips**—74 C-2572-01—County road, 2.0 miles east of Phillipsburg, then west, 0.2 mile, grading, surfacing and bridge. (Federal Funds)

**Rawlins**—77 C-2506-01—County road, 11.9 miles south of McDonald, then south, 0.5 mile, grading and bridge. (Federal Funds)

**Sheridan/Thomas**—106 K-3657-01—K-186 and K-188 in Sheridan County and U.S. 24 in Thomas and Sheridan counties, 28.5 miles, overlay. (State Funds)

**Wallace**—40-100 K-1745-01—U.S. 40, 7.9 miles east of the Colorado-Kansas state line, east to the Wallace-Logan county line, 24.2 miles, overlay. (State Funds)

#### DISTRICT FOUR—Southeast

**Chautauqua**—10 C-0821-01—County road, 4.6 miles west and 2.1 miles north of Sedan, then north, 0.2 mile, bridge replacement. (Federal Funds)

**Cherokee**—69-11 K-3045-01—U.S. 69,  $\frac{3}{4}$  mile south of K-96 at Industrial Park in Columbus, 0.2 mile, intersection improvement. (Federal Funds)

**Elk**—160-25 K-0276-01—U.S. 160, Painterhood bridge 11, 13.9 miles east of the east junction of K-99, 0.4 mile, bridge replacement. (Federal Funds)

**Elk**—160-25 K-2668-01—U.S. 160, Hickory Creek bridge 12, 3.7 miles northwest of the Montgomery-Elk county line, bridge replacement. (Federal Funds)

#### DISTRICT FIVE—Southcentral

**Rush**—83 C-2604-01—County road, 0.7 mile south of

Bison, then south, 0.2 mile, grading and bridge. (Federal Funds)

#### DISTRICT SIX—Southwest

**Grant**—25-34 K-3583-01—K-25, from the north city limits of Ulysses north to the Grant-Kearny county line, 9.9 miles, recycling. (State Funds)

**Haskell**—41 K-3642-01—U.S. 83 and U.S. 160, 36.1 miles, recycling. (State Funds)

**Haskell/Seward**—190-106 K-3645-01—U.S. 160, from the junction of U.S. 56 in Haskell County southeast to the junction of U.S. 83 in Seward County, 10.8 miles, conventional seal. (State Funds)

**Kearny**—25-47 K-3584-01—K-25, from the junction of U.S. 50 in Lakin north to the Kearny-Wichita county line, 22.1 miles, overlay. (State Funds)

**Morton**—56-65 K-3588-01—U.S. 56, from the Oklahoma-Kansas state line northeast to 4.9 miles northeast of FAS 1488, 13.8 miles, recycling. (State Funds)

**Stanton/Grant**—160-106 K-3644-01—U.S. 160, from the north junction of K-27 in Stanton County east to the west city limits of Ulysses in Grant County, 21.4 miles, overlay. (State Funds)

**Stevens**—25-95 K-3585-01—K-25, from the Oklahoma-Kansas state line north to the west junction of U.S. 56, 10.9 miles, conventional seal. (State Funds)

**Wichita**—25-102 M-1533-01—K-25 stockpile bituminous material along K-25, 2 miles south of K-96. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the K.D.O.T. district office responsible for the work.

HORACE B. EDWARDS  
Secretary of Transportation

Doc. No. 007217



(Published in the *Kansas Register*, November 17, 1988.)**NOTICE OF BOND SALE****\$1,307,690****General Obligation Improvement Bonds****Series 1988-C****Leawood, Johnson County, Kansas**

Sealed bids will be received by the undersigned city finance director of Leawood, Johnson County, Kansas, at City Hall, 9617 Lee Blvd., Leawood, until 2 p.m. C.S.T. on Monday, December 5, 1988, at which time such bids will be publicly opened for the sale of the above-captioned general obligation bonds of the city of Leawood to finance the cost of construction of a certain improvement project within said city. Such bids will be considered by the governing body of the city at a meeting to be held at 7:30 p.m. C.S.T. on such date.

The bonds will be designated General Obligation Improvement Bonds, Series 1988-C, in the aggregate principal amount of \$1,307,690, and will consist of fully registered bonds without coupons in the denominations of \$5,000 and any integral multiple thereof, except that a single bond of the issue maturing September 1, 1990 will be in the denomination of \$7,690. All of said bonds will be dated December 1, 1988, and will mature serially on September 1 of each year, as follows:

**Series 1988-C Bonds**

Maturity	Amount
1990	\$87,690
1991	\$85,000
1992	\$85,000
1993	\$85,000
1994	\$85,000
1995	\$85,000
1996	\$85,000
1997	\$85,000
1998	\$85,000
1999	\$90,000
2000	\$90,000
2001	\$90,000
2002	\$90,000
2003	\$90,000
2004	\$90,000

Interest on said bonds from the date thereof at the rates determined when the bonds are sold as hereinafter provided will be payable semiannually on March 1 and September 1 in each year through maturity, commencing on March 1, 1990.

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer, Topeka, Kansas (the paying agent and bond registrar), to the registered owners thereof whose names appear on the registration books maintained by the bond registrar as of the 15th day of the month preceding each interest payment date. The bonds will be registered pursuant to a plan of registration approved by the city and the Kansas Attorney General. The bonds may be registered as fully registered certificated or uncertificated (book entry) bonds at the option of each registered owner.

The city will pay for the fees of the bond registrar for registration and transfer of the bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the

secondary market, other than fees of the bond registrar, will be the responsibility of the bondholders.

The type and denominations of the bonds and the names, addresses and Social Security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the city and bond registrar at least two weeks prior to the closing date. In the absence of such information, the city will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

At the option of the city, bonds maturing on September 1, 1996, and thereafter, will be subject to redemption and payment prior to maturity on September 1, 1995, and on any interest payment date thereafter in whole or in part (in integral multiples of \$5,000) in inverse order of maturity (and by lot within a single maturity) at the redemption price of 100 percent of the principal amount thereof, plus accrued interest to the date fixed for redemption.

If the city shall elect to call any of the bonds for redemption and payment prior to the maturity thereof, the city shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail addressed to the Kansas State Treasurer, said notice to be mailed at least 60 days prior to the redemption date, to the registered owners of said bonds and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease.

All of said bonds will be and constitute the general obligation of the city of Leawood and the full faith and credit of the city shall be pledged to the payment of the principal of and interest on said bonds. Such principal and interest shall be payable from special assessments levied upon property benefitted by the construction of certain improvements and, if not so paid, from ad valorem taxes levied upon all taxable tangible property including land and improvements thereon located within the territorial limits of the city of Leawood, Johnson County, Kansas.

The bonds will be designated "qualified tax-exempt obligations" by the city for the purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

No bids will be considered at a price of less than par and interest accrued on the bonds to date of the payment thereof by the purchaser.

Proposals will be received on bonds bearing such rate or rates of interest as may be specified by the bidders subject to the following conditions. The same rate will apply to all bonds of the same maturity. Each interest rate specified shall be in an even multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No rate shall exceed the most recent 20 bond index as published in *Credit Markets*, New York, New York, on the Monday next preceding the date of sale by more than 2 percent, and the difference between the highest rate specified and lowest rate specified in any bid shall not exceed 2 percent.

One bid shall be submitted for all bonds hereinbefore

(continued)

described on an all or none basis. Bonds will be awarded to the highest and best bidder or bidders on an all or none basis. Determination of the best bid or bidders will be made by deducting the premium bid (if any) from the total interest costs and the bonds will be awarded to the bidder bidding the lowest net interest cost to the city. The city will be entitled to rely on the stated net interest cost in awarding the bonds. If there is any discrepancy between said lowest net interest cost and the rates specified in said bid or the average annual net interest cost specified in said bid, the net interest cost figure shall govern and the rates shall be adjusted accordingly.

The city reserves the right to waive minor irregularities and to reject any or all bids.

The initial reoffering price to the public shall be furnished to the city by the successful bidder at least one week prior to the closing date. A certificate setting forth such initial reoffering price to the public shall be furnished by the successful bidder at closing.

The bonds, printed, executed and registered with the Kansas State Treasurer, will be furnished by the city, and the bonds will be delivered subject to the legal opinion of Linde, Thomson, Langworthy, Kohn & Van Dyke, P.C., Kansas City, Missouri, bond counsel, whose services will be paid for by the city. The opinion of bond counsel will state that under existing laws and regulations and, assuming continued compliance with the covenants contained in the bond ordinance, the interest on the bonds is exempt from federal income taxation, except with respect to certain taxpayers as more specifically described in the official statement of the city.

The bonds will be delivered to the purchaser on or about December 29, 1988, at any such bank or trust company in the state of Kansas, Kansas City, Missouri, Chicago, Illinois, or New York, New York, as specified by the purchaser, or elsewhere at the expense of the purchaser. At the request of the successful bidder, CUSIP identification numbers will be printed on said bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of the CUSIP numbers on said bonds, including the CUSIP Service Bureau's charge for assignment of said numbers, will be paid for by the city.

The population of the city is approximately 18,012. The 1988 assessed valuation of all taxable tangible property within Leawood, Kansas, is \$103,710,888, including motor vehicle valuation of approximately \$24,559,506. The total general obligation bonded indebtedness of Leawood, Kansas, at the date hereof, including the issue of bonds herein offered for sale, is \$11,652,690. In addition, the city of Leawood has temporary notes outstanding in the total amount of \$1,875,000, of which \$1,300,000 will be redeemed and cancelled from the proceeds of the bonds herein offered for sale and prepayments of tax assessments.

A good faith deposit by cashier's or certified check in the amount of 2 percent of the total amount of the bid for the bonds shall accompany each bid.

Additional copies of this notice of bond sale, copies of the city's official statement relating to the bonds, and

further information may be obtained from the undersigned city finance director or George K. Baum & Company, 1004 Baltimore Ave., Kansas City, MO 64105, (816) 474-1100, the city's financial advisor.

Mailed bids should be addressed to Harry Malnicof, City Finance Director, City of Leawood, 9617 Lee Blvd., Leawood, KS 66206, and marked "Bid for Purchase of \$1,307,690 General Obligation Improvement Bonds, Series 1988-C, Leawood, Johnson County, Kansas." Bids may also be delivered to the said officer at Leawood City Hall at or immediately prior to 2 p.m.

Dated at Leawood, Kansas, this 7th day of November, 1988.

HARRY MALNICOF  
City Finance Director

Doc. No. 007212

## State of Kansas SOCIAL AND REHABILITATION SERVICES

### PERMANENT ADMINISTRATIVE REGULATIONS

(Effective January 2, 1989)

The complete text of the following regulations has not been published because of its length and the resulting cost of publication. Copies of the complete text of any of the following regulations may be obtained by contacting the Legal Division, Department of Social and Rehabilitation Services, 6th Floor, Docking State Office Building, Topeka 66612, (913) 296-3969.

#### Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

1. 30-5-58. **Definitions.** This regulation is being amended to change the name of the Early and Periodic Screening, Diagnosis and Treatment Program to the "Kan Be Healthy Program" in the definitions of "Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program Participant", "Early and Periodic Screening, Diagnosis and Treatment (EPSDT) "Dental Only Participant," and "Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Vision Only Participant."

2. 30-5-81. **Scope of hospital services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program"; to add the requirement of prior authorization to the coverage of liver transplants; and to add the coverage of liver transplants for adult medicaid program recipients. The requirements that recipients must be Early and Periodic Screening, Diagnosis and Treatment Program Participants is being deleted.

3. 30-5-82. **Scope of rural health clinic services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program"; to update the name of the Medicaid/MediKan Program; to delete licensed practical nurses as covered home health nursing providers in rural health clinics; and to make technical changes.

4. 30-5-83. **Scope of services for ambulatory surgical centers.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

5. 30-5-86. **Scope of services by community mental health centers.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

6. 30-5-87. **Scope of early and periodic screening, diagnosis and treatment (EPSDT).** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

7. 30-5-87a. **Reimbursement for early and periodic screening, diagnosis and treatment (EPSDT).** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

8. 30-5-88. **Scope of physician services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program"; to add the requirement of prior authorization to the coverage of liver transplants; to allow physician extenders to provide adult care home certifications and recertifications; and to add the coverage of liver transplants for adult medicaid program recipients. The requirements that recipients must be Early and Periodic Screening, Diagnosis and Treatment Program Participants is being deleted.

9. 30-5-89. **Scope of home health services.** This regulation is being amended to:

Delete the requirements that recipients must be homebound or would require institutionalization in a hospital or adult care home in order to receive home health services; add the requirements that home health services shall be available when a physician has developed a plan of treatment; add the requirements that home health services must be documented as medically necessary; add that nursing care may be provided by a licensed practical nurse; change the name of the EPSDT Program to the "Kan Be Healthy Program"; add immunizations as a covered service; and add the coverage and limitations in K.A.R. 30-5-108 and 30-5-166 to the medical supplies provided as part of home health services.

10. 30-5-92. **Scope of pharmacy services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

11. 30-5-100. **Scope of dental services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program" and to add that emergency dental services for Kan Be Healthy Program participants may be provided without a medical screening and a dental screening.

12. 30-5-101. **Scope of chiropractic services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

13. 30-5-103. **Scope of podiatric services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

14. 30-5-104. **Scope of psychological services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

15. 30-5-108. **Scope of services for durable medical equipment, medical supplies, orthotics, and prosthetics.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

16. 30-5-112. **Scope of local health department services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program" and to add immunizations as a covered service.

17. 30-5-113. **Scope of advanced registered nurse practitioner services.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program."

18. 30-5-155. **Scope of early and periodic screening, diagnosis and treatment services for adult medikan program recipients.** This regulation is being amended to change the name of the EPSDT Program to the "Kan Be Healthy Program" and to make technical changes.

#### Article 6.—MEDICAL ASSISTANCE PROGRAM—CLIENT'S ELIGIBILITY FOR PARTICIPATION

1. 30-6-53. **Financial eligibility.** This regulation is being amended so that sections (c) and (d) of this regulation are not applicable in determining eligibility for poverty level Medicare beneficiaries. Persons with a spenddown are not eligible for the new program, and thus, no medical expenses can be deducted to lower the spenddown. This change is being made to accommodate the new provisions of K.A.R. 30-6-86.

This regulation is being further amended to permit the use of medical expenses which are paid for by a public program of the state, other than medicaid, to meet spenddown in the medical assistance programs.

2. 30-6-86. **Poverty level medicare beneficiaries; determined eligibles.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-6-86. **Poverty level medicare beneficiaries; determined eligibles.** Each applicant or recipient shall meet the general eligibility requirements of K.A.R. 30-6-50 and the specific eligibility requirements set forth below. (a) Age, blindness or disability. Each individual must meet the age, blindness or disability requirements of K.A.R. 30-6-85.

(b) Financial eligibility. Eighty-five percent of the official federal nonfarm poverty level shall be used as the protected income level for the number of persons in the plan and any other persons whose income is considered. Total applicable income to be considered in the eligibility base period shall be compared against the poverty level for the base period. To be eligible under this provision, the total applicable income shall not exceed the poverty level established for the base period. The individual must also not own nonexempt real or personal property with a resource value in excess of two times the allowable amount specified in K.A.R. 30-6-107 for the number of persons whose nonexempt resources are considered available to the individual.

(c) Assistance provided. Assistance under this provision shall be limited to the payment of allowable medicare premiums, deductibles and coinsurance.

3. 30-6-103. **Determined eligibles; protected income levels.** This regulation is being amended to increase the protected income level for persons in independent living arrangements from \$354 to \$368 for one person. This increase is being made to parallel the 4 percent cost-of-

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living increase in the Supplemental Security Income (SSI) benefits which takes effect on January 1, 1989.

This regulation is being further amended to provide that the protected income level for medicare beneficiaries who qualify under the provisions of K.A.R. 30-6-86 equal 85 percent of the official federal nonfarm poverty level. This change is being made to accommodate the new provisions of K.A.R. 30-6-86.

**4. 30-6-107. Property exemption.** This regulation is being amended to increase the allowable resource standard from \$1,900 to \$2,000 for one person and from \$2,850 to \$3,000 for two or more persons.

This regulation is being further amended to provide that ownership of property with a resource value in excess of two times the above levels shall render the assistance family group ineligible for medical assistance in SSI for Medicare beneficiaries who meet the provisions of K.A.R. 30-6-86. This change is being made to accommodate the new provisions of K.A.R. 30-6-86.

#### Article 10.—MEDICAID/MEDIKAN PROGRAM—ADULT CARE HOMES

**1. 30-10-1a. Adult care home program definitions.** This regulation is being amended to:

Change the definition of "Routine services and supplies" to read as follows:

(k) "Routine services and supplies" mean services and supplies that are commonly stocked for use by or provided to any resident. They are to be included in the provider's cost report.

(1) Routine services and supplies may include:

- (A) All general nursing services;
- (B) items which are furnished routinely to all residents;
- (C) items stocked at nursing stations in large quantities and distributed or utilized individually in small quantities;
- (D) routine items covered by the pharmacy program when ordered by a physician for occasional use; and
- (E) items which are used by individual residents but which are reusable and expected to be available in a facility.

(2) Routine services and supplies are distinguished from non-routine services and supplies which are ordered or prescribed by a physician on an individual or scheduled basis. Medication ordered may be considered non-routine if:

- (A) It is not a stock item of the facility; or
- (B) it is a stock item with unusually high usage by the individual for whom prior authorization may or may not be required.

(3) Routine services and supplies do not include ancillary services and other medically necessary services as defined in subsection (1) and also do not include those services and supplies the resident must provide.

Change the definition of "Heavy care" to read as follows:

(dd) "Heavy care" means the care required by a resident that takes more time, services and supplies than the care provided an average adult care home or swing-bed hospital resident. Heavy care requires prior authorization before reimbursement.

Change the definition of "General accounting rules" to read as follows:

(11) "General accounting rules" mean the generally accepted accounting principles as established by the American institute of certified public accountants except as otherwise specifically indicated by adult care home program policies and regulations. Any adoption of these principles does not supersede any specific regulations and policies of the adult care home program. Make technical changes.

**2. 30-10-1b. Adult care home facilities.** This regulation is being amended by deleting subsection (c) and by renumbering the remaining subsections.

**3. 30-10-7. Certification and recertification by physicians.** This regulation is being amended to add "or physician extender" as being able to certify that services are required to be given on an inpatient basis and being able to establish a plan before authorization of payment. The physician extender's certification is subject to review by a screening team designated by the secretary.

**4. 30-10-11. Personal needs fund.** This regulation is being amended to:

Use the term "provider" rather than "facility";

Use the term "per diem" rate rather than "basic" rate;

Use the term "personal needs fund" rather than "personal fund";

Indicate that the provider is required to accept a resident's personal needs fund to hold, safeguard, and provide an accounting, upon the written authorization of the resident or representative, or upon appointment of the provider as the resident's representative payee;

Clarify that a resident's funds shall be kept separate from the provider's operating funds, activity funds, resident council funds and from the funds of any person other than another resident in that facility;

Change the amount of a resident's money that a provider may keep in a non-interest bearing account or petty cash fund from \$500.00 to \$50.00 and delete the provision that if a resident's monthly personal needs allowance increases, the facility may increase the threshold amount by an amount equal to the increase in the personal needs allowance;

Provide that the provider shall, within 15 days of receipt of the money, deposit in an interest-bearing account any funds in excess of \$50.00 from an individual resident;

Provide that for a resident's personal needs fund that the provider has received and that are deposited in an account outside the facility, the provider, upon request or upon the resident's transfer or discharge, must within 15 business days return to the resident, the legal guardian or the representative payee the balance of the funds;

Clarify subsection (f) on the duties on change of provider by stating that upon change of providers, the former provider must furnish the new provider with a written account of each resident personal needs fund to be transferred, and obtain a written receipt for those funds from the new provider. Further, in the event of a disagreement with the accounting provided by the previous provider or the new provider, the resident shall retain all rights and remedies provided under state law;

Provide that the provider shall use generally accepted accounting principles in maintaining a system of accounting for expenditures from the recipient's personal needs fund; and

Make technical changes.

5. **30-10-15a. Reimbursement.** This regulation is being amended to:

Change subsection (b) to read as follows:

(b) Payment for routine services and supplies, pursuant to K.A.R. 30-10-1a(k), shall be included in the per diem reimbursement and such services and supplies shall not be otherwise billed or reimbursed.

(1) The following durable medical equipment, medical supplies and other items and services may be considered routine unless used in excessive quantities:

- (A) Alternating pressure pads and pumps;
- (B) armboards;
- (C) bedpans, urinals and basins;
- (D) bed rails, beds and mattresses and mattress covers;
- (E) canes;
- (F) commodes;
- (G) crutches;
- (H) denture cups;
- (I) dialysis, supplies and maintenance;
- (J) dressing items, including applicators, tongue blades, tape, gauze, bandages, band-aides, pads and compresses, ace bandages, vaseline gauze, cotton balls, slings, triangle bandages and pressure pads;
- (K) emesis basins and bath basins;
- (L) enemas and enema equipment;
- (M) facial tissues and toilet paper;
- (N) footboards;
- (O) footcradles;
- (P) gel pads or cushions;
- (Q) geri-chairs;
- (R) gloves, rubber or plastic;
- (S) heating pads;
- (T) heat lamps and examination lights;
- (U) humidifiers;
- (V) ice bags and hot water bottles;
- (W) intermittent positive pressure breathing (IPPB) machines;
- (X) I.V. stands and clamps;
- (Y) laundry, including personal laundry;
- (Z) lifts;
- (AA) nebulizers;
- (BB) occupational therapy;
- (CC) oxygen masks, stands, tubing, regulators, hoses, catheters, cannulae and humidifiers;
- (DD) parenteral and enteral infusion pumps;
- (EE) patient gowns, pajamas and bed linens;
- (FF) physical therapy;
- (GG) restraints;
- (HH) sheepskins and foam pads;
- (II) speech therapy;
- (JJ) sphygmomanometers, stethoscopes and other examination equipment;
- (KK) stretchers;
- (LL) suction pumps and tubing;
- (MM) syringes and needles, except insulin syringes and needles for diabetics that are covered by the pharmacy program;
- (NN) thermometers;
- (OO) traction apparatus and equipment;
- (PP) underpads and adult diapers, disposable and non-disposable;
- (QQ) walkers;
- (RR) water pitchers, glasses and straws;

- (SS) weighing scales;
- (TT) wheelchairs;
- (UU) irrigation solution, i.e. H2O and normal saline;
- (VV) lotions, creams and powders, including baby lotion, oil and powders;
- (WW) first-aid type ointments;
- (XX) skin antiseptics such as alcohol;
- (YY) antacids;
- (ZZ) mouthwash;
- (AAA) over-the-counter analgesics;
- (BBB) two types of laxatives;
- (CCC) two types of stool softeners; and
- (DDD) nutritional supplements.

(2) Urinary supplies. Urinary catheters and accessories shall be covered services in the medicaid/medikan program when billed through the durable medical equipment or medical supply provider.

(3) Nutritional therapy. Total nutritional replacement therapy that is not prior authorized shall be a routine service.

Provide that payment shall be made for allowable non-routine services and items if prior authorization requirements as defined in K.A.R. 30-5-58 are met; and

Make technical changes.

6. **30-10-15b. Financial data.** This regulation is being amended to:

Provide that standardized definitions, accounting, statistics, and reporting practices which are widely accepted in the adult care home and related fields shall be followed, except to the extent that they may conflict with or be superseded by state or federal medicaid requirements;

Provide that the cost data on the cost report shall be in accordance with state and federal medicaid requirements and general accounting principles, shall be based on the accrual basis of accounting, and may include a current use value of the provider's fixed assets used in patient care;

Delete the language that states "Evidence of financial insolvency shall cause any waiting periods under this subsection to be suspended. In such a case, the secretary of the agency may take immediate and appropriate action to protect the care and rights of the residents of any facility involved in this or any other action of non-compliance."; and

Make technical changes.

7. **30-10-16. Heavy care.** This regulation is being amended to provide that the additional reimbursement for heavy care shall be offset to the cost center of benefit on the adult care home financial and statistical report.

8. **30-10-17. Cost reports.** This regulation is being amended to:

Provide that for cost reporting purposes, each provider shall submit the adult care home financial and statistical report in the form and according to attached instructions adopted by reference;

Provide that if a provider has more than one facility, and if one of those facilities is reimbursed on the basis of projected cost data, the provider shall allocate central office costs to each facility being paid rates from projected cost data at the end of the provider's designated fiscal year for all other related facilities. The method used to allocate central office costs to those facilities filing proj-

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ected cost reports shall be consistent with the method used to allocate such costs to those facilities filing historical cost reports;

Provide that if the cost report has not been received by the agency by the close of business on the due date, all further payments to the provider shall be withheld and suspended until the complete adult care home financial and statistical report has been received;

Delete the language which indicates that the provider's current rate shall be reduced to the lowest rate in the state for the level of care in which the provider participates if the cost report is not received by the agency by the close of business on the due date;

Provide that each provider required to file a projected cost report and who operates more than one facility, either in-state or out-of-state, shall allocate central office costs to each facility being paid rates from the projected cost data at the end of the provider's fiscal year that ends during the projection period;

Provide that an interim settlement, based on a desk review of the historical cost report for the projection period, may generally be determined within 90 days after the provider is notified of the new rate determined from such cost report; and

Make technical changes.

**9. 30-10-18. Rates of reimbursement.** This regulation is being amended to:

Provide that per diem rates shall be limited by cost centers and percentile maximums, except where there is a special class of facilities approved by the federal department of health and human services. (A) The cost centers and percentile limits shall be as follows: (i) Administration—75th percentile; (ii) property—85th percentile; (iii) room and board—90th percentile; and (iv) health care—90th percentile. (B) The property cost center maximum shall consist of the plant operating costs and an adjustment for the real and personal property fees. (C) The percentile maximums are determined from an annual array of the most recent historical costs of each provider in the data base;

Provide that the per diem rate or rates for newly constructed adult care homes shall be based on a projected cost report submitted in accordance with subsection (f) of K.A.R. 30-10-17. No rate shall be paid until an adult care home financial and statistical report is received. The provider may submit a projected adult care home financial and statistical report if it has a bed addition of 25 percent or more. Limitations established for existing facilities providing the same level of care shall apply. The effective date of the per diem rate shall be accordance with subsection (b) of K.A.R. 30-10-19;

Indicate that the new provider may file a projected cost report when the new provider increases the number of beds by 25 percent or more or when the care of the residents may be at risk because the per diem rate of the previous provider is not sufficient for the new provider to provide care and services in conformity with applicable state and federal laws, regulations, and quality and safety standards;

Delete the language which indicates "(B) the new owner increases the number of beds by more than 10%, but less than 25%. The projected cost report shall be restricted to the construction costs normally included in the prop-

erty cost center; (C) the new owner makes capital improvements to the facility that are in excess of \$100,000.00 and that benefit patient care, are required for recertification of the facility or that will substantially reduce operations costs";

Provide that if a provider no longer operates a facility with an identified overpayment, the settlement shall be recouped from a facility owned or operated by the same provider or provider corporation unless other arrangements have been made to reimburse the agency. A net settlement may be made when a provider has more than one facility involved in settlements;

Change the language in subsection (i)(1)(B) to read: the last historic cost report filed with the agency if the provider has actively participated in the program during the most recent 24 months, and if the per diem rate to be paid is sufficient reimbursement for providing the economic and efficient care and services required by program laws and regulations; and

Make technical changes.

**10. 30-10-19. Rates, effective dates.** This regulation is being amended to:

Provide that the effective date of the projected and final rate for a new provider, as set forth in paragraph (e)(2) of K.A.R. 30-10-18, shall be the later of the date of the receipt of the adult care home financial and statistical report or the date the new construction is certified;

Delete the language which indicates the effective date of the rate for the period prior to the certification of the new beds or construction shall be the date of certification by the department of health and environment; and

Make technical changes.

**11. 30-10-20. Payment of claims.** This regulation is being amended to provide that the payment of claims may be suspended if there has been an identified overpayment and the provider is financially insolvent.

**12. 30-10-21. Reserve days.** This regulation is being amended to:

Provide that the periods of hospitalization for acute conditions shall not exceed 10 days per any single hospital stay, and for residents from an intermediate care facility for mental health, shall not exceed 21 days per state mental institution admission or admission to a psychiatric ward in a general hospital, private psychiatric hospital or veterans administration medical center; and

Provide that payment for reserve days shall be approved except when: (1) The provider has more than five vacant beds for each level of care for adult care homes with less than 200 beds or more than 15 vacant beds for adult care homes having 200 or more beds; (2) the request for reserve days is received by the area or local agency more than seven working days after the beginning of absence; or (3) the request for reserve days is for an absence longer than 10 hospital days for ICF, SNF, ICF-MR or ICF-MH residents or 21 hospital days for ICF-MH clients who enter a state mental hospital, or a psychiatric ward in a general hospital, private psychiatric hospital or veterans administration medical center.

**13. 30-10-24. Compensation of owners, spouses, related parties and administrators.** This regulation is being amended to:

Provide that when any owner, spouse, or related party performs a patient-related function on something less than

a full-time equivalent work week, the owner, spouse, or related party compensation limit shall be prorated. The time spent for each function performed by the owner, spouse, or related party within a facility or within all facilities in which they have an ownership or management interest, shall be prorated for determining the comparable limit for each function, but shall not exceed 100 percent of that person's total work time. Time spent on other non-related business interests or work activities in which the owner, spouse, or related party is involved shall not be included in calculations of total work time.

Provide that fees for consulting services provided by the following professionally qualified people shall be considered owner's compensation subject to the owner-administrator compensation limit and shall be reported on the owner compensation line in the administrative cost center if the actual cost of the service is not submitted with adult care home financial and statistical report: (1) Related parties as defined in subsections (p), (q), (r) and (s) of K.A.R. 30-10-1a; (2) current owners of the provider agreement and operators of the facility; (3) current owners of the facility in a lessee-lessor relationship; (4) management consulting firms owned and operated by former business associates of the current owners in this and other states; (5) owners who sell and enter into management contracts with the new owner to operate the facility; and (6) accountants, lawyers and other professional people who have common ownership interests in other facilities, in this or other states, with the owners of the facility from which the consulting fee is received.

**14. 30-10-28. Inpatient days.** This regulation is being amended to:

Provide that respite care days shall be counted as inpatient days and reported on the monthly census forms; and

Provide that day care and day treatment shall be counted as one inpatient day for 12 hours of service. The total hours of service provided for all clients during the cost reporting year shall be divided by 12 hours to convert to inpatient days.

#### Article 46.—CHILD ABUSE AND NEGLECT

**1. 30-46-1 thru 30-46-6.** These regulations are being revoked and are being redrafted as set forth below.

**2. 30-46-10. Definitions.** The secretary is promulgating a new regulation. The text of the regulation is set forth below:

**30-46-10. Definitions.** (a) "Abuse" means any act or failure to act on the part of a parent, custodian or caretaker, which results in death, physical harm, emotional harm or presents imminent risk of harm to a person under age 18.

(b) "Alleged perpetrator" means the person identified in the initial report or during the investigation as the person suspected of perpetrating a reported act of abuse, neglect or sexual abuse.

(c) "Caregiver" means a person, other than a parent or custodian, who exercises significant authority over and responsibility for a child. A caregiver includes, but is not limited to, a family member, a relative, a friend, or employees or volunteers in a facility where the child resides or receives care.

(d) "Child abuse neglect central registry" means an electronic file of name-based information with regard to individuals confirmed as victims or perpetrators of child abuse, neglect or sexual abuse.

(e) "Confirmed abuse, neglect or sexual abuse" means that a report of abuse, neglect or sexual abuse has been validated by a preponderance of the evidence.

(f) "Confirmed perpetrator" means the person who has been identified by a preponderance of the evidence to have committed a confirmed act of abuse, neglect or sexual abuse.

(g) "Custodian" means a person who has or shares actual physical custody of a child or one who is legally responsible for the welfare, protection, control or maintenance of a child.

(h) "Emotional harm" means impairment of the child's social, emotional or intellectual functioning to an observable degree due to pervasive negative behaviors by a parent, custodian or caregiver.

(i) "Family" means any group of persons who act as a family system with or without a legal or biological relationship.

(j) "Investigation" means the gathering and assessing of information sufficient to determine if a child has been abused, neglected or sexually abused.

(k) "Medical neglect of disabled infants with life threatening conditions" has the meaning as set out in K.A.R. 30-45-10.

(l) "Neglect" means acts or omissions on the part of a parent, custodian or caregiver that results in harm to a child or present an imminent risk of harm and includes the failure of the parent, custodian or caregiver to:

(1) Provide the child with food, clothing or shelter necessary to sustain the life or health of the child;

(2) provide adequate supervision of a child or to remove a child from a situation that requires judgment or actions beyond the child's level of maturity, physical condition or mental abilities and that results in bodily injury or a substantial risk of imminent harm to the child; or

(3) use resources available to treat a diagnosed condition if such treatment will make a child substantially more comfortable, reduce pain and suffering, correct or substantially diminish a crippling condition, lengthen the life span or prevent the condition from worsening.

(m) "Physical harm" means non-accidental or intentional action by a parent, custodian or caregiver which results in bodily injury or which presents an imminent risk of death or of bodily injury.

(n) "Report of suspected abuse, neglect or sexual abuse" means information received by the agency, law enforcement or attorney general that a child is suspected of being abused, neglected or sexually abused.

(o) "Sexual abuse" means any contact or interaction between parent, custodian or caregiver and the child in which the child is being used for the sexual stimulation of the perpetrator, the child or another person. Sexual abuse includes allowing, permitting or encouraging a child to engage in prostitution or to be photographed, filmed or depicted in obscene or pornographic material.

**3. 30-46-11. Reporting of abuse or neglect of children who reside in an institution operated by the secretary of social and rehabilitation services.** The secretary is pro-

(continued)

mulgating a new regulation. The text of the regulation is set forth below:

30-46-11. Reporting of abuse or neglect of children who reside in an institution operated by the secretary of social and rehabilitation services. (a) Each person who has reason to suspect that child abuse, neglect or sexual abuse, as defined in K.A.R. 30-46-10, has occurred in an institution operated by the secretary of SRS shall make a report directly to the attorney general's office and shall not be required to report first to the secretary or to any employee of the secretary except when immediate action is necessary to protect a resident or another person.

(b) Each person who has reason to suspect that an SRS employee or a volunteer may be a perpetrator of abuse, neglect or sexual abuse, as defined in K.A.R. 30-46-10, shall not be required to make a report to the suspected perpetrator even though department policy would dictate otherwise.

4. 30-46-12. Standards for determining abuse, neglect or sexual abuse in a child care facility or institution. The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-12. Standards for determining abuse, neglect or sexual abuse in a child care facility or institution. (a) An incident may involve abuse, neglect or sexual abuse, as defined in K.A.R. 30-46-10, if, without investigation, it is more likely than not that:

(1) A child has suffered an unexplained or non-accidental injury due to an act or omission of an employee or volunteer in the facility or institution;

(2) an employee or volunteer has had sexual contact with a child;

(3) an employee or volunteer demonstrates a pattern of interaction which impairs the child's social, emotional or intellectual functioning to an observable and material degree;

(4) an employee or volunteer has failed to make a reasonable effort to prevent a child or other person from causing harm or the substantial risk of harm;

(5) an employee or volunteer has failed to make a reasonable effort to remove a child from or supervise a child in a situation that requires judgment or actions beyond the child's level of maturity, physical condition or mental ability and that results in harm or substantial risk of harm to the child;

(6) an employee or volunteer has failed to obtain or follow through with prescribed medical care for a child and such failure resulted in death, disfigurement, serious physical or emotional injury or substantial risk of same to the child; or

(7) an employee or volunteer has failed to provide a child with food, shelter or clothing necessary to sustain the life or health of the child.

(b) An incident does not necessarily involve abuse, neglect or sexual abuse, as defined in K.A.R. 30-46-10, if, without investigation, it is more likely than not that:

(1) Harm to a child resulted from an accident and was not due to wanton disregard for the welfare of the child;

(2) care provided to a child failed to meet minimum regulatory standards but did not result in harm or substantial risk of harm;

(3) the inappropriate use of language by an employee or volunteer did not result in emotional harm to the child;

(4) the use of inappropriate disciplinary action contrary to agency policy by an employee or volunteer has not resulted in harm or substantial risk of harm;

(5) any harm to a child resulted from the appropriate use of restraint practices approved by SRS or the department of health and environment;

(6) a child was denied privileges;

(7) harm to a child resulted from conflict with another child; or

(8) the child eloped from a facility or institution.

5. 30-46-13. Right to interview. The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-13. Right to interview. Each alleged perpetrator shall have an opportunity to be interviewed before a proposed finding is issued identifying a perpetrator under K.A.R. 30-46-15.

6. 30-46-14. Notice of proposed finding. The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-14. Notice of proposed finding. (a) Before any person is identified as a confirmed perpetrator, a written notice of the proposed finding shall be sent to the person. The notice shall state specifically the reasons for the finding and shall offer the alleged perpetrator an opportunity to reply to the proposed finding before the finding becomes final. The notice shall specify that the alleged perpetrator may appear in person before a person designated by the area director or may reply in writing or both. The notice shall specify the date by which the alleged perpetrator may reply in writing or appear, or both. Such date shall be not less than 10 working days following the date the notice was personally delivered or mailed to the alleged perpetrator.

(b) Each person designated by the area director shall not have been involved in the investigation of the alleged abuse, neglect or sexual abuse.

7. 30-46-15. Notice of final decision. The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-15. Notice of final decision. Following the alleged perpetrator's response to the opportunity to reply to the proposed finding, or upon expiration of the time for such a reply if no reply is made, the alleged perpetrator shall be notified in writing of the final decision on the proposed finding. The notice shall set forth the reasons for the finding and shall inform the confirmed perpetrator of the perpetrator's right to appeal the decision in accordance with K.A.R. 30-7-26, *et seq.* within 30 calendar days from the date the notice was personally delivered or mailed to the perpetrator.

8. 30-46-16. Central registry. The secretary is promulgating a new regulation. The text of the regulation is set forth below:

30-46-16. Central registry. The name of a confirmed perpetrator shall not be entered into the agency's central registry until the person has exhausted or failed to exercise the appeal process in K.A.R. 30-7-26, *et seq.*

9. 30-46-17. Expungement of confirmed perpetrator from central registry. The secretary is promulgating a new regulation. The text of the regulation is set forth below:



30-46-17. Expungement of confirmed perpetrator from central registry. (a) Application for expungement.

(1) Any confirmed perpetrator of abuse, neglect or sexual abuse may apply in writing to the secretary to have the confirmed perpetrator's name expunged from the central registry when three years have passed since the most recent confirmed incident or when information not available at the time of confirmation is presented.

(2) Each application for expungement shall be referred to the expungement review panel. The panel shall consist of the commissioner of youth services or the commissioner's designee, the chief legal counsel of SRS or the counsel's designee, and a representative of the public appointed by the secretary. The commissioner of youth services or the commissioner's designee shall chair the panel.

(3) A review hearing shall be convened by the panel at which time the applicant may present evidence supporting expungement of the applicant's name from the central registry. Evidence in support of or in opposition to the application may be presented by the SRS area office which conducted the original investigation.

(4) Recommendations of the review panel shall be by majority vote. The following factors shall be considered by the panel in making its recommendation.

(A) The nature and severity of the confirmed act of abuse, neglect or sexual abuse;

(B) the number of confirmations of abuse, neglect or sexual abuse involving the applicant;

(C) the age of the applicant at the time of the confirmed abuse, neglect or sexual abuse;

(D) circumstances that no longer exist which contributed to the finding of abuse, neglect or sexual abuse of the applicant; and

(E) actions taken by the applicant to prevent the recurrence of acts of abuse, neglect or sexual abuse.

(5) The review hearing shall be set within 30 days from the date the application for expungement is received by the agency. A written notice shall be sent to the applicant and the area office that made the finding by the commissioner of youth services or the commissioner's designee at least 10 days prior to the hearing. The notice shall state the day, hour, and place of the hearing. Continuances may be granted only for good cause.

(6) A written recommendation to the secretary of SRS shall be rendered by the panel within 60 days from the date the matter is ready for recommendation. The decision of the secretary of SRS shall be in writing and shall set forth the reasons for the decision.

(b) Expungement by the agency. Records may be expunged from the central registry by the secretary or the designee of the secretary when 18 years have passed since the most recent incident.

WINSTON BARTON  
Secretary of Social and  
Rehabilitation Services

Doc. No. 007193

## State of Kansas

### DEPARTMENT OF CORRECTIONS

#### PERMANENT ADMINISTRATIVE REGULATIONS

#### Article 16.—REPORTING AND CLAIMS PROCEDURE FOR LOST OR DAMAGED PROPERTY OR FOR PERSONAL INJURY

**44-16-103. Reporting personal injury or medical problems.** (a) Each inmate shall report any personal injury or medical problem immediately, according to procedures established by written order of the principal administrator. If a loss or damage is likely, the report shall be made as soon as possible after the injury or medical problem is known or should be known with reasonable effort. These procedures shall be followed strictly.

(b) Inmates shall seek medical care whenever needed to help prevent or lessen loss or damage due to injury or medical problems.

(c) The principal administrator or designee shall conduct an investigation as soon as possible whenever loss or damage appears likely as a result of an injury or medical problem. (Authorized by and implementing K.S.A. 46-920, as amended by L. 1988, Ch. 183, Sec. 1, K.S.A. 75-5210, 75-5251, 75-5254, 75-5257; effective May 1, 1980; amended May 1, 1984; amended Jan. 2, 1989.)

**44-16-104. Claims for or reports of lost or damaged property or for personal injury.** (a) Claims for property loss or damage or personal injury may be submitted to the institution and secretary of corrections if the loss or damage or personal injury is no greater than \$500.00. If the loss is greater than \$500.00, the claim shall be filed with the joint legislative committee on claims against the state.

(b) The inmate shall obtain a property claim form or medical report form from the unit team, fill it out and return it. The unit team shall provide the inmate with a receipt or a copy of the form indicating on it who received it, from whom and the date received. The unit team shall submit the claim to the principal administrator for investigation within 48 hours of receipt, excluding Saturdays, Sundays and holidays.

(c) Each department of corrections institution shall maintain information and forms necessary for filing a claim to the legislative joint committee on claims against the state.

(d) The principal administrator shall assure that the unit team assists the inmate in submitting a claim by providing information and any necessary claims forms.

(e) All claims filed by inmates for lost or damaged property or personal injury shall be under oath. (Authorized by and implementing K.S.A. 46-920, as amended by L. 1988, Ch. 183, Sec. 1, K.S.A. 75-5210, 75-5251, 75-5254, 75-5257; effective May 1, 1980; amended May 1, 1984; amended Jan. 2, 1989.)

**44-16-108. Claims between institutions.** (a) When a property or personal injury claim is made for a loss which occurred at another Kansas correctional institu-

(continued)

tion, the principal administrator of the institution where the claim was filed shall, within two days, excluding Saturdays, Sundays and holidays, forward a copy of the claim to the other institution principal administrator.

(b) The principal administrator of the institution where the loss occurred shall, within 10 days after receipt of the claim, cause an investigation and a report of findings and recommendation to be made and sent to the secretary of corrections. The investigation period may be extended for 20 days for good cause. The inmate shall be notified of the reason for any extension. (Authorized by and implementing K.S.A. 46-920, as amended by L. 1988, Ch. 183, Sec. 1, K.S.A. 75-5210, 75-5251, 75-5254, 75-5257; effective May 1, 1980; effective May 1, 1984; amended Jan. 2, 1989.)

ROGER V. ENDELL  
Secretary of Corrections

Doc. No. 007209

State of Kansas

DEPARTMENT OF REVENUE  
DIVISION OF ALCOHOLIC  
BEVERAGE CONTROL

PERMANENT ADMINISTRATIVE  
REGULATIONS

Article 11.—FARM WINERIES

**14-11-2.** (Authorized by K.S.A. 41-210; implementing K.S.A. 41-715; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-3.** (Authorized by K.S.A. 41-210; implementing K.S.A. 41-715; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-10c.** (Authorized by K.S.A. 41-1118; implementing K.S.A. 1983 Supp. 41-1101; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-12.** (Authorized by K.S.A. 41-210; implementing K.S.A. 41-702, K.S.A. 1983 Supp. 41-308a; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-17.** (Authorized by K.S.A. 41-211; implementing K.S.A. 1983 Supp. 41-714; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-18.** (Authorized by K.S.A. 41-211; implementing K.S.A. 1983 Supp. 41-714; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-19.** (Authorized by K.S.A. 41-211; implementing K.S.A. 1983 Supp. 41-714; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-20.** (Authorized by K.S.A. 41-211; implementing K.S.A. 1983 Supp. 41-714; effective May 1, 1984; revoked Jan. 2, 1989.)

**14-11-21.** (Authorized by K.S.A. 41-211; implementing K.S.A. 1983 Supp. 41-714; effective May 1, 1984; revoked Jan. 2, 1989.)

Article 14.—MANUFACTURERS; DISTRIBUTORS;  
NONBEVERAGE USERS; FARM WINERIES;  
MICROBREWERIES

**14-14-1. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation: (a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

(b) "Beer" means a beverage, containing more than 3.2% alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley or other grain, malt and hops in water. The term beer includes beer, ale, stout, lager beer, porter and similar beverages having such alcoholic content.

(c) "Beer distributor" means any person licensed pursuant to K.S.A. 1987 Supp. 41-307 to sell or offer for sale beer or cereal malt beverage to any person authorized by law to sell beer or cereal malt beverage at retail.

(d) "Beneficial interest" means any ownership interest by a person or that person's spouse in a business, corporation, partnership, business trust, association or other form of business organization which exceeds 5% of the outstanding shares of that corporation or a similar holding in any other form of business organization.

(e) "Bona fide group of grape growers and wine makers" means any group that is an incorporated, non-profit organization of commercial grape growers or wine makers who are organized for the purpose of promoting grape growing and wine making within the state of Kansas.

(f) "Bulk wine" means wine that is sold to a club either by a retailer or a distributor in barrels, casks or bulk containers which individually exceed 20 liters.

(g) "Caterer" means a person licensed pursuant to Article 22 of these regulations.

(h) "Cereal malt beverage" means any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but does not include any liquor which is more than 3.2% alcohol by weight.

(i) "Church" means a building owned or leased by a religious organization and used exclusively as a place for religious worship and other activities ordinarily conducted by a religious organization.

(j) "Club" means the premises or person licensed pursuant to Articles 19 or 20 of these regulations.

(k) "Director" means the director of the division of alcoholic beverage control of the department of revenue.

(l) "Distributor" means any person licensed by the director as a "beer distributor," "spirits distributor" or "wine distributor."

(m) "Drinking establishment" means the premises or person licensed pursuant to Article 21 of these regulations.

(n) "Licensed premises" means those areas de-

scribed in an application for a license which are under the control of the applicant and in which the applicant will conduct the licensed business.

(o) "Manufacturer" means every brewer, fermenter, distiller, rectifier, wine maker, blender, processor, bottler, person or other entity who fills or refills an original package or is engaged in brewing, fermenting, distilling, rectifying or bottling alcoholic liquor, beer or cereal malt beverage. A "manufacturer" shall also mean:

(1) A corporate subsidiary of any manufacturer which markets alcoholic liquor through a subsidiary; and

(2) an American distributor of alcoholic liquor manufactured, produced or bottled in a foreign country. A "manufacturer" shall not include a farm winery or a microbrewery.

(p) "Morals charge" means a charge made in an indictment, information or a complaint alleging crimes which involve:

- (1) Prostitution;
- (2) procuring any person;
- (3) soliciting of a child under 18 years of age for any immoral act involving sex;
- (4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;
- (5) rape;
- (6) incest;
- (7) gambling;
- (8) illegal cohabitation;
- (9) adultery;
- (10) bigamy; or
- (11) a crime against nature.

(q) "Person" means any natural person, corporation, association or partnership.

(r) "Retailer" means a person licensed by the director to sell at retail, or offer for sale at retail, alcoholic liquor for consumption off the licensed premises of the retailer.

(s) "Small quantities of wines" means those quantities of wine that a grape grower or wine maker may import into the state to be used for bona fide educational and scientific testing programs. A grape grower or wine maker may import up to 18 liters, or not more than .18 liters per participant, of each variety of wine manufactured for the Kansas state fair or any bona fide group of grape growers or wine makers.

(t) "Spirits" means any beverage which contains alcohol obtained by distillation, mixed with water or other substances in solution. The term "spirits" includes brandy, rum, whiskey, gin or other spirituous liquors, and liquors when rectified, blended or otherwise mixed with alcohol or other substances.

(u) "Spirits distributor" means any person licensed pursuant to K.S.A. 1987 Supp. 41-306 to sell or offer for sale spirits to any person authorized by law to sell spirits at retail.

(v) "Supplier" means a manufacturer of alcoholic liquor or cereal malt beverage or an agent of a manufacturer, other than a salesperson.

(w) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural

products, including beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies.

(x) "Wine distributor" means any person licensed pursuant to K.S.A. 1987 Supp. 41-306a, to sell or offer for sale wine to any person authorized by law to sell wine at retail. (Authorized by K.S.A. 1987 Supp. 41-210; implementing K.S.A. 1987 Supp. 41-102, 41-308a as amended by L. 1988, Vol. 1, Ch. 165, Sec. 1; effective, T-89-2, Jan. 7, 1988; effective October 1, 1988; amended Jan. 2, 1989.)

**14-14.5. Franchises.** (a) Definitions. As used in this regulation, the following terms shall have the meanings ascribed to them:

(1) "Sale or distribution" includes the act of leasing, renting or consigning.

(2) "Goods" means any personal property, real property, or any combination thereof.

(3) "Other property" means a franchise, license, distributorship or other similar right, privilege or interest.

(4) "Franchise" means a written arrangement in which a supplier grants to a distributor a license to use a trade name, trademark, service mark, or related characteristic, and in which there is a community of interest in the marketing of goods or services at wholesale, retail, by lease, agreement or otherwise, including a commercial relationship subject to termination pursuant to K.S.A. 1987 Supp. 41-410. The arrangement grants the distributor the right to offer, sell and distribute within this state or any designated area, the supplier's brands of alcoholic liquors or cereal malt beverages, or all of them as may be specified.

(b) Franchise discrimination is prohibited.

(1) If more than one franchise for the same brand or brands of alcoholic liquor is granted to different distributors in this state, the supplier shall not discriminate in regard to price or availability of alcoholic liquor between distributors.

(2) A supplier shall not encourage, solicit, cause or conspire with a distributor to circumvent any laws or regulations of the state of Kansas relating to intoxicating liquor. A supplier shall not directly or indirectly threaten to remove or remove a line or brand from a distributor because of the refusal or failure of the distributor to evade or disobey any laws or regulations of the state of Kansas relating to intoxicating liquor. A supplier shall not, directly or indirectly, threaten to change distributors in retaliation against a distributor who refuses to circumvent any laws or regulations of the state of Kansas relating to intoxicating liquor.

(c) All ownership interest in a distributor's business shall be disclosed to the director;

(1) No person shall have, own or enjoy any ownership interest in, share in the profits from or otherwise participate in the business of any distributor in Kansas unless a full description of the interest is furnished to the director at the time the interest arises. The distributor shall report to the director within 20 days any change in any interest in the distributor's business including:

(continued)

- (A) Any division of the profits;
- (B) any division of net or gross sales for any purpose whatsoever;
- (C) any change in the payment of rents;
- (D) any change in the ownership of any lease or building;
- (E) any change in the ownership of any corporation that has any interest in the business or the change of management of such corporation; or
- (F) any loss or damage to goods which results in a claim against an insurance policy.

(2) If there is common ownership or financial interest in wholesale licensed businesses, either directly or indirectly, all of these businesses shall be deemed a controlled ownership group.

(3) The statement of disclosure required by this regulation shall be on a form provided by the director, shall be signed under oath and notarized and shall be an amendment to the licensee's permanent license application on file with the director.

(4) Each license issued by the director shall be valid as long as the licensee is actively engaged in business. If the licensee ceases to be actively engaged in business, the license shall be invalid and the licensee shall immediately notify the director and return the license.

(d) Each supplier and distributor shall file a summary of any franchise agreement with the director. The summary shall contain:

(1) A statement identifying each party entering into the agreement by name, address and license number;

(2) a statement describing each geographic territory agreed upon between the distributor and supplier for which the distributor is to sell to retailers one or more brands of the supplier's alcoholic liquor or cereal malt beverages;

(3) a map outlining each geographical territory agreed to; and

(4) a statement listing all brands to be covered by the agreement.

(e) No manufacturer, vintner, importer, or other supplier shall grant a franchise for the distribution of a brand to more than one distributor for all or part of any designated territory. For purposes of identification and recognition, multiple franchises issued to one or more persons or to two or more corporations where an interlocking directorate exists or the same individuals are officers or stockholders in more than one of the corporations, shall be considered one franchise.

(f) Each spirits distributor's franchise agreement shall describe the franchise territory by naming each county unit encompassed. A territory shall not be smaller than a single county, but may encompass as few as one or as many as all 105 Kansas counties. Agreements for distribution throughout the entire state shall not name each county by name.

(g) Each wine and beer distributor's franchise agreement shall describe the franchise territory using readily identifiable geographic boundaries.

(h) The terms, conditions and requirements of this regulation are expressly made a part of the terms of each authority to do business in Kansas granted by the

director to suppliers, distillers, manufacturers, importers, producers, shippers, or brokers.

(i)(1) Each supplier, importing into this state to a licensed distributor, shall apply to the director not later than 45 days in advance for a permit to import alcoholic liquor or cereal malt beverage for which the distributor does not have a franchise to sell.

(2) Each request for a permit shall specifically identify the brand, type and quantity of the alcoholic liquor or cereal malt beverage to be imported into the state. Alcoholic liquor and cereal malt beverage imported in accordance with this permit shall not be resold by the distributor.

(3) A copy of the permit issued by the director shall be attached to all records and reports required by K.A.R. 14-14-8 and 14-14-10. (Authorized by K.S.A. 1987 Supp. 41-210; implementing K.S.A. 1987 Supp. 41-306a, 41-409, 41-410, 41-332, 41-1101; effective, T-89-2, Jan. 7, 1988; effective October 1, 1988; amended Jan. 1, 1989.)

**14-14-13. Permit to import small quantities of wine.** (a) A permit to import into this state small quantities of wines to be used for bona fide educational and scientific tasting programs may be issued by the director to the Kansas state fair or any bona fide group of grape growers or wine makers. Each organization shall apply for the permit not less than 45 days before the tasting program is to be held. Wines imported in accordance with this permit shall not be resold.

(b) Each request for a permit shall include the following information:

(1) The date and time of the tasting program;

(2) the exact location where the tasting program will be held;

(3) the brand, type and quantity of wine to be imported; and

(4) a statement that any wine samples offered will be consumed on the premises and in accordance with the provisions of Kansas law.

(c) A copy of the permit issued by the director shall accompany the wine imported into this state at all times.

(d) This regulation shall take effect on or after January 2, 1989. (Authorized by and implementing K.S.A. 1987 Supp. 41-308a as amended by L. 1988, Vol. 1, Ch. 165, Sec. 1; effective Jan. 2, 1989.)

TOM HANNA  
Director, Division of  
Alcoholic Beverage Control

Doc. No. 007207

State of Kansas  
**DEPARTMENT OF ADMINISTRATION**  
**TEMPORARY ADMINISTRATIVE**  
**REGULATIONS**

**Article 2.—DEFINITIONS**

**1-2-81. Safety-Sensitive Position.** A safety-sensitive position in the classified service means any position which is classified as a state law enforcement officer authorized to carry a firearm or a state correctional officer. This regulation shall take effect on October 31, 1988. (Authorized by and implementing L. 1988, Chap. 325, Sec. 1; effective, T-1-10-28-88, Oct. 31, 1988.)

**Article 6.—RECRUITING AND STAFFING**

**1-6-2. Recruitment.** (a) The order in which examinations shall be given shall be determined by the director. Public notice of each competitive examination shall be given by the director. Announcements shall be distributed to all agency personnel offices when recruitment is conducted on a service-wide basis. Appropriate and reasonable distribution within each agency shall be the responsibility of the agency. Positions may be advertised by the director in professional and trade publications and through any other methods of publicizing positions the director considers appropriate to attract a sufficient number of qualified persons to meet the needs of the classified service.

(b) Each agency shall provide appropriate and reasonable notice of existing or anticipated vacancies to employees within the agency prior to filling the vacancies. The notice shall not be required for vacancies to be filled by temporary or emergency appointments, by demotion, by promotion of an employee whose position has been reallocated, by appointment from a reemployment list, or where the director determines that for good cause such notice is not necessary. Service-wide distribution of information may be required by the director for certain existing or anticipated vacancies.

(c) All job postings, announcements and advertisements for vacancies in safety-sensitive positions as defined in K.A.R. 1-2-81 shall include a statement regarding the drug testing requirements set forth in K.A.R. 1-6-32 and K.A.R. 1-9-19a. (Authorized by K.S.A. 1987 Supp. 75-3747 and L. 1988 Chap. 325, Sec. 1; implementing K.S.A. 1987 Supp. 75-2943 and L. Chap. 325, Sec. 1; implementing K.S.A. 1987 Supp. 75-2943 and L. 1988, Chap. 325, Sec. 1; effective May 1, 1979; amended May 1, 1981; amended May 1, 1983; amended, T-1-10-28-88, Oct. 31, 1988.)

**1-6-32. Applicant drug screening test for safety-sensitive positions.** (a) A drug test shall be administered to an applicant only when that applicant has been given a conditional offer of employment for a safety-sensitive position.

(b) A conditional offer of employment for purposes of this regulation means the offer is contingent upon

participating in the drug screening program established under L. 1988, Chap. 325, Sec. 1.

(c) Failure to participate in the required drug screening test or a confirmed positive result based upon a test sample obtained from the applicant shall make the conditional offer of employment null and void.

(d) All applicants who have been given a conditional offer of employment shall be informed of the provisions of subsection (b) in writing and shall sign a statement agreeing to participate in the test prior to the test being administered. Failure to accept this condition shall make the conditional offer of employment null and void.

(e) Procedures and testing personnel used in collecting, analyzing and evaluating test samples shall meet the standards established by the director.

(f) Individual test results and medical information shall be considered confidential. This information shall be revealed only to persons authorized in writing by the director as having a proper interest and an established need in administering the drug screening program. An applicant shall be granted access to the applicant's information upon written request to the director. This regulation shall take effect on October 31, 1988. (Authorized by and implementing L. 1988, Chap. 325, Sec. 1; effective T-1-10-28-88, Oct. 31, 1988.)

**Article 9.—HOURS; LEAVES;**  
**EMPLOYEE-MANAGEMENT RELATIONS**

**1-9-19a. Drug screening test for employees in safety-sensitive positions.** (a) Any employee in a safety-sensitive position may be required to submit to a drug screening test in accordance with L. 1988, Chap. 325, Sec. 1 based upon reasonable suspicion of illegal drug use by that employee.

(b) Each employee required to submit to a drug screening test shall be notified of that requirement in writing.

(c) Procedures and testing personnel used in collecting, analyzing and evaluating test samples shall meet the standards established by the director.

(d) Individual results and medical information shall be considered confidential. This information shall be revealed only to persons authorized in writing by the director as having a proper interest and an established need in administering the drug screening program. An employee shall be granted access to the employee's information upon written request to the director. This regulation shall take effect on October 31, 1988. (Authorized by and implementing L. 1988, Chap. 325, Sec. 1; effective T-1-10-28-88, Oct. 31, 1988.)

SHELBY SMITH  
 Secretary of Administration

Doc. No. 007196

## State of Kansas

**SOCIAL AND REHABILITATION SERVICES****TEMPORARY ADMINISTRATIVE  
REGULATIONS****Article 5.—PROVIDER PARTICIPATION,  
SCOPE OF SERVICES, AND REIMBURSEMENTS  
FOR THE MEDICAID (MEDICAL  
ASSISTANCE) PROGRAM**

**30-5-81. Scope of hospital services.** (a) Each hospital shall be medicare-certified.

(b) Outpatient services shall be covered with the following limitations:

(1) Services shall be ordered by an attending physician who is not serving as an emergency room physician, except for those services related to emergency situations. Orders shall be related specifically to the present diagnosis of the recipient.

(2) Prosthetic devices shall replace all or part of an internal body organ, including the replacement of these devices.

(3) Rehabilitative therapies shall be restorative in nature, shall be provided following physical debilitation due to acute physical trauma or physical illness and shall be prescribed by the attending physician.

(4) Services provided in the emergency department shall be emergency services.

(5) Elective surgery shall not be covered, except for sterilization operations or for EPSDT program participants.

(6) Ambulance services shall not be covered.

(7) Non-emergency visits in place of physician office visits shall be considered as physician office visits and shall be counted against the physician office visit limitation pursuant to K.A.R. 30-5-88.

(c) Inpatient services shall be covered, subject to the following limitations:

(1) Services shall be ordered by a physician and shall be related specifically to the present diagnosis of the recipient.

(2) Transplant surgery shall be limited to liver, corneal, kidney and bone marrow transplants and related services.

(3) Procurement of the organ related to transplant surgery shall not be covered with the exception of autologous bone marrow transplants.

(4) A physician hospital admittance profile, taking into consideration physician specialty and application, shall be kept on all physicians. The agency shall require prior authorization for hospital admission by any physician who, in the judgment of medical consultants, continues to admit patients to the hospital unnecessarily.

(5) Inpatient services shall be limited to those provided on days of stay that are determined to be medically necessary.

(6) Reimbursement shall not be made for services provided on days of discharge.

(7) Long term care services in swing beds shall be provided pursuant to 42 CFR 405 subpart K and 442 subpart F, revised October 1, 1985, which are adopted by reference.

(8) Therapeutic and diagnostic surgical services, and related services that can be performed on an outpatient basis, shall not be reimbursed on an inpatient basis unless medical necessity is documented.

(9) Inpatient services shall be subject to a utilization review to determine medical necessity at the time of admission and on a continued stay basis. Utilization review of all inpatient services shall be conducted by the hospital unless exempted by the division of medical programs. Utilization reviews conducted by a hospital or qualified contractor may be subject to further review by the division of medical programs.

(10) Certain non-Kansas hospitals may be required to submit documentation of medical necessity if the stay exceeds the 75th percentile of number of days of stay, as indicated in the 1981 edition of the "professional activity study hospitals" (PAS), north central region edition. The percentile of number of days of stay shall be based on the primary diagnosis and, as appropriate, on any secondary or multiple diagnosis.

(11) Psychiatric services in an acute general hospital shall be limited to a specific number of days per admission, as specified by the division of medical programs, unless an extended length of stay has been authorized by the division of medical programs prior to the last day of the specified limit, or has been certified through a utilization review process approved by the agency.

(12) Psychotherapy, directed by a psychiatrist or approved hospital staff under the direction of a psychiatrist, shall be provided to each psychiatric patient on a daily basis.

(13) Acute detoxification services shall not exceed eight days.

(14) Substance abuse treatment services shall be limited to three treatment admissions per lifetime, not to exceed 25 days per treatment period, except that EPSDT program participants shall be limited to 45 days per treatment period.

(15) Inpatient acute care related to substance abuse treatment services shall be limited to those patients who are in need of acute detoxification or a drug and alcohol treatment program approved by the division of medical programs.

(16) Elective surgery shall not be covered, except for sterilization operations or for EPSDT program participants.

(17) Therapeutic home visits shall not be covered unless the absence occurs during the last three days of the stay, and the absence extends overnight.

(18) Uncomplicated vaginal deliveries shall be limited to no more than 48 hours of care. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; modified, L. 1982, ch. 469, May 1, 1982; amended May 1, 1983; amended, T-84-7, March 29, 1983; amended, T-84-11, July 1, 1983; amended May 1, 1984; amended, T-85-9, April 11, 1984; amended, T-85-24, Sept. 18, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended, T-89-24, May 27, 1988; amended Oct. 1, 1988; amended T-30-10-28-88, Oct. 28, 1988.)

**30-5-88. Scope of physician services.** (a) Except as set forth in subsection (b), the program shall cover medically necessary services recognized under Kansas law provided to program recipients by physicians who are licensed to practice medicine and surgery in the jurisdiction in which the service is provided.

(b) The following services shall be excluded from coverage under the program, except as noted:

(1) Visits. The following types of visits shall be excluded:

(A) Office visits when the only service provided is an injection or some other service for which a charge is not usually made;

(B) non-psychiatric office visits which exceed 12 per calendar year;

(C) psychotherapy services which are not prior authorized when provided concurrently by the same provider with both targeted case management services and partial hospitalization services;

(D) psychotherapy services which exceed an average of 32 hours of individual therapy or 32 hours of group therapy or any combination of these per calendar year per recipient, unless the recipient is an EPSDT program participant and:

(i) Psychotherapy services do not exceed 40 hours per calendar year per EPSDT program participant; or

(ii) psychotherapy services are being rendered pursuant to a plan approved by the agency. Prior authorization for the plan shall be required. The plan shall not exceed a two-year period and shall be subject to a reimbursement limit established by the secretary. Quarterly progress reports shall be submitted to the division of medical programs;

(E) inpatient hospital visits in excess of those allowable days for which the hospital is paid or would be paid if there were no spenddown requirements; and

(F) nursing home visits in excess of one per month unless medical necessity is documented.

(2) Consultations. Consultations shall be excluded as follows:

(A) Consultations which are absent a written report;

(B) inpatient hospital consultations in excess of one per condition per 10 day period unless written documentation confirming medical necessity is attached to the claim; and

(C) other consultations in excess of one per condition per 60 day period unless written documentation confirming medical necessity is attached to the claim.

(3) Surgical procedures. Surgical procedures shall be excluded as follows:

(A) Procedures that are experimental, pioneering, cosmetic, or designated as non-covered;

(B) transplants, other than liver, corneal, kidney and bone marrow transplants and related services;

(C) procurement of an organ related to transplant surgery with the exception of autologous bone marrow transplants;

(D) services of a surgical assistant when surgery is determined not to require an assistant; and

(E) elective surgery, except for sterilization operations, or for EPSDT program participants.

(4) Miscellaneous procedures. Miscellaneous procedures shall be excluded as follows:

(A) Diagnostic radiological and laboratory services unless the services are medically necessary to diagnose or treat injury, illness or disease;

(B) physical therapy unless:

(i) Performed by a physician or registered physical therapist under the direction of a physician; and

(ii) prescribed by the attending physician.

(C) medical services of medical technicians unless the technicians are under the direct supervision of a physician; and

(D) inpatient services which were provided on days of hospital stay which are determined to not be medically necessary.

(5) Family planning services and materials.

(A) Family planning services and materials shall be excluded unless:

(i) The services are provided by a physician, family planning clinic, or county health department;

(ii) written informed consent is obtained as necessary; and

(iii) the scope of services provided are in compliance with applicable federal and state statutes and regulations.

(B) Reverse sterilizations shall be excluded.

(6) Concurrent care. Concurrent care shall be excluded unless the patient:

(A) Has two or more diagnoses involving two or more systems; and

(B) the special skills of two or more physicians are essential in rendering quality medical care. The occasional participation of two or more physicians in the performance of one procedure shall be recognized. Each physician involved shall submit that physician's usual charge only for that portion of the procedure for which the physician is actually responsible.

(7) Psychological services for an individual entitled to receive these services as a part of care or treatment from a facility already being reimbursed by the program or by a third party payor shall be excluded.

(8) Services provided by physician extenders shall be excluded, except as listed below:

(A) Adult care home visits;

(B) routine, annual medical history and physical;

(C) subsequent day hospital visits;

(D) routine, standard home visit; and

(E) standard office visit. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-9, April 11, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1988; amended, T-89-24, May 27, 1988; amended Oct. 1, 1988; amended T-30-10-28-88, Oct. 28, 1988.)

WINSTON BARTON  
Secretary of Social and  
Rehabilitation Services

Doc. No. 007195

## State of Kansas

## STATE CORPORATION COMMISSION

TEMPORARY ADMINISTRATIVE  
REGULATIONS

## Article 11.—NATURAL GAS PIPELINE SAFETY

**82-11-1. Definitions.** The following terms as used in these regulations, and in the identified sections of the regulations adopted by reference, are defined as follows:

(a) The term "commission" means the state corporation commission of Kansas.

(b) The term "construction project" means the construction of:

(1) any jurisdictional pipeline installation, including new, replacement, or relocation projects, in which the total piping installed during the project and any contiguous unreported prior or on-going projects is in excess of 400 feet for municipal gas operators, or 1000 feet for all other gas operators; or

(2) any other significant pipeline installation which is subject to these safety standards.

(c) The term "gas pipeline safety section" means the gas pipeline safety section of the state corporation commission of Kansas.

(d) The term "inspector" means an employee of the gas pipeline safety section of the state corporation commission of Kansas.

(e) The term "municipal gas operator" means an operator who engages in the transportation of gas primarily for the storage in or use in a municipally-owned distribution system.

(f) The term "utility division" means the utility division of the state corporation commission of Kansas. (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88, Oct. 28, 1988.)

**82-11-2. Enforcement procedures.** Regulations adopted by the commission under the authority of K.S.A. 66-1,150 and 66-1,151 shall be enforced by the gas pipeline safety section. (Authorized by and implementing K.S.A. 66-1,150 and 66-1,151; effective T-82-10-28-88, Oct. 28, 1988.)

**82-11-3. Transportation of natural and other gas by pipeline; annual reports and incident reports.** The federal rules and regulations entitled "Transportation of Natural and Other Gas by Pipeline; Annual reports and Incident Reports," Title 49 CFR, Part 191, as in effect on October 1, 1988, are adopted by reference with the following exceptions, deletions, additions, and modifications:

(a) 49 CFR 191.3(1)(ii) is deleted and replaced by "(ii) Estimated property damage, including cost of gas lost, of the operator or others, or both, of \$5,000 or more."

(b) The following sentence is deleted from 49 CFR 191.3 "Secretary" means the Secretary of Transportation or any person to whom he has delegated authority in the matter concerned."

(c) 49 CFR 191.5(b) is deleted and replaced by "(b) Each notice required by paragraph (a) of this section

shall be made by telephone to the state corporation commission of Kansas, gas pipeline safety section, and shall include the following information;

(1) The names of the operator and the person making report and their telephone numbers;

(2) the location of the incident;

(3) the time of the incident;

(4) the number of fatalities and personal injuries, if any; and

(5) all other significant facts known by the operator that are relevant to the cause of the incident or extent of the damages."

(d) 49 CFR 191.7 is deleted.

(e) The term "Department of Transportation Form RSPA F 7100.1," as used in 49 CFR 191.9(a), means Kansas corporation commission form KCC 192.004-1 (gas distribution system).

(f) 49 CFR 191.9(b) is deleted and replaced by "(b) If additional relevant information is required after the report is submitted under paragraph (a), each operator shall submit to the commission a written report providing the additional information pertaining to the incident within 15 days of the commission's request."

(g) 49 CFR 191.11(a) is deleted and replaced by "(a) Except as provided in paragraph (b) of this section, each operator of a distribution pipeline system shall submit an annual report in duplicate for that system on department of transportation form RSPA F 7100.1-1. This report shall be submitted not later than March 15 of each year, for the preceding calendar year."

(h) The term "Department of Transportation Form RSPA F 7100.1-1," as used in 49 CFR 191.11(a), means U.S. department of transportation form RSPA F 7100.1-1.

(i) The term "Department of Transportation Form RSPA F 7100.2," as used in 49 CFR 191.15(a), means Kansas corporation commission form 192.004-1 (gas transmission and gathering systems).

(j) 49 CFR 191.15(b) is deleted and replaced by "(b) If additional relevant information is required by the commission after the report is submitted under paragraph (a), each operator shall submit to the commission a written report providing the additional information pertaining to the incident within 15 days of the commission's request."

(k) The term "Department of Transportation Form RSPA F 7100.2-1," as used in 49 CFR 191.17(a), means U.S. department of transportation form RSPA F 7100.2-1.

(l) The term "191.7," as used in 49 CFR 191.19, means K.A.R. 82-11-5.

(m) The sentence "In addition, the information required by these forms may be submitted by any other means that is acceptable to the Secretary" is deleted from 49 CFR 191.19.

(n) 49 CFR 191.21 is deleted.

(o) The term "Secretary," as used in 49 CFR 191.25, means commission. (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88, Oct. 28, 1988.)

**82-11-4. Transportation of natural and other gas by pipeline; minimum safety standards.** The federal rules



and regulations entitled "Transportation of Natural and Other Gas by Pipeline; Minimum Federal Safety Standards," Title 49 CFR, Part 192, including appendices A, B, C and D, as in effect on October 1, 1988, are adopted by reference except that 49 CFR 192.7(b) is deleted and replaced by "(b) Any incorporated document is available for inspection at the commission, gas pipeline safety section, Topeka, Kansas. In addition, each document is available at the addresses provided in appendix A to this part." (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88; Oct. 28, 1988.)

**82-11-5. Addressee for written reports.** Each written report required by the regulations of this article shall be made to the commission, gas pipeline safety section, Topeka, Kansas. Safety-related reports required by K.A.R. 82-11-3 for intrastate pipeline transportation shall be submitted concurrently to the commission and to the resources manager, office of pipeline safety, research and special programs administration, U.S. department of transportation, Washington, DC. (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88, Oct. 28, 1988.)

**82-11-6. Procedures to insure compliance with minimum safety standards.** The following procedures may be utilized by the commission to insure compliance with the minimum safety standards of this article:

(a) Annual audit-inspection. An inspector shall visit each operator annually, or as needed, to inspect the operator's operation and maintenance records, and to perform field surveys and tests as required by the regulations of this article. Inspection guides shall be used to record information and test results obtained in each field inspection. This information shall be evaluated by the gas pipeline safety section, and an evaluation letter and a completed evaluation form shall be sent by mail to the operator.

(b) Return of evaluation form. Each completed evaluation form in subsection (a) shall be signed by the operator and returned to the gas pipeline safety section within 30 days of the date that the evaluation letter and evaluation form were received by the operator. Each evaluation form shall detail the actions taken by the operator, or shall set forth a proposed plan, to bring the operator's system into compliance with the safety standards of this article.

(c) Follow-up inspection. If the inspection reveals any instances of non-compliance, each inspector shall return to the operator's premises within 90 days of the date of the inspection evaluation letter, or as soon as is practicable, to perform a follow-up inspection. Each inspector shall re-inspect the operator's system and record any instance of non-compliance follow-up inspection evaluation letter shall then be sent to the operator detailing any further action required by the operator.

(d) Meeting with commission staff. If the inspector determines on the follow-up inspection that the instances of non-compliance have not been corrected, the operator may be requested to attend an informal meeting at the commission offices to discuss the op-

erator's non-compliance with the minimum safety standards of this article.

(e) Show cause hearing. A show cause hearing may be requested when all other reasonable measures have failed to produce operator compliance, or when the non-compliance presents an imminent danger to persons or property.

(f) Waiver of procedures. The requirements of this regulation may be waived and an interim order may be issued by the commission pursuant to K.A.R. 82-1-232(c) if any instance of non-compliance with the safety standards of this article presents any probable danger to persons or property. (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88, Oct. 28, 1988.)

**82-11-7. Reporting requirements.** (a) Annual report. Each operator subject to the jurisdiction of the commission shall submit, in duplicate, an annual report for each calendar year. This report shall be submitted on forms as prescribed by Title 49 CFR, Part 191. These forms shall be distributed to the operator by the gas pipeline safety section. Each annual report shall be submitted to the gas pipeline safety section by March 1st of the year following the reporting year. One copy of each annual report shall be transmitted by the commission to the information systems manager, materials transportation bureau, U.S. department of transportation, by March 15th of the year following the reporting year.

(b) Incident reports.

(1) Each operator shall notify the utility division by telephone within two hours following discovery of any incident within their certified areas or operating areas. If an incident occurs outside the commission's working hours of 7:50 a.m. through 4:50 p.m., Monday through Friday, or on a holiday, the gas utility or operator shall contact an employee of the gas pipeline safety section. A list of these employees and their telephone numbers shall be provided to each operator.

(2) One copy of any written incident report shall be transmitted by the executive director of the commission within 10 days of receipt to the information systems manager, materials transportation bureau, U.S. department of transportation.

(c) Municipal gas operators.

(1) Each municipal gas operator shall notify the gas pipeline safety section when the municipal gas operator has contracted with a consultant to perform a survey or inspection in order to comply with the minimum safety standards. Each municipal gas operator shall forward written notice indicating the probable month of the inspection or survey at the time the consultant is authorized by the municipality to conduct such survey or inspection. In addition, each municipal gas operator shall forward written notice to the gas pipeline safety section no less than 10 days before the survey or inspection is to be conducted by the consultant. Forms for these notifications shall be available from the gas pipeline safety section.

(2) Each municipal gas operator shall maintain complete records relating to the gas system for the life

(continued)

of the system for the purposes of insuring compliance with the minimum safety standards. Original records shall be kept by the city clerk or other responsible employee, and copies of the records shall be kept by the municipal gas operator. Each record shall be made available when an inspector conducts a field inspection.

(d) Construction notices. Each operator shall submit to the gas pipeline safety section written notice on commission-supplied forms of any of the following construction activities or events:

(1) Receipt by the operator of internal authorization to proceed with a construction project;

(2) commencement of a construction project. The notice shall be submitted no less than 10 days before the commencement of the construction project; or

(3) whenever contiguous pipeline installation projects cumulatively exceed the distance criteria provided in K.A.R. 82-11-1(b) so as to constitute a construction project. (Authorized by and implementing K.S.A. 66-1,150; effective T-82-10-28-88, Oct. 28, 1988.)

JUDITH McCONNELL  
Executive Director

Doc. No. 007197

**INDEX TO ADMINISTRATIVE REGULATIONS**

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1-5-13	Amended	V. 7, p. 1408
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1-6-32	New	V. 7, p. 1816
1-9-5	Amended	V. 7, p. 1408
1-9-6	Amended	V. 7, p. 1409
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through 4-13-65	New	V. 7, p. 1846-1848
4-16-1a	Amended	V. 7, p. 1848
4-16-1c	Amended	V. 7, p. 1848
4-16-3a	New	V. 7, p. 1849
4-16-7a	Amended	V. 7, p. 1849
4-16-252	New	V. 7, p. 1849
4-16-260	New	V. 7, p. 327
4-17-1a	New	V. 7, p. 1849
4-17-1c	New	V. 7, p. 1850
4-17-5	Revoked	V. 7, p. 1850
4-17-5a	New	V. 7, p. 1850
4-25-1	Revoked	V. 7, p. 1850

**AGENCY 5: BOARD OF AGRICULTURE— DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-10-1	Revoked	V. 7, p. 109
5-10-2	Revoked	V. 7, p. 109
5-10-3	Revoked	V. 7, p. 109
5-25-4	Amended	V. 7, p. 109

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-31-4	Amended	V. 7, p. 112
7-33-1	New	V. 7, p. 1606

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-7-7	Amended	V. 7, p. 1399
9-14-1		
through 9-14-5	New	V. 7, p. 1400

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No.	Action	Register
11-1-1		
through 11-1-5	Revoked	V. 7, p. 111

11-1-6	New	V. 7, p. 111
11-1-7	New	V. 7, p. 111
11-1-8	New	V. 7, p. 111
11-2-1	Revoked	V. 7, p. 111
11-2-2	Revoked	V. 7, p. 111
11-2-3	Revoked	V. 7, p. 111
11-2-4	New	V. 7, p. 111
11-2-5	New	V. 7, p. 111
11-2-6	New	V. 7, p. 111

**AGENCY 13: ALCOHOLIC BEVERAGE CONTROL BOARD OF REVIEW**

Reg. No.	Action	Register
13-1-1	Revoked	V. 7, p. 110
13-1-2	Revoked	V. 7, p. 110
13-2-1		
through 13-2-15	Revoked	V. 7, p. 110
13-3-1	Revoked	V. 7, p. 110
13-3-2	Revoked	V. 7, p. 110
13-4-1		
through 13-4-5	Revoked	V. 7, p. 110
13-5-1	Revoked	V. 7, p. 110
13-5-2	Revoked	V. 7, p. 110
13-6-1	Revoked	V. 7, p. 110

**AGENCY 14: DEPARTMENT OF REVENUE— DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

Reg. No.	Action	Register
14-1-1	Revoked	V. 7, p. 779
14-2-1		
through 14-2-23	Revoked	V. 7, p. 779
14-3-1		
through 14-3-20	Revoked	V. 7, p. 780
14-3-22		
through 14-3-42	Revoked	V. 7, p. 780, 781
14-4-1		
through 14-4-11	Revoked	V. 7, p. 781
14-4-11a	Revoked	V. 7, p. 781
14-4-12		
through 14-4-16	Revoked	V. 7, p. 781
14-4-18		
through 14-4-23	Revoked	V. 7, p. 782
14-4-25		
through 14-4-28	Revoked	V. 7, p. 782
14-5-1	Amended	V. 7, p. 782
14-5-2	Amended	V. 7, p. 782
14-5-3	Revoked	V. 7, p. 782
14-5-4	Amended	V. 7, p. 782
14-5-6	Amended	V. 7, p. 782
14-6-1	Amended	V. 7, p. 1401
14-6-2a	Amended	V. 7, p. 1401
14-6-3	Amended	V. 7, p. 1401
14-6-4	Amended	V. 7, p. 1401

14-7-2	Amended	V. 7, p. 1401
14-7-3	Amended	V. 7, p. 1401
14-7-4	Amended	V. 7, p. 1401
14-7-8	Amended	V. 7, p. 1401
14-8-1	Amended	V. 7, p. 1401
14-8-4	Revoked	V. 7, p. 783
14-8-5	Revoked	V. 7, p. 783
14-8-6	Amended	V. 7, p. 1401
14-8-7	Amended	V. 7, p. 1401
14-8-11	Revoked	V. 7, p. 783
14-9-1		
through		
14-9-10	Revoked	V. 7, p. 783
14-10-1		
through		
14-10-4	Revoked	V. 7, p. 783
14-10-5		
through		
14-10-16	New	V. 7, p. 1401, 1402
14-13-1		
through		
14-13-13	New	V. 7, p. 783-788
14-14-1		
through		
14-14-12	New	V. 7, p. 1402
14-16-1	Revoked	V. 7, p. 789
14-16-3	Revoked	V. 7, p. 789
14-16-4	Revoked	V. 7, p. 789
14-16-5	Revoked	V. 7, p. 789
14-16-6	Revoked	V. 7, p. 789
14-16-9		
through		
14-16-12	Revoked	V. 7, p. 789
14-16-14		
through		
14-16-24	New	V. 7, p. 789-792
14-17-5	New	V. 7, p. 1402
14-18-2		
through		
14-18-23	Revoked	V. 7, p. 793, 794
14-18-25	Revoked	V. 7, p. 794
14-18-26	Revoked	V. 7, p. 794
14-18-28	Revoked	V. 7, p. 794
14-18-29	Revoked	V. 7, p. 794
14-18-30	Revoked	V. 7, p. 794
14-18-32	Revoked	V. 7, p. 794
14-18-33	Revoked	V. 7, p. 794
14-19-8	Revoked	V. 7, p. 794
14-19-9	Revoked	V. 7, p. 794
14-19-11	Revoked	V. 7, p. 794
14-19-12	Revoked	V. 7, p. 794
14-19-13	Revoked	V. 7, p. 794
14-19-14		
through		
14-19-37	New	V. 7, p. 794-801
14-20-1	Revoked	V. 7, p. 801
14-20-2	Revoked	V. 7, p. 801
14-20-4	Revoked	V. 7, p. 801
14-20-7		
through		
14-20-10	Revoked	V. 7, p. 801
14-20-14		
through		
14-20-39	New	V. 7, p. 801-809
14-21-1		
through		
14-21-20	New	V. 7, p. 809-816
14-22-1		
through		
14-22-14	New	V. 7, p. 816-821
14-22-16		
through		
14-22-20	New	V. 7, p. 822
14-23-1		
through		
14-23-15	New	V. 7, p. 822-826
14-23-3	Amended	V. 7, p. 1402

**AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
23-1-9	Amended	V. 7, p. 1503
23-1-10	Amended	V. 7, p. 367
23-1-12	New	V. 7, p. 367
23-2-7	Amended	V. 7, p. 368

23-2-14	Amended	V. 7, p. 1503
23-2-14	Amended	V. 7, p. 1638
23-2-15	Amended	V. 7, p. 371
23-2-16	New	V. 7, p. 372
23-3-13	Amended	V. 7, p. 1504
23-5-1		
through		
23-5-8	New	V. 7, p. 1504, 1505
23-5-1		
through		
23-5-8	New	V. 7, p. 1639, 1640
23-7-7	Amended	V. 7, p. 1506
23-7-7	Amended	V. 7, p. 1640
23-8-2	Amended	V. 7, p. 1506
23-18-1	Amended	V. 7, p. 373
23-18-3	New	V. 7, p. 373
23-18-4	New	V. 7, p. 374
23-21-1		
through		
23-21-14	New	V. 7, p. 374-376

**AGENCY 24: KANSAS WHEAT COMMISSION**

Reg. No.	Action	Register
24-1-1	New	V. 7, p. 1357

**AGENCY 25: GRAIN INSPECTION DEPARTMENT**

Reg. No.	Action	Register
25-4-1	Amended	V. 7, p. 1396
25-4-4	Amended	V. 7, p. 221

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-1-1	Amended	V. 7, p. 1332
26-1-5	Amended	V. 7, p. 1334
26-1-7	New	V. 7, p. 1334
26-2-1	Amended	V. 7, p. 1335
26-2-3	Amended	V. 7, p. 1335
26-2-5	Amended	V. 7, p. 1336
26-2-6	Amended	V. 7, p. 1336
26-2-9	New	V. 7, p. 1336
26-3-1	Amended	V. 7, p. 1337
26-3-4	Amended	V. 7, p. 1337
26-3-5	Amended	V. 7, p. 1338
26-3-6	Amended	V. 7, p. 1338
26-4-1	Amended	V. 7, p. 1059
26-4-4	Amended	V. 7, p. 1338
26-5-1	Amended	V. 7, p. 1338
26-5-2	Amended	V. 7, p. 1338
26-5-8	New	V. 7, p. 1339
26-6-1	Amended	V. 7, p. 1339
26-6-2	Amended	V. 7, p. 1340
26-6-3	Amended	V. 7, p. 1340
26-6-5	Amended	V. 7, p. 1340
26-6-6	Amended	V. 7, p. 1340

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-4-285		
through		
28-4-294	New	V. 7, p. 1431-1434
28-4-285		
through		
28-4-294	New	V. 7, p. 1770-1773
28-4-525		
through		
28-4-529	New	V. 7, p. 714
28-14-2	Amended	V. 7, p. 714
28-15-35	Amended	V. 7, p. 714
28-15-36	Amended	V. 7, p. 714
28-16-56a	Amended	V. 7, p. 714
28-17-6	Amended	V. 7, p. 714
28-17-20	Amended	V. 7, p. 714
28-17-21	New	V. 7, p. 714
28-19-7	Amended	V. 7, p. 714
28-19-8	Amended	V. 7, p. 714
28-19-17f	Amended	V. 7, p. 715
28-19-18	Amended	V. 7, p. 715
28-19-19	Amended	V. 7, p. 715
28-19-53	New	V. 7, p. 715

28-19-61		
through		
28-19-66	Amended	V. 7, p. 715
28-19-69		
through		
28-19-75	Amended	V. 7, p. 715
28-19-84		
through		
28-19-96	Amended	V. 7, p. 715
28-19-98		
through		
28-19-108	Amended	V. 7, p. 715
28-19-108a	New	V. 7, p. 715
28-19-109	Amended	V. 7, p. 715
28-19-119		
through		
28-19-121a	Amended	V. 7, p. 715
28-19-123	Amended	V. 7, p. 715
28-19-124	Amended	V. 7, p. 715
28-19-125	Amended	V. 7, p. 715
28-19-127		
through		
28-19-141	Amended	V. 7, p. 715
28-19-149	Amended	V. 7, p. 715
28-19-150	Amended	V. 7, p. 715
28-19-153	Amended	V. 7, p. 715
28-19-154	Amended	V. 7, p. 715
28-19-155	Amended	V. 7, p. 715
28-19-158	Amended	V. 7, p. 715
28-19-159	Amended	V. 7, p. 715
28-31-1		
through		
28-31-4	Amended	V. 7, p. 715
28-31-6	Amended	V. 7, p. 715
28-31-8	Amended	V. 7, p. 715
28-31-8a	Amended	V. 7, p. 715
28-31-9	Amended	V. 7, p. 715
28-31-10	Amended	V. 7, p. 715
28-31-14	Amended	V. 7, p. 715
28-33-1	Amended	V. 7, p. 716
28-33-2		
through		
28-33-10	Revoked	V. 7, p. 716
28-35-146	Amended	V. 7, p. 716
28-35-147	Amended	V. 7, p. 716
28-39-77	Amended	V. 7, p. 716
28-39-83	Amended	V. 7, p. 716
28-39-87	Amended	V. 7, p. 716
28-39-114		
through		
28-39-129	Revoked	V. 7, p. 716
28-39-130	Revoked	V. 7, p. 716
28-39-131	Revoked	V. 7, p. 716
28-39-139		
through		
28-39-143	Revoked	V. 7, p. 716
28-39-300		
through		
28-39-312	New	V. 7, p. 716
28-39-400		
through		
28-39-411	New	V. 7, p. 716
28-50-1	Amended	V. 7, p. 716
28-50-2	Amended	V. 7, p. 716
28-50-4	Amended	V. 7, p. 716
28-50-5		
through		
28-50-9	Amended	V. 7, p. 716
28-50-9	Amended	V. 7, p. 1354
28-50-14	Amended	V. 7, p. 716
28-60-1		
through		
28-60-9	Amended	V. 7, p. 716
28-60-1		
through		
28-60-6	Amended	V. 7, p. 1740, 1741
28-60-7	Revoked	V. 7, p. 1742
28-60-9	Amended	V. 7, p. 1742
28-65-1	New	V. 7, p. 716
28-65-2	New	V. 7, p. 716
28-65-3	Amended	V. 7, p. 1399

(continued)

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-2-16	Amended	V. 7, p. 1402
30-4-34	Amended	V. 7, p. 716
30-4-35	Amended	V. 7, p. 717
30-4-36	Amended	V. 7, p. 717
30-4-41	Amended	V. 7, p. 717
30-4-50	Amended	V. 7, p. 1402
30-4-50	Amended	V. 7, p. 1437
30-4-54	Amended	V. 7, p. 717
30-4-56	Amended	V. 7, p. 717
30-4-57	Amended	V. 7, p. 1402
30-4-57	Amended	V. 7, p. 1437
30-4-58	Amended	V. 7, p. 1403
30-4-62	Amended	V. 7, p. 1403
30-4-62	Amended	V. 7, p. 1438
30-4-63	New	V. 7, p. 1403
30-4-63	Amended	V. 7, p. 1439
30-4-74	Amended	V. 7, p. 1404
30-4-75	Amended	V. 7, p. 717
30-4-78	Amended	V. 7, p. 717
30-4-80	Amended	V. 7, p. 1404
30-4-90	Amended	V. 7, p. 1404
30-4-91	Amended	V. 7, p. 718
30-4-95	Amended	V. 7, p. 1404
30-4-100	Amended	V. 7, p. 718
30-4-101	Amended	V. 7, p. 1404
30-4-102	Amended	V. 7, p. 1404
30-4-106	Amended	V. 7, p. 1404
30-4-108 through		
30-4-113	Amended	V. 7, p. 718, 719
30-4-108	Amended	V. 7, p. 1404
30-4-110	Amended	V. 7, p. 1404
30-4-113	Amended	V. 7, p. 1404
30-4-120	Amended	V. 7, p. 1404
30-4-120	Amended	V. 7, p. 1440
30-4-130	Amended	V. 7, p. 719
30-5-58	Amended	V. 7, p. 1404
30-5-58	Amended	V. 7, p. 1441
30-5-59	Amended	V. 7, p. 720
30-5-65	Amended	V. 7, p. 720
30-5-70	Amended	V. 7, p. 720
30-5-71	Amended	V. 7, p. 720
30-5-75	New	V. 7, p. 721
30-5-81	Amended	V. 7, p. 1405
30-5-81b	Amended	V. 7, p. 1405
30-5-81b	Amended	V. 7, p. 1444
30-5-81t	Amended	V. 7, p. 721
30-5-83a	Amended	V. 7, p. 721
30-5-84	Amended	V. 7, p. 721
30-5-84a	Amended	V. 7, p. 721
30-5-86	Amended	V. 7, p. 721
30-5-86a	Amended	V. 7, p. 721
30-5-86b through		
30-5-86e	Revoked	V. 7, p. 721
30-5-87	Amended	V. 7, p. 721
30-5-87a	Amended	V. 7, p. 721
30-5-88	Amended	V. 7, p. 1405
30-5-89	Amended	V. 7, p. 722
30-5-92	Amended	V. 7, p. 722
30-5-100	Amended	V. 7, p. 1405
30-5-100	Amended	V. 7, p. 1445
30-5-102	Amended	V. 7, p. 722
30-5-103	Amended	V. 7, p. 722
30-5-104	Amended	V. 7, p. 722
30-5-106a	Amended	V. 7, p. 722
30-5-110	Amended	V. 7, p. 722
30-5-110a	Amended	V. 7, p. 722
30-5-112	Amended	V. 7, p. 722
30-5-113	New	V. 7, p. 722
30-5-113a	New	V. 7, p. 722
30-5-114	New	V. 7, p. 722
30-5-114a	New	V. 7, p. 723
30-5-150	Amended	V. 7, p. 723
30-5-151	Amended	V. 7, p. 723
30-5-152	Amended	V. 7, p. 723
30-5-154	Amended	V. 7, p. 723
30-5-156	Amended	V. 7, p. 723
30-5-157	Amended	V. 7, p. 723
30-5-159 through		
30-5-163	Amended	V. 7, p. 723, 724

30-5-67 through		
30-5-171	Amended	V. 7, p. 724
30-6-35	Amended	V. 7, p. 724
30-6-36	Amended	V. 7, p. 724
30-6-41	Amended	V. 7, p. 1405
30-6-53	Amended	V. 7, p. 1405
30-6-54	Amended	V. 7, p. 724
30-6-56	Amended	V. 7, p. 1405
30-6-57	Amended	V. 7, p. 724
30-6-58	Amended	V. 7, p. 1405
30-6-65	Amended	V. 7, p. 1405
30-6-65	Amended	V. 7, p. 1445
30-6-74	Amended	V. 7, p. 1405
30-6-77	New	V. 7, p. 1405
30-6-78	Amended	V. 7, p. 1406
30-6-79	Amended	V. 7, p. 725
30-6-103	Amended	V. 7, p. 1406
30-6-106 through		
30-6-113	Amended	V. 7, p. 725, 726
30-6-106	Amended	V. 7, p. 1406
30-6-107	Amended	V. 7, p. 1406
30-6-108	Amended	V. 7, p. 1406
30-6-109	Amended	V. 7, p. 1406
30-6-112	Amended	V. 7, p. 1406
30-6-113	Amended	V. 7, p. 1407
30-10-1a	Amended	V. 7, p. 726
30-10-1b	Amended	V. 7, p. 727
30-10-2	Amended	V. 7, p. 727
30-10-3	Amended	V. 7, p. 727
30-10-4	Amended	V. 7, p. 727
30-10-9	Amended	V. 7, p. 727
30-10-11	Amended	V. 7, p. 727
30-10-15a	Amended	V. 7, p. 727
30-10-15b	Amended	V. 7, p. 727
30-10-17	Amended	V. 7, p. 727
30-10-18	Amended	V. 7, p. 1407
30-10-19	Amended	V. 7, p. 727
30-10-21	Amended	V. 7, p. 727
30-10-23a	Amended	V. 7, p. 727
30-10-24	Amended	V. 7, p. 728
30-10-25	Amended	V. 7, p. 728
30-10-29	Amended	V. 7, p. 728
30-22-30	Amended	V. 7, p. 728
30-22-32	Amended	V. 7, p. 729
30-31-2	Amended	V. 7, p. 729
30-31-3	Amended	V. 7, p. 729
30-31-4	Amended	V. 7, p. 729
30-46-1 through		
30-46-6	New	V. 7, p. 729, 730
30-51-1 through		
30-51-5	New	V. 7, p. 730, 731

**AGENCY 36: DEPARTMENT OF TRANSPORTATION**

Reg. No.	Action	Register
36-27-2	Amended	V. 7, p. 217
36-27-3	Amended	V. 7, p. 217
36-27-4	Amended	V. 7, p. 217
36-27-5a	New	V. 7, p. 217
36-27-6	Amended	V. 7, p. 217
36-27-7	Amended	V. 7, p. 217
36-27-8	Amended	V. 7, p. 218
36-27-11	Amended	V. 7, p. 218
36-27-12	Amended	V. 7, p. 218
36-27-13	Amended	V. 7, p. 219

**AGENCY 38: SAVINGS AND LOAN DEPARTMENT**

Reg. No.	Action	Register
38-10-1 through		
38-10-7	New	V. 7, p. 222

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-28	Amended	V. 7, p. 583
40-1-29	Revoked	V. 7, p. 584
40-1-36	Amended	V. 7, p. 584

40-2-14	Amended	V. 7, p. 585
40-2-15	Amended	V. 7, p. 586
40-2-16	Amended	V. 7, p. 586
40-2-22	Amended	V. 7, p. 586
40-3-12	Amended	V. 7, p. 588
40-3-33	Amended	V. 7, p. 588
40-4-22	Amended	V. 7, p. 591
40-4-37	New	V. 7, p. 1329
40-5-107	Amended	V. 7, p. 592
40-5-108	Amended	V. 7, p. 592
40-5-109	Amended	V. 7, p. 593
40-7-7	Amended	V. 7, p. 593
40-7-13	Amended	V. 7, p. 1838
40-9-118	Amended	V. 7, p. 593
40-10-15	Amended	V. 7, p. 593

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-6-136	Amended	V. 7, p. 308
44-6-138	Amended	V. 7, p. 308
44-6-141	Amended	V. 7, p. 309
44-7-104	Amended	V. 7, p. 309
44-12-205	Amended	V. 7, p. 311
44-12-207	Amended	V. 7, p. 311
44-12-327	New	V. 7, p. 311
44-12-401	Amended	V. 7, p. 311
44-12-601	Amended	V. 7, p. 311
44-13-402	Amended	V. 7, p. 313
44-13-704	Amended	V. 7, p. 313
44-15-101b	Amended	V. 7, p. 313
44-15-102	Amended	V. 7, p. 313

**AGENCY 45: KANSAS PAROLE BOARD**

Reg. No.	Action	Register
45-4-7	Amended	V. 7, p. 219
45-7-1	Amended	V. 7, p. 219
45-9-1	Amended	V. 7, p. 219

**AGENCY 47: MINED-LAND CONSERVATION AND RECLAMATION BOARD**

Reg. No.	Action	Register
47-2-75	Amended	V. 7, p. 409
47-3-42	Amended	V. 7, p. 410
47-7-2	Amended	V. 7, p. 411
47-9-1	Amended	V. 7, p. 411
47-10-1	Amended	V. 7, p. 412
47-12-4	Amended	V. 7, p. 412

**AGENCY 49: DEPARTMENT OF HUMAN RESOURCES**

Reg. No.	Action	Register
49-49-1	Amended	V. 7, p. 223

**AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT**

Reg. No.	Action	Register
50-3-1	Amended	V. 7, p. 399
50-4-2	Amended	V. 7, p. 400

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS' COMPENSATION**

Reg. No.	Action	Register
51-2-5	Amended	V. 7, p. 514
51-7-8	Amended	V. 7, p. 514
51-9-7	Amended	V. 7, p. 515
51-15-2	Amended	V. 7, p. 515
51-24-3 through		
51-24-7	New	V. 7, p. 515-517

**AGENCY 53: STATE RECORDS BOARD**

Reg. No.	Action	Register
53-3-1	New	V. 7, p. 1739
53-4-1	New	V. 7, p. 1739

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-4-101	Amended	V. 7, p. 18
60-11-104a	New	V. 7, p. 1613
60-13-102 through 60-13-108	New	V. 7, p. 361, 362
60-15-101 through 60-15-104	Amended	V. 7, p. 1612, 1613

**AGENCY 61: BOARD OF BARBER EXAMINERS**

Reg. No.	Action	Register
61-1-19	Amended	V. 7, p. 401
61-3-7	Amended	V. 7, p. 401
61-3-22	Amended	V. 7, p. 401
61-3-26	New	V. 7, p. 401

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-1	Amended	V. 7, p. 362
63-1-3	Amended	V. 7, p. 1712
63-1-4	Amended	V. 7, p. 1712
63-1-5	Amended	V. 7, p. 363
63-1-6	Amended	V. 7, p. 1712
63-1-7	Revoked	V. 7, p. 364
63-1-8	Revoked	V. 7, p. 364
63-1-12	Amended	V. 7, p. 1713
63-1-14 through 63-1-18	Revoked	V. 7, p. 364
63-1-20	Revoked	V. 7, p. 364
63-1-21	Revoked	V. 7, p. 364
63-1-22	Revoked	V. 7, p. 364
63-2-8	Revoked	V. 7, p. 364
63-2-13	Amended	V. 7, p. 364
63-2-14	Amended	V. 7, p. 1713
63-3-10	Amended	V. 7, p. 365
63-3-13	Amended	V. 7, p. 365
63-4-1	Amended	V. 7, p. 365
63-5-1	New	V. 7, p. 365
63-5-2	New	V. 7, p. 365
63-5-3	New	V. 7, p. 1714
63-6-1 through 63-6-8	New	V. 7, p. 365, 366
63-6-3	Amended	V. 7, p. 1714
63-6-6	Amended	V. 7, p. 1714
63-6-7	Revoked	V. 7, p. 1714
63-6-8	Revoked	V. 7, p. 1714

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-6-6	Revoked	V. 7, p. 358
65-6-8	Amended	V. 7, p. 358
65-6-11	Amended	V. 7, p. 358
65-6-12	Amended	V. 7, p. 358
65-6-17	Revoked	V. 7, p. 358
65-6-24	Revoked	V. 7, p. 358
65-6-25	Amended	V. 7, p. 358
65-6-30	Amended	V. 7, p. 359
65-6-31	Revoked	V. 7, p. 360
65-6-32	Revoked	V. 7, p. 360
65-6-33	Amended	V. 7, p. 360
65-6-37	New	V. 7, p. 360
65-7-3	Revoked	V. 7, p. 360
65-7-10	Revoked	V. 7, p. 360

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-2-5	Amended	V. 7, p. 327
68-2-20	Amended	V. 7, p. 327
68-5-1	Amended	V. 7, p. 327
68-7-11	Amended	V. 7, p. 328
68-7-13	Amended	V. 7, p. 329
68-7-14	Amended	V. 7, p. 329
68-8-1	Amended	V. 7, p. 329
68-11-1	Amended	V. 7, p. 329
68-11-2	Amended	V. 7, p. 330

68-12-2	New	V. 7, p. 330
68-13-1	New	V. 7, p. 330
68-20-11	Amended	V. 7, p. 330
68-20-15a	Amended	V. 7, p. 331
68-20-18	Amended	V. 7, p. 332

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-3-23	New	V. 7, p. 406
69-3-24	New	V. 7, p. 406
69-3-25	New	V. 7, p. 407
69-11-1	Amended	V. 7, p. 407

**AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS**

Reg. No.	Action	Register
70-1-3	Revoked	V. 7, p. 358
70-5-1	Amended	V. 7, p. 1264

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-14	Revoked	V. 7, p. 377
71-1-15	New	V. 7, p. 377

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-5-202a	Amended	V. 7, p. 377
74-5-203	Amended	V. 7, p. 377
74-7-2	Amended	V. 7, p. 378
74-8-2	Amended	V. 7, p. 378
74-8-5	New	V. 7, p. 378
74-12-1	New	V. 7, p. 378

**AGENCY 75: CONSUMER CREDIT COMMISSIONER**

Reg. No.	Action	Register
75-6-12	Revoked	V. 7, p. 1503
75-6-13	Revoked	V. 7, p. 1503
75-6-24	Amended	V. 7, p. 1328
75-6-26	Amended	V. 7, p. 1396
75-6-27	Revoked	V. 7, p. 1503
75-6-28	Revoked	V. 7, p. 1503

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-2-1	Amended	V. 7, p. 401
81-3-2	Amended	V. 7, p. 1534
81-3-2	Amended	V. 7, p. 1606
81-4-1	Amended	V. 7, p. 401
81-5-8	Amended	V. 7, p. 402
81-7-1	Amended	V. 7, p. 1534
81-8-1	Amended	V. 7, p. 405
81-9-1	Amended	V. 7, p. 405

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-1-231	Amended	V. 7, p. 413
82-1-231a	New	V. 7, p. 416
82-3-101	Amended	V. 7, p. 417
82-3-103	Amended	V. 7, p. 420
82-3-106 through 82-3-109	Amended	V. 7, p. 421-423
82-3-112	Amended	V. 7, p. 423
82-3-117	Amended	V. 7, p. 424
82-3-123	Amended	V. 7, p. 424
82-3-124	Amended	V. 7, p. 424
82-3-131	Amended	V. 7, p. 425
82-3-132	Amended	V. 7, p. 426
82-3-135	Amended	V. 7, p. 426
82-3-138	Amended	V. 7, p. 426
82-3-140	Amended	V. 7, p. 427
82-3-141	New	V. 7, p. 427
82-3-202	Amended	V. 7, p. 427
82-3-204	Amended	V. 7, p. 428
82-3-207	Amended	V. 7, p. 428
82-3-300	Amended	V. 7, p. 428

82-3-302	Revoked	V. 7, p. 428
82-3-304	Amended	V. 7, p. 428
82-3-306	Amended	V. 7, p. 429
82-3-311	Amended	V. 7, p. 429
82-3-312	Amended	V. 7, p. 429
82-3-400	Amended	V. 7, p. 430
82-3-401	Amended	V. 7, p. 430
82-3-502	Amended	V. 7, p. 431
82-3-602	Amended	V. 7, p. 432
82-3-603	Amended	V. 7, p. 432
82-4-3	Amended	V. 7, p. 432
82-4-20	Amended	V. 7, p. 433
82-4-65	Amended	V. 7, p. 433

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-5	Amended	V. 7, p. 1398
86-1-11	Amended	V. 7, p. 1398
86-1-13	Amended	V. 7, p. 408
86-1-16	New	V. 7, p. 1398
86-3-6a	Amended	V. 7, p. 408
86-3-18	Amended	V. 7, p. 408
86-3-22	New	V. 7, p. 409

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-3-10	New	V. 7, p. 465
88-3-11	New	V. 7, p. 465
88-3-12	New	V. 7, p. 1632
88-8-1 through 88-8-8	New	V. 7, p. 465, 466
88-9-1 through 88-9-6	New	V. 7, p. 1632, 1633
88-10-6	Amended	V. 7, p. 466
88-11-7	Amended	V. 7, p. 467
88-13-1	Amended	V. 7, p. 1807
88-13-4	Amended	V. 7, p. 1808
88-13-11	Amended	V. 7, p. 1808
88-14-1 through 88-14-4	New	V. 7, p. 467
88-15-1	Amended	V. 7, p. 1809
88-15-2	Amended	V. 7, p. 1809
88-16-1	Amended	V. 7, p. 1810
88-16-1a	Amended	V. 7, p. 1810
88-16-2	Amended	V. 7, p. 1810
88-16-5	Amended	V. 7, p. 1811
88-17-2	New	V. 7, p. 468
88-17-3	New	V. 7, p. 468
88-17-4	New	V. 7, p. 468
88-18-1 through 88-18-8	New	V. 7, p. 1814, 1815
88-19-1 through 88-19-4	New	V. 7, p. 1815

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-27	Amended	V. 7, p. 517
91-1-28	Amended	V. 7, p. 518
91-1-33	Amended	V. 7, p. 518
91-1-44	Amended	V. 7, p. 518
91-1-101b	New	V. 7, p. 519
91-1-107a	Amended	V. 7, p. 519
91-1-110b	New	V. 7, p. 520
91-1-112a	Amended	V. 7, p. 521
91-1-132a	Amended	V. 7, p. 521
91-1-146d	Amended	V. 7, p. 522
91-1-146e	New	V. 7, p. 523
91-1-147	Revoked	V. 7, p. 523
91-12-22 through 91-12-25	Amended	V. 7, p. 523-528
91-12-24	Revoked	V. 7, p. 1709
91-12-24a	New	V. 7, p. 1709
91-12-26	Revoked	V. 7, p. 1710
91-12-28	Amended	V. 7, p. 1710
91-12-31	Amended	V. 7, p. 529

(continued)

91-12-32	Amended	V. 7, p. 529
91-12-40	Amended	V. 7, p. 530
91-12-50		
through		
91-12-55	Amended	V. 7, p. 531-534
91-12-58	Amended	V. 7, p. 535
91-12-61	Amended	V. 7, p. 1711
91-12-62	Amended	V. 7, p. 536
91-12-72	Amended	V. 7, p. 536
91-25-1a	Amended	V. 7, p. 537
91-25-1c	Amended	V. 7, p. 538
91-31-1	Amended	V. 7, p. 538
91-31-2	Amended	V. 7, p. 539
91-31-3	Amended	V. 7, p. 539
91-31-5	Amended	V. 7, p. 540
91-31-6	Amended	V. 7, p. 540
91-31-7	Amended	V. 7, p. 541
91-31-9	Amended	V. 7, p. 542
91-31-11	Amended	V. 7, p. 542
91-31-12a		
through		
91-31-12h	Amended	V. 7, p. 542-544
91-31-13	Amended	V. 7, p. 544
91-31-14a	Amended	V. 7, p. 544
91-33-1		
through		
91-33-9	Amended	V. 7, p. 545-549
91-34-1		
through		
91-34-14	New	V. 7, p. 549-553

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-1-1	Amended	V. 7, p. 649
92-1-2	Amended	V. 7, p. 650
92-1-3	Amended	V. 7, p. 650
92-1-4		
through		
92-1-8	Revoked	V. 7, p. 650
92-12-106	New	V. 7, p. 650
92-13-10	Amended	V. 7, p. 651
92-19-3	Amended	V. 7, p. 651
92-19-5	Amended	V. 7, p. 651
92-19-6	Amended	V. 7, p. 651
92-19-8	Amended	V. 7, p. 651
92-19-9	Revoked	V. 7, p. 652
92-19-10	Amended	V. 7, p. 652
92-19-12	Amended	V. 7, p. 652
92-19-16	Amended	V. 7, p. 652
92-19-18	Amended	V. 7, p. 653
92-19-19	Amended	V. 7, p. 653
92-19-23	Amended	V. 7, p. 653
92-19-24	Amended	V. 7, p. 654
92-19-28	Amended	V. 7, p. 654
92-19-30	Amended	V. 7, p. 655
92-19-30a	New	V. 7, p. 656
92-19-31	Revoked	V. 7, p. 656
92-19-32	Amended	V. 7, p. 656
92-19-40	Amended	V. 7, p. 657
92-19-41	Revoked	V. 7, p. 657
92-19-46	New	V. 7, p. 657
92-19-47	New	V. 7, p. 657
92-19-49		
through		
92-19-59	New	V. 7, p. 658-662
92-19-61		
through		
92-19-66	New	V. 7, p. 662, 663
92-19-66a		
through		
92-19-66d	New	V. 7, p. 664-666
92-19-67		
through		
92-19-80	New	V. 7, p. 666-670
92-19-80	Revoked	V. 7, p. 1036
92-20-11	Amended	V. 7, p. 1632
92-20-13	Amended	V. 7, p. 671
92-21-6	Amended	V. 7, p. 671
92-21-8	Amended	V. 7, p. 672
92-21-10	Amended	V. 7, p. 672
92-21-14	Amended	V. 7, p. 672
92-24-9	Amended	V. 7, p. 672
92-24-10	Amended	V. 7, p. 672
92-24-11	Amended	V. 7, p. 673
92-24-13	Amended	V. 7, p. 673

92-24-15		
through		
92-24-19	Amended	V. 7, p. 673, 674
92-24-20	Revoked	V. 7, p. 674
92-24-21		
through		
92-24-24	Amended	V. 7, p. 674
92-26-1		
through		
92-26-7	Amended	V. 7, p. 675-676
92-51-41	Amended	V. 7, p. 676
92-52-1	Amended	V. 7, p. 676

**AGENCY 94: BOARD OF TAX APPEALS**

Reg. No.	Action	Register
94-1-1		
through		
94-1-9	Revoked	V. 7, p. 469
94-2-1		
through		
94-2-12	Amended	V. 7, p. 469-473
94-3-1	Amended	V. 7, p. 473
94-3-2	Amended	V. 7, p. 473

**AGENCY 99: BOARD OF AGRICULTURE—  
DIVISION OF WEIGHTS AND MEASURES**

Reg. No.	Action	Register
99-8-8	Amended	V. 7, p. 468
99-8-9	New	V. 7, p. 468
99-31-2		
through		
99-31-6	Amended	V. 7, p. 1838, 1839
99-32-1		
through		
99-32-6	Amended	V. 7, p. 468, 469

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-2-1	Revoked	V. 7, p. 474
100-2-3	Amended	V. 7, p. 474
100-2-5	Revoked	V. 7, p. 474
100-2-6	Revoked	V. 7, p. 474
100-5-1	Amended	V. 7, p. 474
100-5-2	Amended	V. 7, p. 474
100-5-3	Revoked	V. 7, p. 475
100-8-4	Amended	V. 7, p. 475
100-9-2	Revoked	V. 7, p. 475
100-10-1	Revoked	V. 7, p. 475
100-10a-1		
through		
100-10a-6	New	V. 7, p. 475-476
100-11-5	New	V. 7, p. 476
100-12-1	Amended	V. 7, p. 476
100-15-3	New	V. 7, p. 476
100-19-1	Amended	V. 7, p. 476
100-22-2	New	V. 7, p. 477
100-42-1	Revoked	V. 7, p. 477
100-42-2	Amended	V. 7, p. 477
100-46-5	Amended	V. 7, p. 477
100-54-1		
through		
100-54-9	New	V. 7, p. 477-480
100-55-1		
through		
100-55-8	New	V. 7, p. 480-483
100-60-7	Revoked	V. 7, p. 483
100-60-8		
through		
100-60-14	New	V. 7, p. 483-485

**AGENCY 102: BEHAVIORAL SCIENCES  
REGULATORY BOARD**

Reg. No.	Action	Register
102-2-1a	Amended	V. 7, p. 461
102-2-4b	Amended	V. 7, p. 462
102-2-7	Amended	V. 7, p. 463
102-3-1	New	V. 7, p. 1258
102-3-2	Amended	V. 7, p. 464
102-3-3		
through		
102-3-13	New	V. 7, p. 1258-1263
102-4-2	New	V. 7, p. 464

**AGENCY 104: CONSUMER CREDIT  
COMMISSIONER**

Reg. No.	Action	Register
104-1-1	Revoked	V. 7, p. 398
104-1-2	New	V. 7, p. 398

**AGENCY 105: BOARD OF INDIGENTS'  
DEFENSE SERVICES**

Reg. No.	Action	Register
105-2-1	Amended	V. 7, p. 1579
105-3-1	Amended	V. 7, p. 1579
105-3-2	Amended	V. 7, p. 1579
105-5-2	Amended	V. 7, p. 1579
105-5-6	Amended	V. 7, p. 1579
105-5-7	Amended	V. 7, p. 1580
105-5-8	Amended	V. 7, p. 1580
105-7-8	Amended	V. 7, p. 406
105-9-4	Revoked	V. 7, p. 1580
105-10-1	Amended	V. 7, p. 1580

**AGENCY 108: STATE EMPLOYEES HEALTH  
CARE COMMISSION**

Reg. No.	Action	Register
108-1-1	Amended	V. 7, p. 1581
108-1-1	Amended	V. 7, p. 1611

**AGENCY 109: EMERGENCY MEDICAL  
SERVICES BOARD**

Reg. No.	Action	Register
109-1-1	Amended	V. 7, p. 485
109-2-5		
through		
109-2-8	Amended	V. 7, p. 486-488
109-5-1	Amended	V. 7, p. 489
109-5-3	Amended	V. 7, p. 490
109-6-1	New	V. 7, p. 491
109-8-1	New	V. 7, p. 1635
109-9-1	New	V. 7, p. 1635
109-9-2	New	V. 7, p. 1635
109-9-3	New	V. 7, p. 1635
109-10-1	New	V. 7, p. 1635
109-11-1		
through		
109-11-8	New	V. 7, p. 1635-1638

**AGENCY 110: DEPARTMENT OF  
COMMERCE**

Reg. No.	Action	Register
110-1-1	Amended	V. 7, p. 434
110-1-2	Amended	V. 7, p. 434
110-2-1	New	V. 7, p. 434
110-2-2	New	V. 7, p. 435

**AGENCY 111: THE KANSAS LOTTERY**

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-3-1	Amended	V. 7, p. 1061
111-3-3	Revoked	V. 7, p. 1062
111-3-4	Revoked	V. 7, p. 1062
111-3-7	Revoked	V. 7, p. 1714
111-3-9	Amended	V. 7, p. 1190
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-10	Revoked	V. 7, p. 1062
111-3-13	Amended	V. 7, p. 1062
111-3-14	Amended	V. 7, p. 1062
111-3-16	Amended	V. 7, p. 1309
111-3-17	Revoked	V. 7, p. 1714
111-3-19		
through		
111-3-22	Amended	V. 7, p. 1309, 1310
111-3-20	Amended	V. 7, p. 1434
111-3-21	Amended	V. 7, p. 1606
111-3-25	New	V. 7, p. 1310
111-3-27	New	V. 7, p. 1310
111-3-30	Revoked	V. 7, p. 1310
111-3-32	New	V. 7, p. 931
111-3-33	New	V. 7, p. 1434
111-4-2	Amended	V. 7, p. 1063

111-4-4 Amended V. 7, p. 1063  
 111-4-6 Amended V. 7, p. 1434  
 111-4-7 Amended V. 7, p. 1064  
 111-4-8 Amended V. 7, p. 1064  
 111-4-12 Amended V. 7, p. 1190  
 111-4-19 Revoked V. 7, p. 206  
 111-4-22 through  
 111-4-40 Revoked V. 7, p. 206, 207  
 111-4-41 Revoked V. 7, p. 1435  
 111-4-42 Revoked V. 7, p. 1435  
 111-4-43 Revoked V. 7, p. 207  
 111-4-44 Revoked V. 7, P. 1435  
 111-4-46 through  
 111-4-64 Revoked V. 7, p. 207  
 111-4-66 through  
 111-4-77 New V. 7, p. 207-209  
 111-4-67 Amended V. 7, p. 1064  
 111-4-68 Amended V. 7, p. 931  
 111-4-69 Amended V. 7, p. 931  
 111-4-71 Amended V. 7, p. 1190  
 111-4-71a Amended V. 7, p. 1435  
 111-4-72 Amended V. 7, p. 1191  
 111-4-73 Amended V. 7, p. 1191  
 111-4-73a New V. 7, p. 1223  
 111-4-74 Amended V. 7, p. 931  
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