



# Kansas Register

Bill Graves, Secretary of State

Vol. 11, No. 24

June 11, 1992

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## State of Kansas

## Kansas Racing Commission

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Friday, July 24, in the hearing room at commission offices, 3400 Van Buren, Topeka, to consider the adoption of proposed permanent regulations of the Kansas Racing Commission. This 30-day notice constitutes a public comment period for the purpose of receiving written public comments on these proposed regulations.

A copy of the full text of the regulations and the economic impact statement may be reviewed or obtained at the commission office, 3400 Van Buren, Topeka 66611. The following is a summary of the proposed amendments:

**K.A.R. 112-18-2 through and including K.A.R. 112-18-19.** This set of proposed permanent regulations implements the provisions of 1992 Senate Bill 383, which authorizes the simulcasting of horse and greyhound races in Kansas. The regulations outline license and operating procedures. The individual regulations are as follows:

**112-18-2.** Application procedure for simulcasting applicant.

**112-18-3.** Application form for simulcasting applicant.

**112-18-4.** Special racing events.

**112-18-5.** Report of expenses and allocation of purse monies between horses and greyhounds.

**112-18-6.** Expenses.

**112-18-7.** Changes to approved simulcasting schedule.

**112-18-8.** Fee for simulcasting race or performance.

**112-18-9.** Duties of receiving facility.

**112-18-10.** Duties of sending racetrack.

**112-18-11.** Emergency procedures.

**112-18-12.** Combined wagering pools, general provisions.

**112-18-13.** Formation of combined wagering pool.

**112-18-14.** Distribution of combined wagering pools.

**112-18-15.** Breakage, interstate combined wagering pool.

**112-18-16.** Report to commission, combined wagering pool.

**112-18-17.** Manual merge.

**112-18-18.** Failure to merge.

**112-18-19.** Responsibility for the accuracy of transmitted wagering data.

**Economic impact:** Additional revenues to the state of Kansas as a result of Senate Bill 383 are estimated at a very negligible amount for the remainder of FY 92, approximately \$250,000 for FY 93, approximately \$500,000 to \$750,000 for FY 94, and approximately \$800,000 to \$1,000,000 for FY 95. These assumptions are made without any consideration of the impact which Indian gaming may have on these revenues.

While these regulations do impose certain requirements and restrictions on the licensee, and some of those will require the expenditure of dollars, the potential revenue to be generated on simulcasting far exceeds the potential financial impact on the licensee. It is very difficult to predict the actual dollar estimate, as many of the items which are required by the simulcasting regulations are already and will continue to be required for live racing. The primary expenditures that the licensee may have to make will be for the installation of data lines or additional phone lines, the purchase of a facsimile machine and other technical costs for totalisator interfacing or additional video. However, the licensee is entitled to deduct expenses from the revenue generated from simulcasting to offset those costs over a period of time.

Dana Nelson  
Executive Director

Doc. No. 012104

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**PUBLISHED BY**  
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Secretary of State  
2nd Floor, State Capitol  
Topeka, KS 66612-1594  
(913) 296-2236



**Register Office:**  
235-N, State Capitol  
(913) 296-3489

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 15-21:

Date	Room	Time	Committee	Agenda
June 15	123-S	10:00 a.m.	Joint Committee on State Building Construction	Project review and possible committee action.
June 16	531-N	10:00 a.m.	Legislative Educational Planning Committee	Agenda not available.
June 17	531-N	9:00 a.m.		

Emil Lutz  
 Director of Legislative  
 Administrative Services

Doc. No. 012109

State of Kansas

Department of Health  
 and Environment

Notice Concerning Proposed  
 Permit Action

The Secretary of Health and Environment is proposing to issue an air emission source construction permit in accordance with K.A.R. 28-19-14 (permits required) to Builders Concrete and Supply, Inc., Newton, for erection and operation of portable ready-mix plant.

Written materials, including the permit application and information relating to the application submitted by Builders Concrete and Supply, draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through July 9 by contacting David Butler, KDHE, 1919 N. Amidon, Wichita, (316) 838-1071. This material also can be reviewed at the KDHE office in Building 740, Forbes Field, Topeka. Questions concerning this proposed permit should be directed to Eugene Sallee, KDHE, (913) 296-1575.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to its issuance. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before July 9.

Azzie Young  
 Secretary of Health  
 and Environment

Doc. No. 012107

State of Kansas

Department of Health  
 and Environment

Notice Concerning Proposed  
 Permit Action

The Secretary of Health and Environment is proposing to issue an air emission source construction permit in accordance with K.A.R. 28-19-14 (permits required) to Allens Concrete, Inc., Wichita, to install and operate a portable ready-mix concrete plant to be initially operated at 4055 N. Webb Road, Wichita.

Written materials, including the permit application and information relating to the application submitted by Allens Concrete, Inc., draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through July 8 by contacting David Butler, KDHE, 1919 N. Amidon, Wichita, (316) 838-1071. This material also can be reviewed at the KDHE office in Building 740, Forbes Field, Topeka. Questions concerning this proposed permit should be directed to L. C. Hinthner, KDHE, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to its issuance. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before July 8.

Azzie Young  
 Secretary of Health  
 and Environment

Doc. No. 012113

State of Kansas

## Department of Wildlife and Parks

### Notice Concerning Draft Environmental Assessment

Pursuant to requirements of the National Environmental Policy Act of 1969, the Kansas Department of Wildlife and Parks announces the release of a draft environmental assessment entitled "Southfork Wildlife Area Artificial Wetland Development." The project proposes to construct an earthen dike around an existing cropland to create an artificial wetland. The wetland will be flooded seasonally using existing irrigation rights. Fill material for the dike will be excavated near the cropland and the borrow pit will become a small pond used for the establishment of a resident population of Canada geese.

Interested groups and individuals are encouraged to provide comments regarding this assessment to: Federal Aid Coordinator, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka 66612. Review copies may be requested from the above address or by calling (913) 296-2281. Persons with a hearing impairment may contact the department using the Kansas Relay Center at 1-800-766-3777. Written comments should be received by 5 p.m. June 29.

Jack Lacey  
Secretary of Wildlife  
and Parks

Doc. No. 012103

State of Kansas

## Department of Health and Environment

### Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

### Public Notice No. KS-ND-92-63

Name and Address of Applicant	Waterway	Type of Discharge
Kansas Department of Wildlife and Parks Hillsdale State Park Route 3, Box 205A Paola, KS 66071 Miami County, Kansas	Non-discharging	Non-discharging
Kansas Permit No. M-MC60-N002		

Description of Facility: This is a two-cell non-overflowing lagoon system. This facility is designed for the treatment of domestic waste. This is a new facility.

### Public Notice No. KS-92-120

Name and Address of Applicant	Waterway	Type of Discharge
Midwest Minerals, Inc. Quarry #4 P.O. Box 412 Pittsburg, KS 66762 Crawford County, Kansas	Marais des Cygnes River via west fork, Drywood Creek	Mine pit dewatering
Kansas Permit No. I-MC52-P001		Fed. Permit No. KS-0115533

Description of Facility: This facility is engaged in limestone crushing with no washing. The operation is seasonal and portable equipment is used. This is an existing facility and the previous limitations are continued. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

### Public Notice No. KS-AG-92-50

Name and Address of Applicant	Legal Description	Receiving Water
Edward Howie Dairy Route 3, Box 202 Abilene, KS 67410	NE/4 Section 10, Township 15S, Range 1E, Dickinson County	Smoky Hill River Basin
Kansas Permit No. A-SHDK-M006		

The existing facility has the capacity for approximately 85 dairy cattle. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Parlor wastewater storage capacity is provided in excess of minimum requirements. Surface drainage from approximately 2 acres overflows to an approved grass filter via a sedimentation basin providing an excess of 2 hours detention time.

Compliance Schedule: None, existing controls adequate.

Written comments on the proposed determinations may be submitted to Bethel Spotts or Angela Buie (agricultural permits), Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to July 10 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-ND-92-63, KS-AG-92-50, KS-92-120) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination

(newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Azzie Young  
Secretary of Health  
and Environment

Doc. No. 012112

State of Kansas

Real Estate Commission

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 9 a.m. Tuesday, July 21, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of a proposed amendment to regulation 86-1-13.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Commission Room 501, Landon State Office Building, 900 S.W. Jackson, Topeka 66612-1220. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

This regulation is proposed for adoption on a permanent basis. A summary of the proposed regulation and its economic impact follows:

**K.A.R. 86-1-13**—amended to require licensees to submit to the commission certificates of completion within 30 days of course completion or by the license renewal date, whichever is earlier. There are no anticipated costs to state agencies or real estate licensees as a result of this change.

Copies of the regulation and its economic impact statement may be obtained from the Kansas Real Estate Commission at the address above, (913) 296-3411.

Jean Duncan  
Administrative Officer

Doc. No. 012102

State of Kansas

Department of Revenue

Division of Vehicles

Notice of Proposed New Vehicle  
Dealer Establishment

In accordance with K.S.A. 1991 Supp. 8-2430, notice is hereby given of the proposed establishment of a new motor vehicle dealer for the Nissan line-make of motor vehicle. The proposed establishment will be at 205 S. Fir, Olathe. The proposed opening date is April 6, 1992. The name of the vehicle dealer-operator is Miles Schnaer.

By publication and separate, personal notice, where required, existing new motor vehicle dealers in new motor vehicles of the same line-make, with standing, are given 30 days from this date of publication in the Kansas Register to file a petition or complaint with the Director of Motor Vehicles protesting such proposed establishment. Such petitions or complaints must be directed to the Kansas Department of Revenue, Director of Motor Vehicles, First Floor, Docking State Office Building, 915 S.W. Harrison, Topeka 66612.

Betty McBride  
Director of Motor Vehicles

Doc. No. 012098

State of Kansas

Attorney General

Opinion No. 92-68

**Crimes and Punishments—Trading Stamps—Trading Stamp Act Inapplicable to Certain Coupons and Similar Devices; Coupons Redeemed by Retailer.** Representative Kathleen G. Sebelius, 56th District, Topeka, May 27, 1992.

A retailer promotion which involves distribution of game cards to potential customers as they enter the store whether or not those potential customers purchase anything is not violative of the trading stamp act since there appears to be no inducement to buy the retailer's products in order to get the game cards. Cited herein: K.S.A. 21-2801; 21-2802; 21-2803; K.S.A. 1991 Supp. 41-2701. JLM

Opinion No. 92-69

**Cities and Municipalities—Public Recreation and Playgrounds—Participants in the Recreation Commission.** David C. Burns, Attorney for Unified School District No. 440, Newton; Larry E. Baer, Halstead City Attorney, Newton, June 1, 1992.

The city of Bentley, located within U.S.D. No. 440, is not a part of a joint recreation commission created between the city of Halstead and U.S.D. No. 440 and as such, the city of Bentley has no right to representation on the commission, is not required to contribute facilities, and may continue to operate its own recreation commission. The city of Bentley will, however,

(continued)

be a part of the joint recreation commission taxing district. Cited herein: K.S.A. 12-1922; 12-1924; 12-1926. SP

#### Opinion No. 92-70

**State Institutions and Agencies; Historical Property—Kansas Soldiers' Home—Persons Eligible for Admission; Application; Discharges; Priorities for Admission; Income Tax Returns.** Stan Teasley, Executive Director, Kansas Commission on Veterans' Affairs, Topeka, June 1, 1992.

The Kansas Commission on Veterans' Affairs may require applicants or members of the Kansas Soldiers' Home to submit copies of the individuals' federal and state income tax returns so that the commission may determine whether the individuals are eligible to become or remain members of the Kansas Soldiers' Home. Cited herein: K.S.A. 76-1902b; 76-1904; 76-1908; 76-1927; 79-3234; 5 U.S.C.S. § 552a note; 26 U.S.C. § 6103. RDS

#### Opinion No. 92-71

**Domestic Relations—Family Planning Centers—Establishment and Maintenance; State Funding of Contraceptives for Minors.** Bill McCormick, Director of Federal and State Affairs, Office of the Governor, Topeka, June 1, 1992.

In our opinion, the portion of K.S.A. 23-501 which provides that the secretary of health and environment (KDHE) shall establish and maintain family planning centers is directory in nature, not mandatory. K.S.A. 23-501 prohibits the distribution of contraceptive information and services to minors through family planning centers established and maintained by KDHE. Such centers are not presently maintained by KDHE specifically because of the prohibition of K.S.A. 23-501. Should KDHE reestablish and maintain family planning centers in the future, so long as K.S.A. 23-501 is in effect contraceptive services could not be provided to minors at such centers.

A mature minor may authorize medical and surgical services, including contraceptive services, by giving an informed consent to such services. In the absence of an informed consent medical care is unauthorized, thus subjecting the medical care providers, whether public or private, to potential liability.

Two distinct governmental interests may be served simultaneously without jeopardizing the legality of either. The mere fact of apparent inconsistency alone does not negate either governmental interest nor does one interest prevent or preclude legislation promoting another interest. Statutes protecting minors from illicit sexual activity thus do not preclude acceptance and distribution of Title X funds which are conditioned upon provision of contraceptive services to minors. Cited herein: K.S.A. 21-3502; K.S.A. 1991 Supp. 21-3503; K.S.A. 21-3504; 21-3602; 21-3606; 23-501; 23-502; 38-1501; L. 1965, ch. 384, § 1; L. 1973, ch. 186, § 20; L. 1975, ch. 462, § 34; L. 1980, ch. 182, § 20; 42 U.S.C.S. § 300. CN

#### Opinion No. 92-72

**Cities of the First Class; Government by Mayor and Council and General Laws—Elections—Ordinance Prohibiting City Firefighter From Running for City Council; Constitutionality.**

**Constitution of the United States—Freedom of Speech—Restrictions on Public Employees' Political Activities.** Senator Jim Ward, 29th District, Wichita, June 2, 1992.

The city of Wichita may prohibit a city firefighter from running for city council without violating the firefighter's first amendment rights. Cited herein: U.S. Const., Amend. I. SP

#### Opinion No. 92-73

**Waters and Watercourses—Groundwater Exploration and Protection—Abandoned Holes; Plugging; Failure to Properly Seal.** Jeffery A. Mason, Counsel for Northwest Kansas Groundwater Management District No. 4, Goodland, June 2, 1992.

Simply stated, the public purpose doctrine permits the spending of public funds only for public purposes. A benefit to specific individuals does not necessarily deprive the expenditure of its public character if the benefit is incidental to the primary purpose of promoting the public welfare. In our opinion, the cost-share program that provides public monies to assist landowners in plugging their abandoned wells serves the public welfare. The program was implemented in response to the federal water pollution control act (commonly referred to as the clean water act) to expeditiously restore and maintain the biological integrity of the nation's waters. Cited herein: K.S.A. 1991 Supp. 65-101; 65-164; K.S.A. 65-171a; 75-5657; 82a-1213; 82a-1214; 33 U.S.C. §§ 1251, 1329, 1362. GE

#### Opinion No. 92-74

**State Institutions and Agencies; Historical Property—Kansas Soldiers' Home—Persons Eligible for Admission; Application; Durational Residence Requirement; Constitutionality.** Stan Teasley, Executive Director, Kansas Commission on Veterans' Affairs, Topeka, June 2, 1992.

As it appears no compelling governmental interest is served by the durational residence requirement set forth in K.S.A. 76-1908(b), the requirement results in a violation of the equal protection clause and is therefore unconstitutional. Cited herein: K.S.A. 76-1902b; 76-1908; L. 1889, ch. 235, § 11; U.S. Const., art. I, § 8; U.S. Const., art. IV, § 2; U.S. Const., Amend. XIV. RDS

Robert T. Stephan  
Attorney General

Doc. No. 012016

State of Kansas

Department of Administration  
Division of Purchases

Notice to Bidders

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

Monday, June 22, 1992

29008

Parsons State Hospital—Natural gas services

29009

Statewide—Individual portions

29012

Statewide—Specialized laboratory chemicals

92812

Emporia State University—PBX system

Tuesday, June 23, 1992

29005

University of Kansas Medical Center—August (1992) meat products

29006

University of Kansas—August (1992) meat products

29013

Statewide—Modems

92725

Department of Transportation—Aggregate, Ellsworth

92731

Emporia State University—Token ring

Wednesday, June 24, 1992

A-6781(c)

Pittsburg State University—Alterations to energy management system, Weede and Porter Hall

A-6856

Kansas State University—Renovation of floors, Veterinary Clinical Science Building

A-6862

Kansas State University—Moore Hall parking lot reconstruction

29007

Statewide—Consumer Grade AA eggs

92732

Department of Transportation—Furnish and install windows, Salina

92733

Department of Transportation—Furnish and install windows, Garnett

92734

Department of Transportation—Furnish and install windows, Independence

92735

Emporia State University—Compatible IBM mainframe printers

Thursday, June 25, 1992

A-6777

Department of Human Resources—Replace front door of the Job Service Center, Dodge City

A-6779

Department of Human Resources—Replace front door of the Job Service Center, Arkansas City

29011

University of Kansas—Diplomas and certificates

92810

University of Kansas—Paper, printing and binding

92811

Kansas Insurance Department—AS/400 Model E35 computer system

92813

Topeka State Hospital—Drapery fabric

Friday, June 26, 1992

92849

Department of Social and Rehabilitation Services—VHS training video cassettes

92850

Department of Transportation—Programming services

92882

Kansas Soldiers' Home—Hospital beds

92883

Kansas State School for the Deaf—Auditory training equipment

92884

El Dorado Correctional Facility—Chain link fence materials

92885

Department of Administration, Division of Accounts and Reports—AS/400 upgrade, Model B50 to Model E 50

92886

Department of Wildlife and Parks—Aircraft, Pratt

Monday, June 29, 1992

92826

Wichita State University—Moving services

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Request for Quotation

Friday, June 26, 1992

92818

Business processes and hardware and software recommendations study for the Kansas Lottery

Jack R. Shipman  
Director of Purchases

Doc. No. 012114

## State of Kansas

## Secretary of State

## Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited May 15, 1992, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

## Domestic Corporations

A. R. E. Industries, Inc., Wichita, KS.  
 Aksarben, Inc., Satanta, KS.  
 Back Cattle Corp., Sublette, KS.  
 Cade Electric, Inc., Wichita, KS.  
 Carl Otten and Sons, Inc., Neosho, MO.  
 Central Kansas Irrigation, Inc., Iuka, KS.  
 CMX, Inc., Wichita, KS.  
 Collins Commodity Brokerage Co., Inc. (A Close Corporation), Wichita, KS.  
 Computacations of Kansas City, Inc., Shawnee Mission, KS.  
 Concrete Placement of Kansas City, Inc., Kansas City, KS.  
 Constructive Computing Company, Inc., Kansas City, KS.  
 Continental Advanced Services, Inc., Prairie Village, KS.  
 Dart-in Superettes, Inc., Garden City, KS.  
 Denton Fence Corporation, Shawnee, KS.  
 Derrol D. Hubbard, Inc., Smith Center, KS.  
 DLM, Inc., Olathe, KS.  
 Durr Engineering, Inc., Hutchinson, KS.  
 Florence Manor, Ltd., Topeka, KS.  
 Food Marketing Communicators, An Association, Lenexa, KS.  
 Gatewood Associates, Inc., Wichita, KS.  
 Gentle Care Animal Hospital, Inc., Lawrence, KS.  
 Ginny T-Shirt Co., Lenexa, KS.  
 High Plains Trucking of Kansas, Inc., Wichita, KS.  
 Homestead Woods Homeowners Association, Inc., Overland Park, KS.  
 Hopkins Oil, Inc., Arkansas City, KS.  
 Hunam Restaurant, Inc., Topeka, KS.  
 J.L.F. Enterprises, Incorporated, Topeka, KS.  
 Jay's, Realtors, Inc., Prairie Village, KS.  
 JB Bowers & Associates, Inc., Overland Park, KS.  
 Johnson County Cab Inc., Roeland Park, KS.  
 Kansas Emergency Medical Technicians Association, Inc., Emporia, KS.  
 Kansas Science Suppliers, Inc., Wichita, KS.  
 Ladco, Inc., Russell, KS.  
 Landmark of Emporia, Inc., Emporia, KS.  
 Life Christian Center, Inc., Burlington, KS.  
 M & L Keg Inc., Colwich, KS.  
 McGovern Sales Agency, Inc., Kansas City, MO.  
 New York Original Delicatessen, Inc., Ottawa, KS.  
 Norris-Carter, Post #116, St. Paul, KS.  
 Odette Abstract & Title Services, Inc., Junction City, KS.  
 Oxford Middle School PTO, Inc., Overland Park, KS.

Papon Roofing & Construction, Inc. (A Close Corporation), Hardtner, KS.  
 Paris Gourmet Ltd., Overland Park, KS.  
 Peoples Insurance of Kansas, Inc., Pratt, KS.  
 Portrait's by Shane, Inc., Great Bend, KS.  
 Ramoka, Inc., Wichita, KS.  
 Reisbig's, Inc., Great Bend, KS.  
 Soccer West, Inc., Wichita, KS.  
 Steven D. Epler, D.D.S., P.A., Yates Center, KS.  
 Stilwell Elementary Parent Teacher Organization, Inc., Stilwell, KS.  
 Sunflower Kennel Club of Olathe, Kansas, Inc., Olathe, KS.  
 Sun-Moor, Inc. (A Close Corporation), Andover, KS.  
 Tan Fix-Up Service Inc., Topeka, KS.  
 The Eclectic Company, Olathe, KS.  
 The Heartland Chapter of the National Association of American Business, Salina, KS.  
 The Kansas City Soccer Investment Group Inc. (A Close Corporation), Overland Park, KS.  
 The Red Baron Chapter of the National Association of American Business, Salina, KS.  
 The Topeka High Trojan Booster Club, Inc., Topeka, KS.  
 Tri-Energy, Inc., Merriam, KS.  
 Venice Foods, Inc., Kansas City, KS.  
 V. Leanne Hjerstedt, Ph.D, P.A., Prairie Village, KS.  
 Westchester Homes Association, Inc., Overland Park, KS.  
 Wittmer Farm Realty, Inc., Topeka, KS.

## Foreign Corporations

Avalon Finance Company, Inc., Overland Park, KS.  
 Bogert Oil Company, Oklahoma City, OK.  
 Capital Realty Group Management, Inc., Dallas, TX.  
 Coastal Plains, Inc., Dublin, GA.  
 Encore Retirement Centers, Inc., White Plains, NY.  
 Enterprise Oil Marketing, Corp., Little Rock, AR.  
 Independent Automotive Damage Appraisers Assoc., Elmhurst, IL.  
 Liberty Military Sales, Inc., Houston, TX.  
 Massey-Ferguson Inc., Des Moines, IA.  
 Payline Systems, Inc., Portland, OR.  
 Rax Restaurants, Inc., Columbus, OH.  
 Rice-Cleveland Construction Corporation, Greenville, SC.  
 Robert B. Somerville Co., Inc., Paris, TX.  
 Schlosser Incorporated, Burlington, CO.  
 Silk Greenhouse, Inc., Tampa, FL.  
 Tesinc, Phoenix, AZ.  
 TFC International, Inc., Overland Park, KS.  
 The Millgard Corporation, Livonia, MI.  
 Time Services Corporation, Parkville, MO.  
 TS Note Company, Overland Park, KS.  
 Twenco Financial Corporation, Overland Park, KS.  
 Universal Exploration Operating Co., Inc., Costa Mesa, CA.

Bill Graves  
 Secretary of State

Doc. No. 012100



State of Kansas

## Office of Judicial Administration

## Court of Appeals Docket

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals  
 Division 1, Courtroom 300, Johnson County Courthouse  
 Olathe, Kansas

Before Briscoe, C.J.; Rulon and Lewis, JJ.

Tuesday, June 23, 1992

10:00 a.m.

Case No.	Case Name	Attorneys	County
66,860 67,499	R.E. Newton Development, Appellee, v. Vanguard Products, <i>et al.</i> , Appellant.	Marty T. Jackson Wilson E. Speer	Johnson
67,027	Marty Louis Kenyon, Appellant, v. KPL Gas Service Co., Appellee.	Norman W. Hines Daniel S. Rabin	Leavenworth
66,993	State of Kansas, Appellee, v. Joseph W. Barko, Appellant.	Donald W. Vasos Jeffrey S. Southard District Attorney Attorney General	Johnson
Summary Calendar—No Oral Argument			
67,002	State of Kansas, Appellee, v. Israel Trujillo, Appellant.	Thomas Jacquinet District Attorney Attorney General	Johnson

Before Briscoe, C.J.; Rulon, J.; and David J. King,  
 District Judge, assigned.

Tuesday, June 23, 1992

1:00 p.m.

Case No.	Case Name	Attorneys	County
67,553	Becky Scarlett, Appellant, v. State Farm Mut. Auto. Ins., <i>et al.</i> , Appellees.	Steven M. Dickson	Johnson
66,722	State of Kansas, Appellee, v. Johnnie Lee Hervey, Appellant.	Michael J. Dutton District Attorney Attorney General	Wyandotte
2:00 p.m.			
66,508	Edward Lange, Appellant, v. Sherwin Epstein, Appellee.	Wendy Slayton Veronica Jongenelen	Johnson
66,340	Inez Perkins, Appellant, v. Philip L. Matthews, Appellee.	James D. Griffin Bernis G. Terry	Johnson
Summary Calendar—No Oral Argument			
67,249	State of Kansas, Appellee, v. Mark W. Wagner, Appellant.	Thomas D. Billam District Attorney Attorney General	Johnson
		Steven D. Treaster	

(continued)

Before Rulon; P. J., Lewis; J. and David J. King,  
District Judge, assigned.

Wednesday, June 24, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
67,156	State of Kansas, Appellee,	District Attorney Attorney General	Johnson
	v. Timothy D. Roberts, Appellant.	Steven R. Zinn	
67,072	Marka Fountain, <i>et al.</i> , Appellant,	Zackery E. Reynolds	Miami
	v. Steven Goebel, <i>et al.</i> , Appellees.	Michael J. Dutton	
<b>Summary Calendar—No Oral Argument</b>			
67,148	State of Kansas, Appellee,	District Attorney Attorney General	Johnson
	v. Anselmo C. Morales, Appellant.	Hazel Haupt	
66,733	In the Matter of the Marriage of Jewell Wright and Javan Wright.	Rosie M. Quinn Karen L. Shelor	Wyandotte
67,046	State of Kansas, Appellee,	District Attorney Attorney General	Johnson
	v. Steven J. Mueller, Appellant.	Thomas Jacquinet	

Before Briscoe, C. J.; Lewis, J.; and David J. King,  
District Judge, assigned.

Wednesday, June 24, 1992

10:30 a.m.

Case No.	Case Name	Attorneys	County
67,276	In the Matter of the Marriage of John Voelk and Cynthia Voelk.	David K. Martin L. D. McDonald Jr. Kathleen A. Hardee	Johnson
67,655	Rosemary Kornblum, Appellant,	M. Joan Klosterman Thomas Sullivan	Johnson
	v. Marriott Corp., Appellee.	Richard T. Merker	
<b>Summary Calendar—No Oral Argument</b>			
67,346	In the Interest of E. H. G.	William D. Peters Jr. District Attorney	Wyandotte
67,218	State of Kansas, Appellee,	District Attorney Attorney General	Johnson
	v. Ernest L. Hines, Appellant.	Hazel Haupt	
67,252	In the Matter of the Marriage of Martin Perina and Linda Perina.	Martin Perina, <i>pro se</i> John C. Eisele	Johnson

Kansas Court of Appeals  
 Court of Appeals Courtroom, 2nd Floor, Kansas Judicial Center  
 Topeka, Kansas

Before Rees, P. J.; Elliott, J.; and John J. Bukaty, Jr.,  
 District Judge, assigned.

Tuesday, June 23, 1992  
 10:00 a.m.

Case No.	Case Name	Attorneys	County
67,290	State of Kansas, Appellee, v. Donnie Skeen, Appellant.	County Attorney Attorney General  Rick Kittel	Atchison
67,032	In the Matter of the Marriage of Olive M. Lewis and John L. Lewis.	David K. Markham Edward W. Dosh	Neosho
67,139	Phillip and Glenna Carter, Appellees, v. Lee and Sandra Blackburn, Appellants.	Kurt F. Kluin  Morris D. Hildreth	Neosho
<b>Summary Calendar—No Oral Argument</b>			
67,307	State ex rel. Gregory Barker, Appellant, v. 1973 Fleetwood Mobile Home, Appellee.	D. Eric Stonecipher  Kelly S. Hodge	Geary
67,150	Archie Watkins, Appellant, v. State of Kansas, Appellee.	Steven R. Zinn  Attorney General County Attorney	Geary

Before Rees, P. J.; Brazil, J.; and John J. Bukaty, Jr.,  
 District Judge, assigned.

Tuesday, June 23, 1992  
 1:00 p.m.

Case No.	Case Name	Attorneys	County
66,811	State of Kansas, Appellee, v. Samual Otis Jackson, Appellant.	County Attorney Attorney General  Steven R. Zinn	Saline
67,514	Morgan Cole, Appellee, v. Thomas Company National Bank, Appellant.	Allen Shelton  Jerry Fairbanks	Thomas
<b>2:00 p.m.</b>			
67,405	In the Matter of the Driver's License of Dewayne B. Bangle. v.	Daniel C. Walter James G. Keller	Graham
66,718	Everett and Shirley Marinhagen, Appellants, v. Boster, Inc., et al., Appellees.	David O. Alegria  Justice B. King Robert S. Jones	Saline

**Summary Calendar—No Oral Argument**

67,287	State of Kansas, Appellee, v. Leslie R. Fewell, Appellant.	County Attorney Attorney General  Rick Kittel	Republic
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(continued)

Before Brazil, P. J.; Elliott, J.; and John J. Bukaty, Jr.,  
District Judge, assigned.

Wednesday, June 24, 1992

9:30 a.m.

Case No.	Case Name	Attorneys	County
67,374	Luminous Neon, Inc., Appellee, v. Rita Parscale, <i>et al.</i> , Appellants.	Bradley D. Dillon Dwight Parscale	Shawnee

10:00 a.m.

67,055	Farmers State Bank & Trust Company of Hays, Appellant, v. Hearthstone & Assoc., Appellee.	Robert L. Earnest John T. Bird	Ellis
67,300	Kansas Fire & Cas. Co. v. Eric Waddell, Appellee, and John Angel, <i>et al.</i> , Appellants.	Larry G. Pepperdine Michael S. Holland Mark A. Corder Andrew H. McCue	Osborne

Summary Calendar—No Oral Argument

67,629	Churchill Truck Lines, Inc., Appellant, v. Department of Human Resources, Appellee.	Frank W. Taylor Jr. James R. McEntire	Shawnee
67,289	State of Kansas, Appellee, v. Thomas E. Moody, Appellant.	Gene M. Olander Attorney General Jessica R. Kunen	Shawnee

Before Rees, P. J.; Brazil; and Elliott, J. J.

Wednesday, June 24, 1992

1:30 p.m.

Case No.	Case Name	Attorneys	County
66,741	State of Kansas, Appellee, v. Billy J. Fawl, Appellant.	County Attorney Attorney General Wesley M. Norwood	Franklin
67,407	Harvest Inn, Appellee, v. Kansas Commission on Civil Rights, <i>et al.</i> , Appellants.	Henry O. Boaten Roger W. Lovett Brandon L. Myers	Geary

2:30 p.m.

67,212	Fred L. Mattox, Appellant, v. Frederick J. Patton II, Appellee.	Cheryl D. Myers James D. Griffin	Shawnee
67,486	Don and Belinda Dikeman, Appellees, v. Farmers All. Mut. Ins., Appellant.	Forrest E. Short Zackery E. Reynolds	Bourbon

Summary Calendar—No Oral Argument

67,149	State of Kansas, Appellee, v. Charles W. Jones, Appellant.	County Attorney Attorney General Elizabeth Sterns	Labette
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Kansas Court of Appeals  
Court of Appeals Courtroom, 3rd Floor, Old Sedgwick County Courthouse  
510 N. Main, Wichita, Kansas

Before Gernon, P. J.; Davis and Larson, J. J.

Tuesday, June 23, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
67,114	John A. Thomas, Appellant, v. Air Midwest, Inc., Appellee.	Kiehl Rathbun	Sedgwick
67,409	Mary Jo Watson, Appellant, v. K. C. Resources, <i>et al.</i> , Appellees.	Ron D. Beal Ernest McRae John V. Wachtel	Sumner
10:30 a.m.			
66,510	Kathryn Love, <i>et al.</i> , Appellant, v. Dallas Hensley, Appellee.	Curtis L. Hursh James Myers	Hodgeman
66,616	Richard K. Savina, Appellee, v. Sterling Drug, <i>et al.</i> , Appellant.	Thomas J. Berscheidt Richard D. Cordry Steven R. Fabert	Sedgwick
Summary Calendar—No Oral Argument			
67,601	First National Bank of Conway Springs, Appellee, v. Brenda Jones, Appellant.	Harold A. Pfalzgraf Brenda Jones	Sumner

Before Gernon, P. J.; Davis J.; and Robert J. Schmisser,  
District Judge, assigned.

Tuesday, June 23, 1992

1:30 p.m.

Case No.	Case Name	Attorneys	County
67,036	State of Kansas, Appellant, v. Dennis Duane Michel, Appellee.	County Attorney Attorney General R. Lee McGowan Dennis Michel, <i>pro se</i>	Finney
66,751	Jack Hunt, Appellant, v. KMG Main Hurdman, <i>et al.</i> , Appellees.	James T. McIntyre Martin W. Bauer Christopher W. O'Brien	Sedgwick
3:00 p.m.			
66,453	Addison Mfg., Inc., Appellant, v. National Farmers Union, <i>et al.</i> , Appellees.	Allen G. Glendenning Kurt A. Harper Harry E. Robbins Jr.	Sedgwick
66,789	Bertha A. Hackman, Appellant, v. Jennifer M. Wieland, <i>et al.</i> , Appellees.	Kevin M. McMaster Thomas E. Ruzicka	Sedgwick

Summary Calendar—No Oral Argument

67,061	State of Kansas, Appellee, v. Randy Young, Appellant.	County Attorney Attorney General Steven R. Zinn	Finney
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(continued)

Before Gernon, P. J.; Larson, J.; and Robert J. Schmisser,  
District Judge, assigned.

Wednesday, June 24, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
67,507	R&H Properties, Appellant, v. Mr. Guy, <i>et al.</i> , Appellee.	James R. Gilhousen J. Nick Badgerow	Sedgwick
67,232	Steven H. Johnson, Appellant, v. Kansas Department of Revenue, Appellee.	Keith E. Martin Brian Cox	Sedgwick
66,418	Richard D. Ralls, Appellant, v. State of Kansas, Appellee.	Hazel Haupt Attorney General Debra Byrd Wagner	Sedgwick
10:30 a.m.			
67,121	J. C. Woodall, Appellant, v. Mike Hill, Sheriff, Appellee.	Roger L. Falk Debra Byrd Wagner	Sedgwick
Summary Calendar—No Oral Argument			
67,047	State of Kansas, Appellee, v. Darrin Roy Powers, Appellant.	County Attorney Attorney General Jessica R. Kunen	Montgomery

Before Davis, P. J.; Larson, J.; and Robert J. Schmisser,  
District Judge, assigned.

Wednesday, June 24, 1992

1:00 p.m.

66,826	State of Kansas, Appellee, v. Kirk Pringle, Appellant.	Debra Byrd Wagner Attorney General Kristine Paredes	Sedgwick
66,803	Robert E. Johnson, Appellee, v. State of Kansas, <i>et al.</i> , Appellants.	Jon R. Craig Brian R. Johnson	Reno
67,351	Verlyn Gallaway, Appellant, v. Matthew Richman, Appellee.	Lelyn J. Braun William B. Bolin	Finney
Summary Calendar—No Oral Argument			
67,216	Hyplains Dressed Beef, Appellee, v. Employment Security Board and Brenda Mauer, Appellant.	David J. Rebein James R. McEntire	Ford
67,062	State of Kansas, Appellee, v. Terry Lee Bartlett, Appellant.	County Attorney Attorney General Kristine Paredes	Harvey

Carol G. Green  
Clerk of the Appellate Courts

State of Kansas

**Department of Administration**

**Public Notice**

Under requirements of K.S.A. 1991 Supp. 65-34,117(b), records of the Division of Accounts and Reports show the unobligated balance in the petroleum storage tank release trust fund is \$4,481,736.89 at May 31, 1992.

Susan M. Seltsam  
Secretary of Administration

Doc. No. 012101

(Published in the Kansas Register, June 11, 1992.)

**Summary Notice of Bond Sale  
City of Salina, Kansas  
\$15,000,000**

**Combined Water and Sewage System Improvement  
Revenue Bonds, Series 1992**

**Sealed Bids**

Subject to the notice of bond sale and preliminary official statement dated June 1, 1992, sealed bids will be received by the city clerk of the city of Salina, Kansas, on behalf of the governing body at the City/County Building, Room 206, 300 W. Ash, Salina, until 2 p.m. C.D.T. On June 22, 1992, for the purchase of \$15,000,000 principal amount of Combined Water and Sewage System Improvement Revenue Bonds, Series 1992.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated July 1, 1992, and will become due on October 1 in the years as follows, except to redemption as provided in the notice of bond sale:

Year	Principal Amount
1993	\$ 385,000
1994	415,000
1995	445,000
1996	475,000
1997	510,000
1998	545,000
1999	575,000
2000	605,000
2001	640,000
2002	680,000
2003	725,000
2004	765,000
2005	815,000
2006	870,000
2007	925,000
2008	985,000
2009	1,050,000
2010	1,120,000
2011	1,195,000
2012	1,275,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1993.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$300,000 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about July 16, 1992, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, Kansas City, Missouri, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the city for the year 1991 is \$194,872,458.

The total general obligation indebtedness of the city as of the date of the bonds is \$13,722,000. The outstanding utility revenue debt of the city, including the bonds, is as follows:

Issue	Amount
Combined Water and Sewage System Improvement Revenue Bonds, Series 1992 .....	\$15,000,000
Combined Water and Sewage System Revenue Bonds, Series 1990 .....	7,645,000
Combined Water and Sewage System Revenue Bonds, Series 1977 .....	2,100,000*

\* Escrowed but not defeased.

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk, (913) 862-7240, or from the financial advisor, George K. Baum & Company, 12 Wyandotte Plaza, 120 W. 12th, Kansas City, MO 64105, Attention: Roger Edgar, (816) 474-1100.

Dated June 1, 1992.

City of Salina, Kansas  
By Jacqueline B. Shiever  
City Clerk

Doc. No. 012108

(Published in the Kansas Register, June 11, 1992.)

**Summary Notice of Bond Sale  
Gove County, Kansas  
\$2,140,000**

**General Obligation Hospital Bonds  
Series A, 1992  
\$745,000**

**General Obligation Hospital Bonds  
Series B, 1992 (Taxable)**

**(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Sealed Bids**

Subject to the notice of bond sale and preliminary official statement dated June 1, 1992, sealed bids will be received by the county clerk of Gove County, Kansas (the issuer), on behalf of the governing body at the County Courthouse, Gove, KS 67736, until 10 a.m. C.D.T. on June 22, 1992, for the purchase of one or both series described as \$2,140,000 General Obligation Hospital Bonds, Series A, 1992 and \$745,000 principal amount of General Obligation Hospital Bonds, Series B, 1992 (taxable) (jointly, the bonds). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered. Bids will be received separately for each series of bonds.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated July 1, 1992, and will become due on October 1 in the years as follows:

**Series A, 1992**

Year	Principal Amount
1993	\$ 15,000
1994	20,000
1995	20,000
1996	20,000
1997	25,000
1998	25,000
1999	30,000
2000	30,000
2001	35,000
2002	40,000
2003	140,000
2004	150,000
2005	160,000
2006	170,000
2007	180,000
2008	190,000
2009	200,000
2010	215,000
2011	230,000
2012	245,000

**Series B, 1992**

1993	\$ 55,000
1994	60,000
1995	60,000
1996	65,000
1997	70,000
1998	75,000
1999	80,000

2000	85,000
2001	95,000
2002	100,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1993.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Optional Municipal Bond Insurance**

The county has made application to AMBAC Indemnity Corporation for a commitment for municipal bond insurance relating to the bonds. If such commitment is issued, prospective bidders will be so notified prior to the sale date. In such event, the bonds may be purchased with or without this insurance at the option of the successful bidder. All expenses associated with the purchase of said insurance policy and corresponding rating agency fees will be paid by the successful bidder. The municipal bond insurance policy, if purchased, will insure the timely payment of the principal of and interest on the bonds.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check, drawn on a bank located in the United States of America in the amount of \$42,800 (Series A, 1992) and \$14,900 (Series B, 1992).

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder, on or before July 9, 1992, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1991 is \$37,671,517. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$2,885,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the county clerk, (913) 938-2300, or from the financial advisor, Stifel, Nicolaus & Company, Incorporated, 250 N. Water, Wichita, KS 67202, Attention: Steven F. Randle, (316) 264-6321.

Dated June 1, 1992.

Gove County, Kansas

Doc. No. 012111



(Published in the Kansas Register, June 11, 1992.)

**Notice of Bond Sale**  
**\$3,273,560.38**  
**Shawnee County, Kansas**  
**General Obligation Bonds**  
**Series 1992A**  
**(Highway and Street Improvements)**  
**and Series 1992B**  
**(Street Improvements)**

**Sealed Bids**

Sealed bids for the purchase of all and not less than all of \$3,273,560.38 principal amount of Shawnee County, Kansas, General Obligation Bonds, consisting of Series 1992 A (Highway and Street Improvements) in the aggregate principal amount of \$2,821,114.01 and Series 1992B (Street Improvements) in the aggregate principal amount of \$452,446.37 (collectively, the bonds), of the county hereinafter described, will be received by the undersigned, county clerk of Shawnee County, on behalf of the governing body of the county at Shawnee County Courthouse, Shawnee County, Kansas, until 9 a.m. C.D.T. on Thursday, June 18, 1992. All bids will be publicly opened and read at said time and place and will be acted upon by the county immediately thereafter. No oral or auction bids will be considered.

**Bond Details**

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof, except one Series 1992 A Bond in the denomination of \$6,114.01 and one Series 1992B Bond in the denomination amount of \$7,446.37. The bonds will be dated July 1, 1992, and will become due serially on September 1, in the years as follows:

	<b>\$2,821,114.01</b>
	<b>Series 1992A Bonds</b>
	<b>Principal Amount</b>
<b>Year</b>	
1993	\$186,114.01
1994	185,000.00
1995	185,000.00
1996	185,000.00
1997	185,000.00
1998	185,000.00
1999	190,000.00
2000	190,000.00
2001	190,000.00
2002	190,000.00
2003	190,000.00
2004	190,000.00
2005	190,000.00
2006	190,000.00
2007	190,000.00

	<b>\$452,446.37</b>
	<b>Series 1992B Bonds</b>
	<b>Principal Amount</b>
<b>Year</b>	
1993	\$22,446.37
1994	20,000.00

1995	20,000.00
1996	20,000.00
1997	20,000.00
1998	20,000.00
1999	20,000.00
2000	20,000.00
2001	20,000.00
2002	20,000.00
2003	25,000.00
2004	25,000.00
2005	25,000.00
2006	25,000.00
2007	25,000.00
2008	25,000.00
2009	25,000.00
2010	25,000.00
2011	25,000.00
2012	25,000.00

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1993.

**Place of Payment and Bond Registration**

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). The principal of the bonds will be payable at maturity or upon earlier redemption to the registered owners upon presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the persons in whose names the bonds are registered on the registration books maintained by the bond registrar at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date.

The county 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.

**Redemption of Bonds Prior to Maturity**

At the option of the county, bonds maturing on September 1, 1998, and thereafter will be subject to redemption and payment prior to maturity on September 1, 1997, and thereafter in whole or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

Whenever the county is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$5,000, if less than all of the bonds then outstanding are to be called for

(continued)

redemption, treat each \$5,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$5,000.

If the county shall elect to call any bond for redemption and payment prior to the maturity thereof, the county 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 paying agent and bond registrar, 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. Thereafter the paying agent and bond registrar will notify the owners of the bonds of the county's redemption call by United States mail, postage prepaid. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

#### Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: For each respective bond series, the same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. No interest rate shall exceed the index of treasury bonds published by the weekly *MuniWeek*, f/k/a *Credit Markets*, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. For each respective bond series, the difference between the highest rate specified and the lowest rate specified shall not exceed 2 percent. No supplemental interest payments will be authorized. No bid of less than the principal amount of the bonds and accrued interest will be considered. Each bid shall specify the total interest cost to the county during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the county on the basis of such bid. Each bid shall also specify the average annual net interest rate to the county on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each maturity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

#### Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the county, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the county. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the county shall determine which

bid, if any, shall be accepted, and its determination shall be final.

#### Security for the Bonds

The bonds will be general obligations of the county payable as to both principal and interest in part from special assessments levied upon specially benefited property and, if not so paid, for ad valorem taxes which may be levied without limitation upon all the taxable tangible property, real and personal, within the territorial limits of the county. The balance of the principal of and interest on the bonds is payable from ad valorem taxes which may be levied, without limitation as to rate or amount on all the taxable tangible property, real and personal, within the territorial limits of the county.

#### Internal Revenue Code of 1986

The Internal Revenue Code of 1986 imposes requirements on the county which must be met subsequent to the issuance of the bonds by the county and, as a result, the county will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-exempt status of the bonds. The county's failure to comply with such requirements could adversely affect the tax-exempt status of the bonds. Purchasers of the bonds should be aware that should the bonds lose their status as tax-exempt obligations as a result of the county's failure to comply with such requirements, the bonds are neither callable nor will the rate of interest on the bonds be adjusted to reflect such circumstances.

The code includes interest on tax-exempt obligations, such as the bonds, in the adjusted current earnings of certain corporations in the calculation of alternative minimum taxable income with certain other adjustments. Furthermore, Section 59A of the code, as added by the Superfund Amendments and Reauthorization Act of 1986, provides for a new environmental tax generally based on corporate alternative minimum taxable income. The amount of the tax is equal to 0.12 percent of the excess of alternative minimum taxable income, without regard to net operating losses and the deduction for this tax, over \$2 million. The environmental tax is imposed whether or not the taxpayer is subject to the alternative minimum tax. The environmental tax may subject certain bondowners to additional taxation for interest earned on the bonds.

The code also requires property and casualty insurance companies to reduce the amount of their deductible underwriting losses by a percentage of the amount of tax-exempt interest received or accrued on obligations. With the exception of certain "qualified tax-exempt obligations," the code provides that banks and thrift institutions may not deduct any portion of the interest cost of purchasing or carrying tax-exempt obligations such as the bonds. The county does intend to designate the bonds as "qualified tax-exempt obligations" under Section 265 of the code.

#### Legal Opinion

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond

counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the county, printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel, assuming continued compliance by the county with the provisions of the resolution authorizing the issuance of the bonds and the code, under existing law, the interest on the bonds is exempt from federal income taxation. Interest on the bonds will also be excluded from the computation of Kansas adjusted gross income.

#### **Delivery and Payment**

The county will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about July 15, 1992, at such bank or trust company in the state of Kansas or greater Kansas City, Missouri, metropolitan area as may be specified by the successful bidder. Delivery elsewhere will be at the bidder's expense. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds, immediately subject to use by the county. The 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 county and bond registrar not later than 1 p.m. C.D.T. on July 2, 1992. In the absence of such information, the county will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the county by 1 p.m. C.D.T. on July 2, 1992, a certificate acceptable to the county's bond counsel to the effect that (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that (1) it is made on the best knowledge, information and belief of the successful bidder, and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

#### **Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$65,471.20, payable to the order of the county to secure the county from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid

is not accepted. If a bid is accepted, said check shall be held by the county until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall, at the option of the county, be returned to the successful bidder or deducted from the purchase price at the option of the county. If a bid is accepted but the county shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be forfeited to the county, and the county reserves the right to pursue any consequential damages as a result of such default.

#### **CUSIP Numbers**

CUSIP identification numbers will be printed on the bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of this notice. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the county.

#### **Bond Ratings**

The outstanding general obligation bonds of the county are rated "Aa" by Moody's Investor Services, and the county has applied for a rating on the bonds herein offered for sale.

#### **Bid Forms**

All bids must be made on forms which may be procured from the county clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The county reserves the right to waive irregularities and to reject any or all bids.

#### **Submission of Bids**

Bids must be submitted in sealed envelopes addressed to the undersigned county clerk and marked "Proposal for the Purchase of General Obligation Bonds." Bids may be submitted by mail or delivered in person to the undersigned at Shawnee County Courthouse and must be received by the undersigned prior to 9 a.m. C.D.T. on Thursday, June 18, 1992.

#### **Date and Delivery of Preliminary and Final Official Statement**

The county has authorized the preparation and disbursement of a preliminary official statement containing information relating to the bonds. The preliminary official statement comprises the final official statement required by Rule 15c2-12 of the Securities and Exchange Commission.

The preliminary official statement, when amended to include the interest rates specified by the successful purchaser and the price or yield at which the purchaser will re-offer the bonds to the public, together with any other information required by law, will constitute a "Final Official Statement" with respect to the bonds as that term is defined in Rule 15c2-12. No more than seven business days after the date of the sale, the county will provide without cost to the purchaser a

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reasonable number of printed copies of the final official statement and further copies, if desired, will be made available at the purchaser's expense. If the sale of the bonds are awarded to a syndicate, the county will designate the senior managing purchaser of the syndicate as its agent for purposes of distributing copies of the final official statement to each participating purchaser. Any purchaser executing and delivering a bid form with respect to the bonds agrees thereby that if the bid is accepted it shall accept such designation and shall enter into a contractual relationship with all participating purchasers for the purpose of assuring the receipt and distribution by each such participating purchaser of the final official statement.

The county will deliver to the purchaser on the date of delivery of the bonds a certificate executed by the chairman and the county clerk to the effect that the final official statement, as of the date of delivery of the bonds, does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in the light of the circumstances in which they are made, not misleading.

Copies of the county's preliminary official statement relating to the bonds may be obtained from the county clerk.

#### Assessed Valuation and Indebtedness

The total assessed valuation of all the taxable tangible property (including motor vehicles) within the county for 1991 is \$937,748,123. The total general obligation bonded indebtedness of the county as of the date of the bonds, including the bonds, is \$57,724,397.91, including, as of the date of the bonds, temporary notes outstanding in the principal amount of \$3,481,212.50, of which \$3,312,212.50 will be retired out of the proceeds of the bonds herein offered for sale.

Dated June 4, 1992.

Shawnee County, Kansas  
Patsy A. McDonald  
County Clerk  
Shawnee County Courthouse  
200 S.E. 7th  
Topeka, KS 66603  
(913) 291-4111

Doc. No. 012015

#### State of Kansas

### The Kansas Lottery

#### Temporary Administrative Regulations

#### Article 4.—INDIVIDUAL GAME RULES

**111-4-100. Name of Drawing.** The Kansas Lottery shall conduct a series of instant ticket drawings entitled "State Fair Drawings." The dates of the drawings shall coincide with the 1992 Kansas State Fair in Hutchinson, Kansas. The times and dates of the drawings shall be as follows:

DATE	DRUM OPENS	DRAW	DRUM OPENS	DRUM CLOSES
Sept. 11	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 12	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 13	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 14	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 15	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 16	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 17	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 18	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 19	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 20	10.00 a.m.	6:30 p.m.	6:45 p.m.	10:00 p.m.
Sept. 20	"State Fair Grand Prize Drawing" . . . . . During the "Grandstand Show"			

(Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 7, 1988; amended, T-111-8-24-89, Aug. 18, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-101. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 1991 Supp. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Kansas State Fair" or "State Fair" means the annual fair held in Hutchinson, Kansas.

(c) "Kansas Lottery State Fair Drawings" or "State Fair Drawings" means the acts of drawing prizes conducted by the Kansas Lottery at the state fair in which participants are selected to win various prizes as described in K.A.R. 111-4-104.

(d) "Co-sponsor drawings" means an act of drawing for prizes which may be held at the state fair subsequent to the "State Fair Drawings."

(e) "Co-sponsor(s)" means the person, retailer or organization designated by the executive director to assist in organizing the "Kansas Lottery State Fair Drawings."

(f) "Non-winning ticket" means any valid Kansas "Shades of Fun" instant game lottery ticket not eligible to win a prize under "Shades of Fun" instant game rules.

(g) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "State Fair Drawings" are made. Receptacles or drums shall be sealable and drums shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(h) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm.

(i) "State Fair Grand Prize Drawing" or "Grand Prize Drawing" means the drawing which will occur during the "Grandstand Show" on September 20, 1992, for the prize(s) described at K.A.R. 111-4-104. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-89, Aug. 18, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-102. Location of Drawings.** "State Fair Drawings" shall be held in the Kansas Lottery building on the state fairgrounds in Hutchinson, Kansas, from September 11 through September 20, 1992. (Authorized

by and implementing K.S.A. 1991 Supp.74-8710; effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-89, Aug. 24, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-104. Prizes.** (a) The winners selected at the "State Fair Drawings" specified in K.A.R. 111-4-100 between September 11 and September 20, 1992, shall receive a prize of not less than one hundred dollars (\$100). All winners in the 1992 State Fair lottery drawings remain eligible for the "State Fair Grand Prize Drawing." The "State Fair Grand Prize Drawing" will occur during the "Grandstand Show" on September 20, 1992, and the winner shall receive a choice of certain new 1992 vehicles on display by the lottery and cash with a total value of \$14,266.67. All prize awards are subject to lottery validation, set offs and deductions provided by law.

(b) A player who purchases at least \$5.00 worth of any combination of instant and/or on-line tickets at the lottery state fair building or lottery tent is entitled to one spin of the lottery wheel at the state fair lottery building to win a lottery promotional prize. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-89, Aug. 18, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-105. Entry into Drawing.** Entry into the "State Fair Drawing" is accomplished by the process detailed in the following subparagraphs:

(a) Obtain a valid "Shades of Fun" Kansas instant lottery ticket;

(b) Determine if the ticket is a winning ticket in accordance with "Shades of Fun" game rules. If the ticket is a winning ticket, it is not eligible for the "State Fair Drawing" and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for the drawing and the holder of the ticket may enter the "State Fair Drawings";

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner;

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information on the back of the ticket to the location of the "State Fair Drawing" and place it in the receptacle or drum provided during the "State Fair";

(f) A receptacle or drum shall be available and entries may be made at the Kansas lottery building and other lottery locations at the State Fair at the times stated in K.A.R. 111-4-100. Between July 15, 1992, and August 28, 1992, receptacles shall also be available for entries at the following locations:

- (1) Participating Kansas Lottery retail locations,
- (2) KFDI Radio, Wichita,
- (3) Scholfield Automobile Dealerships, including Scholfield Brothers, Hutchinson; Saturn of Wichita,

Wichita; Scholfield Honda, Wichita; and Quality Chevrolet of Wichita, Wichita.

(4) Players may also enter by bringing entries to lottery regional offices located in Great Bend, Wichita and Topeka, or by mailing entries to Shades of Fun, c/o Kansas Lottery, P.O. Box 7777, Lawrence, KS 66044-7777. Entries must be received by September 16, 1992.

(5) Receptacles will also be available at Kansas lottery sponsored remotes and special events between July 15, 1992 and September 10, 1992.

(g) The holder of the ticket is not required to personally attend the "State Fair Drawing" or be present at the time of the drawing to be determined a winner;

(h) The drawings will be conducted at the approximate times listed in K.A.R. 111-4-100.

(i) There is no limit to the number of entries a participant may make. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-89, Aug. 18, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-8-29-91, Aug. 23, 1991; amended, T-111-5-22-92, May 15, 1992.)

**111-4-106. Determination of "State Fair Drawing" Winners.** (a) At least ten minutes before the drawings, the co-sponsor or person designated by the executive director, shall announce to the audience the time that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so, shall immediately place their tickets into the receptacle or drum at this time.

(b) Prior to sealing the receptacle or drum, the co-sponsor or person designated by the executive director shall announce that entries into the "State Fair Drawings" are closed. No further entries will be accepted.

(c) All non-winning tickets placed in receptacles or drums at the locations identified in subsections (e) and (f) of K.A.R. 111-4-105 shall be combined under the supervision of lottery security personnel present prior to the first "State Fair Drawing."

(d) The receptacle or drum shall be sealed and rotated a minimum of 10 times or mixed thoroughly with a shovel for two minutes by lottery security personnel present to ensure random selection.

(e) The executive director shall designate one individual of his choice to participate in the selection process.

(f) The selection of "State Fair Drawing" winners shall be accomplished by the individual designated by the executive director, using a bare arm technique, removing only one ticket from the receptacle in which all entries were placed. A person representing the executive director and a law enforcement officer approved by the Kansas lottery, division of security, shall review the selected ticket to determine if the name stated on the information form located on the back of the selected ticket is legible. If the name is determined to be legible and it is determined by lottery security to be a valid ticket, the name of the winner shall be announced to the audience.

(g) The named person is not required to be present in order to win the "State Fair Drawing" prizes de-

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scribed in K.A.R. 111-4-104, including the "State Fair Grand Prize Drawing." The security person conducting the drawing shall be responsible for the final determination concerning the legibility of the name on any ticket drawn.

(h) The person whose ticket has been drawn from the receptacle or drum at each drawing shall be determined a "State Fair Drawing" winner.

(i) Each winner shall be given a prize claim form to be completed and returned to the lottery;

(j) If the name on any ticket drawn is not legible, the ticket drawn will be void and the selection process shall be repeated until a valid winning ticket is selected. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 8, 1988; amended, T-111-8-24-90; Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-106a. "State Fair Grand Prize Drawing."** The grand prize winner will be determined in a drawing from all tickets remaining in the receptacle or drum as follows:

(a) At the close of each draw the auditor present shall prepare a log of the names and addresses of those winners. The law enforcement officer or lottery employee shall deposit all entries from the "State Fair Drawing," including the winning entry, into the receptacle or drum for the grand prize drawing.

(b) The receptacle or drum containing the non-winning tickets shall be sealed and rotated a minimum of 10 times or mixed thoroughly with a shovel for two minutes by lottery security personnel to ensure random selection.

(c) The executive director shall designate one individual to participate in the selection process.

(d) The selection of "State Fair Grand Prize Drawing" winners shall be accomplished by the individual designated by the executive director, using a bare arm technique, removing only one ticket from the receptacle or drum in which all entries were placed. The person drawing the ticket shall show the name of the grand prize winner to the security person and the auditor present for verification. The name of the winner shall then be announced to the audience by the person drawing the ticket.

(e) The named person is not required to be present in order to win the "State Fair Grand Prize Drawing" prize described in K.A.R. 111-4-104.

(f) The person whose name has been drawn from the receptacle or drum shall be determined the "State Fair Grand Prize Drawing" winner.

(g) Following the selection of the "State Fair Grand Prize Drawing" winner, additional tickets may be drawn in the same manner as the "State Fair Grand Prize Drawing" and non-monetary prizes donated by sponsors may be awarded.

(h) The winner of a prize at the "State Fair Grand Prize Drawing" shall be given a prize claim form to be completed and returned to the lottery. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-8-24-90, Aug. 17, 1990; amended, T-111-

8-2-92, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-107. Security of Drawing.** (a) The receptacle or drum located at the Kansas Lottery building, into which drawing participants place their ticket entries shall be monitored from the commencement of ticket entries until completion of the event by a law enforcement officer approved by the Kansas lottery, division of security, and approved by the executive director.

(b) The actual "State Fair Drawing" events shall be recorded on both audio and video tape by a lottery employee. The audio and video tape shall contain no material other than the actual drawing beginning with the sealing of the receptacle or drum and continuing through the announcement and verification of the winner.

(c) The audio and video tape of the "State Fair Grand Prize Drawing" shall contain no material other than the actual drawing beginning with the sealing of the receptacle or drum and continuing through the announcement and verification of the winner. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-18-89, Aug. 24, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-5-21-92, May 15, 1992.)

**111-4-108. Ticket Disqualification.** Any non-winning Kansas instant game lottery ticket entered into a "State Fair Drawing" which is not drawn shall remain eligible for other 1992 "State Fair Drawings," Kansas lottery prizes and prizes donated by sponsors. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710 effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-110. Disposal of Tickets.** Upon completion of the State Fair Drawings, the law enforcement officer selected by the Kansas lottery, division of security, or a Kansas lottery employee shall return to the Topeka lottery headquarters all tickets remaining in the receptacle or drum. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-6-88, Sept. 7, 1988; amended, T-111-5-21-92, May 15, 1992.)

**111-4-112. Validation of Winner.** The following validation requirements shall apply to all tickets for the "State Fair Drawings":

(a) The ticket must have been issued by the Kansas lottery in an authorized manner and must not be counterfeit in whole or in part;

(b) The ticket must be complete and intact and not mutilated, altered, unreadable, reconstructed, or tampered with in any way;

(c) The ticket must not be blank or partially blank, misregistered, defective, or printed or produced in error;

(d) The display printing on the ticket must be regular in every respect and correspond precisely with the artwork on file at the Kansas lottery;

(e) The ticket must not be stolen nor appear on any list of omitted tickets on file at the Kansas lottery;

(f) The ticket must have exactly one ticket validation number, one book-ticket number, and two retailer validation codes, each of which must be present in its entirety, be fully legible, be exactly as described in paragraph (b) above, and correspond precisely to the artwork on file at the Kansas lottery. The ticket validation number shall correspond to the play symbols on the ticket; and

(g) The ticket validation number of an apparent "State Fair Drawing" winning ticket shall not appear on the Kansas lottery's official list of ticket validation numbers of winning tickets.

(h) The ticket must be a valid non-winning "Shades of Fun" Kansas lottery instant game ticket. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 7, 1988; amended, T-111-5-21-92, May 15, 1992.)

#### "GO 4TH DRAWINGS"

**111-4-301. Name of Drawing.** (a) The Kansas Lottery shall conduct a series of instant ticket drawings entitled "Go 4th Drawings." The dates of the drawings shall coincide with the 1992 "Go 4th" celebration at Washburn University in Topeka, Kansas.

(b) The drum shall be open from 10:00 a.m. until 7:00 p.m. on July 3, 1992, and from 10:00 a.m. until immediately prior to the drawing on July 4, 1992. Ten drawings shall be conducted at half hour intervals from 4:30 p.m. through 9:00 p.m. on July 4, 1992. The drum shall be closed immediately prior to the first drawing and reopened immediately following each drawing until completion of the final drawing at 9:00 p.m. These drawings shall take place near the baseball field on the south side of the Washburn University campus. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-302. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 1991 Supp. 74-8701 *et seq.*) and amendments thereto and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Go 4th Drawings" means the acts of drawing prizes conducted by the Kansas Lottery at the "Go 4th" celebrations in Topeka, Kansas, in which participants are selected to win various prizes as described in K.A.R. 111-4-304.

(c) "Co-sponsor(s)" means the person, retailer or organization designated by the executive director to assist in organizing the "Go 4th Drawings."

(d) "Non-winning ticket" means any valid Kansas instant game lottery ticket not eligible to win a prize under any instant game rules.

(e) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "Go 4th Drawings" are made. Receptacles or drums shall be sealable and capable of being mixed or rotated for the purpose of ensuring random distribution.

(f) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with

sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm.

(g) "Go 4th Drawing" means the drawings which will occur at the times described at K.A.R. 111-4-301. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-303. Location of Drawings.** "Go 4th Drawings" shall be held on the Washburn University campus in Topeka, Kansas, on July 4, 1992. The drawings will be held on the south side of the Washburn University campus near the baseball field. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-304. Prizes.** The winners selected at the 10 "Go 4th Drawings" specified in subsection (b) of K.A.R. 111-4-301 on July 4, 1992, shall receive a prize of not less than \$100. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-305. Entry into Drawing.** Entry into the "Go 4th Drawing" is accomplished by the process detailed in the following subparagraphs:

(a) Obtain a valid Kansas instant lottery ticket;

(b) Determine if the ticket is a winning ticket in accordance with any instant game rules. If the ticket is a winning ticket, it is not eligible for the "Go 4th Drawing" and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for winning the drawing and the holder of the ticket may enter the "Go 4th Drawings";

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner;

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information form to the location of the "Go 4th Drawing" and place it in the receptacle or drum provided;

(f) The receptacle or drum shall be available and entries may be made at the times stated in K.A.R. 111-4-301. Entries shall be allowed until the actual winner selection process begins;

(g) The holder of the ticket is not required to personally attend the "Go 4th Drawing" or be present at the time of the drawing to be determined a winner;

(h) The drawings will be conducted at the approximate times listed in K.A.R. 111-4-301.

(i) There is no limit to the number of entries a participant may make. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

**111-4-306. Determination of "Go 4th Drawing" Winners.** (a) At least 5 minutes before the drawings, the person designated by the executive director, shall announce to the audience that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so, shall immediately

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place their tickets into the receptacle or drum at this time.

(b) Prior to sealing the receptacle or drum, the person designated by the executive director shall announce that entries into the "Go 4th Drawings" are closed. No further entries will be accepted.

(c) The receptacle or drum shall be sealed and capable of being mixed with a shovel or by other means for two minutes or rotated a minimum of 10 times to ensure random selection.

(d) The executive director shall designate one individual of his choice to participate in the selection process.

(e) The selection of "Go 4th Drawing" winners on July 4, 1992, shall be accomplished by the individual designated by the executive director, using a bare arm technique, who shall remove only one ticket from the receptacle or drum in which all entries were placed at each of the 10 drawings conducted at half hour intervals, starting at approximately 4:30 p.m. and ending at approximately 9:00 p.m. A person representing the executive director and law enforcement officer approved by the Kansas lottery, division of security, shall review the selected ticket to determine if the name stated on the information form located on the back of the selected ticket is legible. If the name is determined to be legible, the name of the winner shall be announced to the audience. This process shall be repeated until ten valid winners have been selected.

(f) The named person is not required to be present in order to win the "Go 4th Drawing" prizes described in K.A.R. 111-4-304. The security person conducting the drawing shall be responsible for the final determination concerning the legibility of the name on any ticket drawn, but regardless of the number of entries a person whose name appears on a valid entry drawn in the "Go 4th Drawings" has made, he or she shall not be eligible to win more than one prize. The first prize winning ticket drawn for such an entrant invalidates all other entries for the "Go 4th Drawing" for that entrant.

(g) A person whose valid ticket has been drawn from the receptacle or drum at each drawing shall be determined a "Go 4th Drawing" winner.

(h) Each winner shall be given a prize claim form to be completed and returned to the lottery;

(i) If the name on any ticket drawn is not legible, the ticket drawn will be void and the selection process shall be repeated until a valid winning ticket is selected. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992.)

#### RULES FOR INSTANT GAME NO. 44 "SLOTS"

**111-4-401. Name of Game.** The Kansas lottery shall conduct an instant winner lottery game entitled "Slots" commencing on May 21, 1992. The specific rules for "Slots" instant game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-401 through 111-4-404. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-5-21-92, May 15, 1992.)

**111-4-402. Definitions.** The following definitions shall apply to the "Slots" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols or pictures printed in the play area of each instant game ticket which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 15 pt. Archer. A game symbol appears in each of the nine play spots within the play area. Each game symbol in the play area for this instant game is a drawing of one of the following: a bell, a bunch of cherries, a melon, a plum, a pot of gold and a star.

(b) "Game symbol captions" are the words, portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

<i>Game Symbol</i>	<i>Game Symbol Caption</i>
Bell	BELL
Cherries	CHER
Melon	MELON
Plum	PLUM
Gold	GOLD
Star	STAR

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the bottom right portion of the front of each instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in six of nine varying locations among the game symbols. The codes and their meanings are as follows: AA = free ticket; DD = \$2.00; MM = \$7.00; SS = \$21.00. (Authorized and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-5-21-92, May 15, 1992.)

**111-4-403. Determination of Instant Prize Winners.** An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the six game symbols and captions. Prizes a player may win are as follows:

<i>Get</i>	<i>Win</i>
3—Bells	Free ticket
3—Cherries	\$ 2
3—Melons	\$ 7
3—Plums	\$ 21



- 3—Pots of gold \$ 50
- 3—Stars \$250

Each ticket will feature a play style of three (3) symbols in a row. Each ticket will contain three (3) games identified as Game 1, Game 2 and Game 3. If a player matches 3 like symbols in any horizontal row, the player wins the prize associated with that symbol. Symbols in one "game" relate to that "game" only and not to either of the other two "games." A player can win only once on a single ticket. (Authorized by K.S.A. 1991 Supp. 74-8710(b)&(c); implementing K.S.A. 1991 Supp. 74-8710(b)&(c) and 74-8720; effective, T-111-5-21-92, May 15, 1992.)

**111-4-404. Number and Value of Instant Prizes.**

(a) There will be approximately 4,200,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	448,000	\$ 0
\$ 2.00	280,000	560,000
7.00	133,000	931,000
21.00	21,000	441,000
50.00	3,766	188,300
250.00	224	56,000
	<u>885,990</u>	<u>2,176,300</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1991 Supp. 74-8710(b), (c) & (f); implementing K.S.A. 1991 Supp. 74-8710(b), (c) & (f); and 74-8720; effective, T-111-5-21-92, May 15, 1992.)

**"KANSAS LOTTERY PROMOTIONAL DRAWINGS"**

**111-4-414. Name and Location of Drawings.** The Kansas lottery shall conduct second chance non-winning ticket drawings entitled "Kansas Lottery Promotional Drawings." The dates of drawings will coincide with the Kansas lottery promotional schedule and shall take place at the lottery's selling location on the dates listed on the following schedule:

Beef Empire Days, Garden City	June 5
White Eagle Festival, Augusta	June 12 and 13
Tri-State Air Show, Goodland	June 13 and 14
Twin Rivers Festival, Emporia	June 20
Chisholm Trail Festival, Newton	June 27 and 28
Sumner County Wheat Festival, Wellington	July 11
Pratt Air Show, Pratt	July 11 and 12
Franklin County Fair, Ottawa	July 16
Ellis County Fair, Hays	July 22
Dodge City Days, Dodge City	July 24
Inter-State Fair and Rodeo, Coffeyville	Aug. 9 and 10
Five State Free Fair, Liberal	Aug. 14 and 15
Little Balkans Days, Pittsburg	Sept. 5

(Authorized by and implementing K.S.A. 1991 Supp. 74-8710(a); effective, T-111-5-21-92, May 15, 1992.)

**111-4-415. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 1991 Supp. 74-8701 *et seq.*) and lottery regulations are hereby incor-

porated by reference and govern unless otherwise indicated.

(b) "Kansas Lottery Promotional Drawings" or "Drawings" mean the acts of conducting a drawing of valid non-winning instant tickets where 10 people at each drawing identified in K.A.R. 111-4-414 are selected to spin the lottery's wheel for prizes ranging from Kansas lottery promotional items to cash prizes.

(c) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which each "Drawing" is made. A receptacle or drum shall be sealable and capable of being mixed with a shovel or by other means for two minutes or rotated 10 times to ensure random distribution. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(a) and K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-416. Prizes.** The 10 winners selected at the approved "Kansas Lottery Promotional Drawings" shall spin the lottery wheel for a chance to win a Kansas lottery promotional prize with a retail value of from \$1.00 to \$10.00, or a cash prize of \$25, \$50, \$75 or \$100. All prize awards are subject to lottery validation, set offs and deductions as provided for by law. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(c); effective, T-111-5-21-92, May 15, 1992.)

**111-4-417. Special Promotional Prizes.** In addition to the prizes described in K.A.R. 111-4-416, players purchasing Kansas lottery products totaling \$5.00 or more from the lottery sales location at the event shall be entitled to spin the lottery wheel for promotional prizes with a retail value at between \$1.00 and \$10.00. (Authorized by K.S.A. 1991 Supp. 74-8710(c); implementing K.S.A. 1991 Supp. 74-8710(c), K.S.A. 1991 Supp. 74-8720(b) and K.S.A. 1991 Supp. 74-8720(c); effective, T-111-5-21-92, May 15, 1992.)

**111-4-418. Entry into Drawings.** Entry into the "Kansas Lottery Promotional Drawings" is accomplished by the process detailed in the following subparagraphs:

(a) Obtain a valid Kansas instant lottery ticket subject to the following provisions:

(1) For events scheduled from June 5 through July 12, 1992, any valid non-winning Kansas lottery instant ticket may be used to enter a drawing.

(2) For events scheduled on and after July 16, 1992, only "Shades of Fun" non-winning Kansas instant lottery tickets may be used to enter a "Kansas Lottery Promotional Drawing."

(b) Determine if the ticket is a winning ticket in accordance with applicable instant game rules. If the ticket is a winning ticket, it is not eligible for the "Kansas Lottery Promotional Drawings," and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for winning a drawing and the holder of the ticket may enter the "Kansas Lottery Promotional Drawings."

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner.

(continued)

(e) The holder of the ticket need not be present to win at the time of the "Kansas Lottery Promotional Drawings."

(f) There is no limit to the number of entries a participant may make.

(g) For all events where "Kansas Lottery Promotional Drawings" will occur, the receptacle or drum shall open when lottery ticket sales begin and close immediately prior to the events identified in K.S.A. 111-4-414.

(h) The holder of a non-winning ticket must take each non-winning ticket with the information form on the back completed, to the location of the receptacle or drum at the "Kansas Lottery Promotional Drawings" and place it in the receptacle or drum provided by the lottery at the lottery's selling location at each event.

(i) To participate in any "Kansas Lottery Promotional Drawing," which includes spinning the wheel for promotional prizes, entering a non-winning ticket in any drawing, spinning the wheel for a cash prize and winning a promotional or cash prize, a person must be at least 18 years of age.

(j) Non-winning tickets entered by persons who cannot verify to lottery employees present that they are 18 years of age or older are void and shall be retained by the lottery. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

#### 111-4-419. Determination of "Drawing" Winners.

(a) The person designated by the executive director shall announce to the audience at least 10 minutes before each drawing, the time that the winners selection process will begin. Any persons wishing to enter the drawing who have not yet done so, shall immediately place their tickets into the receptacle or drum at this time.

(b) Prior to sealing the receptacle or drum, the person designated by the executive director shall announce that entries into the "Drawing" are closed. No further entries will be accepted.

(c) Prior to the drawings for prizes at each event set forth in K.A.R. 111-4-414, the contents of the receptacle or drum shall be mixed or rotated under the supervision of lottery personnel present. Drawings shall be held at the lottery's ticket selling location at each event.

(d) The executive director shall designate one individual to participate in the selection process.

(e) The selection of the "Drawing" winners shall be accomplished by the individual designated by the executive director, using a bare arm technique, who shall remove 10 tickets from the receptacle or drum in which all entries were placed. A Kansas lottery employee shall review each ticket selected as it is drawn to determine if the name stated on the information form located on the back of each selected ticket is legible. If the name is determined to be legible, the name shall be announced to the audience. This process shall be repeated until 10 valid entries are selected. Following validation by lottery personnel the winners' names shall be announced.

(f) The person whose name appears on a selected ticket does not need to be present in order to win the "Drawing."

(g) Any person whose ticket has been drawn from the receptacle or drum and determined a "drawing" winner, shall be eligible to spin the lottery wheel for either a promotional or cash prize.

(h) The winner of a cash prize shall be given a prize claim form to be completed and returned to the lottery;

(i) Any person whose ticket has been drawn from the receptacle or drum shall be determined a "Kansas Lottery Promotional Drawings" winner, but regardless of the number of entries a person whose name appears on a valid non-winning instant ticket drawn in the "Kansas Lottery Promotional Drawings" has made, he or she shall not be eligible to win more than one prize at that event. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-420. Prizes; Determination of Prize Winners.** The following selection process shall be used in determining the prizes to be awarded to the instant ticket draw winners.

(a) The selection process shall be held in conjunction with the Kansas lottery promotional schedule and shall be held in a place accessible to the public, open to the public and with lottery personnel present.

(b) Kansas lottery personnel shall verify that each of 24 spaces on the wheel contain one of the prizes:

No. of Prizes	Prize
1	\$100
2	\$ 75
3	\$ 50
4	\$ 25
14	promotional items

(c) Each of the 10 winners will spin the lottery wheel in the order in which their tickets were selected. As the winner's names are announced, they will be given three minutes to come forward. If a winner does not come forward in the allotted time period, a proxy will be appointed in his or her behalf pursuant to 111-4-427.

(d) A winner may choose the space on which he or she wishes to start a spin, but the wheel must make at least one complete revolution in order to be declared a valid spin. If the wheel does not make one complete revolution, the spin shall be declared invalid and the winner shall receive a chance to spin again. If after two attempts, the winner is unable to complete a full revolution of the wheel, a Kansas lottery representative will spin on his or her behalf to determine the prize.

(e) Once a cash prize has been won, it shall be removed from the wheel and a promotional prize will appear in its place.

(f) The individual shall be awarded the prize appearing on the wheel, subject to lottery validation, set-offs and deductions as provided for by law. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-421. Security of Drawing.** (a) The receptacle or drum located at the drawing site into which drawing

participants place their ticket entries shall be monitored from the commencement of ticket entries until completion of the event by a Kansas lottery employee.

(b) The actual drawing event shall be recorded on audio and video tape by a Kansas lottery employee. The audio and video tape shall contain no other material than the actual drawing beginning with the sealing of the receptacle or drum and continuing through the announcement and verification of the winner. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(d); effective, T-111-5-21-92, May 15, 1992.)

**111-4-422. Ticket Disqualification.** Any non-winning Kansas instant game lottery ticket entered into a "Drawing" is disqualified from any other Kansas lottery prize or drawing, except a non-winning "Shades of Fun" ticket entered on and after July 16, 1992, which will be entered in the 1992 State Fair Drawing in Hutchinson, Kansas. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(d); effective, T-111-5-21-92, May 15, 1992.)

**111-4-423. Co-sponsor Drawings.** Co-sponsors of events may hold co-sponsor drawings in conjunction with local retailers, businesses and organizations at the drawing event. In no instance shall these drawings take place prior to the lottery "Drawing." Such drawings, if conducted, shall be a part of the lottery "Drawing" and prizes, in addition to those presented by the lottery, may be donated by the co-sponsor(s). The person drawing tickets for the lottery may draw additional tickets for the co-sponsor(s). (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-424. Disposal of Tickets.** Upon completion of the event, Kansas lottery employees shall return to the Topeka lottery headquarters all tickets remaining in the receptacle or drum, except for "Shades of Fun" tickets entered on and after July 16, 1992, which will be entered in the 1992 "State Fair Drawings" in Hutchinson, Kansas. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-425. Certification of Drawing.** (a) All "Drawings" shall be personally observed by an employee of the Kansas lottery.

(b) Should this individual be unable to attend, the executive director shall designate a replacement.

(c) Upon completion of the drawing, a lottery employee assigned to observe the drawing shall issue a signed report to the executive director, certifying that to the best of his or her knowledge, the procedures required by these rules were followed in selecting the winner at the "Drawing." The audio and video tape of the drawing and the signed report shall be delivered to the Topeka lottery headquarters by the lottery employee attending the event. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-426. Payment of Prizes.** The executive director or his designee shall award the designated prize to the person whose ticket was drawn from the receptacle or drum as soon as possible after it is deter-

mined that all laws, regulations and rules have been adhered to. (Authorized by K.S.A. 1991 Supp. 74-8710(c) and implementing K.S.A. 1991 Supp. 74-8710(c) and K.S.A. 1991 Supp. 74-8720(b); effective, T-111-5-21-92, May 15, 1992.)

**111-4-427. Proxy.** (a) Any person whose ticket is selected at any "Kansas Lottery Promotional Drawing" will have three minutes from the time his or her name is announced to appear and identify himself or herself to the persons conducting the drawing. If a winner fails to appear within three minutes or is unwilling or unable to spin the wheel, a proxy shall be appointed by the lottery employee present to complete the wheel spin for that designated winner.

A proxy shall not be entitled to a prize resulting from his or her spin of the wheel for a person whose ticket has been drawn. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-5-21-92, May 15, 1992.)

**111-4-428. Cancellation of Event/Drawing.** (a) If any "Kansas Lottery Promotional Drawing" is not held due to the event being cancelled because of weather, power failure or any other unforeseen circumstance beyond the control of the Kansas lottery after entries have been placed in the receptacle or drum, the drawing will be rescheduled. Any rescheduled drawing will be held as soon as practicable and at a location and time determined by the executive director or the person designated by the executive director and the prizes identified in K.A.R. 111-4-416 will be awarded for each prize class which is rescheduled. A proxy will be selected by the executive director to spin the wheel on behalf of the drawing winners of any rescheduled drawing.

(b) Lottery personnel will, upon cancellation of any "Kansas Lottery Promotional Drawing" which is rescheduled, take possession of and secure the receptacle or drum containing all entries for the cancelled "Kansas Lottery Promotional Drawing" and hold all ticket entries contained therein until the rescheduled drawing.

(c) The winner of a rescheduled "Kansas Lottery Promotional Drawing" need not be present at the time of that drawing and subsequent wheel spin to be determined a winner.

(d) If the lottery is unable to participate in an event identified in K.A.R. 111-4-414 or if an event is cancelled before the gates are open to the public and any non-winning ticket is placed in the receptacle or drum, no entries will be allowed, and the "Kansas Lottery Promotional Drawing" associated with that particular event will also be cancelled. If a "Kansas Lottery Promotional Drawing" is cancelled under (d), it will not be rescheduled. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-5-21-92, May 15, 1992.)

#### Article 5.—KANSAS LOTTO AMERICA GAME RULES

**111-5-24. Game Description; Retail Sale of Tickets.** (a) "Powerball" is a five out of 45 plus one out of 45 on-line lottery game which pays the grand prize on an annuitized pari-mutuel basis and, except as provided in these rules all other prizes on a set cash basis.

(continued)

To play "Powerball" a player shall select five different numbers between one and 45 and one additional number between one and 45 for input into a terminal. The additional number may be the same as one of the first five numbers selected by the player.

(b) A "Powerball" game ticket shall sell for one dollar.

(c) Tickets shall not be sold to any person under the age of 18 years. Each retailer may require a person purchasing tickets to produce proof of age.

(d) Each ticket shall be purchased either from a terminal operated by a retailer or from a terminal operated by the player. If a ticket is purchased from a retailer, the player may select a set of five numbers and one additional number by:

(1) communicating the six numbers to the retailer;

(2) marking six numbered squares in any one game board on a play slip and submitting the play slip to the retailer; or

(3) requesting a "computer pick" from the retailer. The retailer shall then issue a ticket from the terminal containing the selected set or sets of numbers, each of which constitutes a game play.

Tickets may be purchased from a player-activated terminal by use of a touch screen or by inserting a play slip into the terminal.

(e) A validated ticket shall be the only proof of a game play or plays. The only method of claiming a prize or prizes shall be the submission of the winning ticket to and receipt of the ticket by the lottery or its authorized agent. A play slip shall have no pecuniary or prize value and shall not be used as evidence of a ticket purchase or of numbers selected.

(f) A ticket shall not be voided or cancelled by returning the ticket to the selling retailer, including tickets that are printed in error.

(g) Starting April 22, 1992, ticket sales will end at approximately 8:59 p.m. central time on Wednesdays and Saturdays and will resume at approximately 9:05 p.m.

(h) Drawings will be conducted twice weekly, on Wednesdays and Saturdays at approximately 9:58 p.m. central time (CT), after the game is closed at approximately 8:59 p.m. central time (CT) and the external auditor has verified that the game is closed, under conditions and procedures promulgated by the executive director of the lottery.

(i) Each player shall be responsible for verifying the accuracy of the game play or plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is deemed to be acting on behalf of the player in entering the play or plays. (Authorized by K.S.A. 1991 Supp. 74-8710; implementing K.S.A. 1991 Supp. 74-8710 and 74-8718; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-5-21-92, May 15, 1992.)

Ralph Decker  
Executive Director

Doc. No. 012071

## State of Kansas

### Social and Rehabilitation Services

#### Permanent Administrative Regulations

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

**30-5-58. Definitions.** (a) The following words and terms, when used in this part, shall have the following meanings, unless the context clearly indicates otherwise:

(1) "Accept medicare assignment" means accept the medicare allowed payment rate as payment in full for services provided to a recipient.

(2) "Accrual basis accounting" means that revenue of the provider is reported in the period when it is earned, regardless of when it is collected, and expenses are reported in the period in which they are incurred, regardless of when they are paid.

(3) "Acquisition cost" means the allowable reimbursement price determined by the Kansas department of social and rehabilitation services for each covered drug, supply or device in accordance with federal regulations.

(4) "Activities of daily living" means basic activities necessary for daily self care.

(5) "Admission" means the condition of entry into a hospital for the purpose of receiving inpatient medical treatment.

(6) "Ambulance" means a state-licensed vehicle equipped for emergency transportation of injured or sick recipients to facilities where medical services are rendered.

(7) "Arm's length transaction" means a transaction between unrelated parties.

(8) "Border cities" means those communities outside of the state of Kansas but within a 50-mile range of the state border.

(9) "Case conference" means a scheduled face-to-face meeting involving two or more persons to discuss problems associated with the treatment of the facility's patient or patients. Persons involved in the case conference may include treatment staff, collaterals or other department representatives of the client or clients.

(10) "Capitation reimbursement" means a reimbursement methodology establishing payment rates, per program recipient or eligible individual, for a designated group of services.

(11) "Change of ownership" means:

(A) A change that involves an arm's length transaction between unrelated parties; and

(B) (i) The dissolution or creation of a partnership when no member of the dissolved partnership or the new partnership retains ownership interest from the previous ownership affiliation;

(ii) a transfer of title and property to another party if the transfer is an arm's length transaction, and if the property is owned by a sole proprietor;

(iii) the change or creation of a new lessee, acting as a provider of pharmacy services; or

(iv) the consolidation of two or more corporations that creates a new corporate entity. However, the transfer of participating provider corporate stock shall not in itself constitute a change of ownership. Similarly, a merger of one or more corporations with a participating provider corporation surviving shall not constitute a change of ownership.

(12) "Common control" means that an individual or organization has the power, directly or indirectly, to significantly influence or direct the actions or policies of an organization or facility.

(13) "Common ownership" means that an entity holds a minimum of five percent ownership or equity in the provider facility and in the company engaged in business with the provider facility.

(14) "Comparable outpatient service" means a service that is provided in a hospital that is comparable to a service provided in a physician's office or ambulatory surgical center.

(15) "Comparison per diem rate" means the per diem rate as adjusted by deducting the teaching cost for approved intern, resident and nursing programs divided by the total hospital inpatient days in the hospital fiscal year ending in 1981.

(16) "Concurrent care" means services rendered simultaneously by two or more eligible providers.

(17) "Consultation" means an evaluation which requires another examination by a provider of the same profession, a study of records, and a discussion of the case with the physician primarily responsible for the patient's care.

(18) "Contract loss" means the excess of contract cost over contract income.

(19) "Cost finding" means the process of recasting the data derived from the accounts ordinarily kept by a provider to ascertain costs of the various types of services rendered.

(20) "Cost outlier" means a general hospital inpatient stay with an estimated cost which exceeds the cost outlier limit established for the respective diagnosis related group.

(21) "Cost outlier limit" means the maximum cost of a general hospital inpatient stay established according to a methodology specified by the secretary for each diagnosis related group.

(22) "Cost-related reimbursement" means reimbursement based on analysis and consideration of the historical operating costs required to provide specified services.

(23) "Covered service" means a medical service for which reimbursement will be made by the medicaid/medikan program. The department may limit coverage on the basis of prior authorization.

(24) "Day outlier" means a general hospital inpatient length of stay which exceeds the day outlier limit established for the respective diagnosis related group.

(25) "Day outlier limit" means the maximum general hospital inpatient length of stay established according to a methodology specified by the secretary for each diagnosis related group.

(26) "Diagnosis related group (DRG)" means the classification system which arranges medical diagnoses into mutually exclusive groups.

(27) "Diagnosis related group (DRG) adjustment percent" means a percentage assigned by the secretary to a diagnosis related group for purposes of computing reimbursement.

(28) "Diagnosis related group (DRG) daily rate" means the dollar amount assigned by the secretary to a diagnosis related group for purposes of computing reimbursement when a rate per day is required.

(29) "Diagnosis related group (DRG) reimbursement system" means a reimbursement system in the Kansas medicaid/medikan program for general hospital inpatient services which uses diagnosis related groups for determining reimbursement on a prospective basis.

(30) "Diagnosis related group (DRG) weight" means the numeric value assigned to a diagnosis related group for purposes of computing reimbursement.

(31) "Discharge" means the condition of release from a hospital. A discharge shall occur when the recipient leaves the hospital or dies. A transfer to another unit within a hospital, except to a swing bed, and a transfer to another general or special hospital shall not be a discharge.

(32) "Discharging hospital" means, in instances of the transfer of a recipient, the hospital which discharges the recipient admitted from the last transferring hospital.

(33) "Disproportionate share hospital" means a hospital that has:

(A) A medicaid/medikan inpatient utilization rate of at least one standard deviation above the mean medicaid/medikan inpatient utilization rate for hospitals within the state borders of Kansas which are receiving medicaid/medikan payments or a hospital with a low-income utilization rate exceeding 25 percent; and

(B) at least two obstetricians with staff privileges at the hospital who have agreed to provide obstetric services to medicaid/medikan eligible individuals. In a hospital located in a rural area, the obstetrician may be any physician with staff privileges at the hospital to perform non-emergency obstetric procedures. The only exceptions to this shall be:

(i) A hospital with inpatients who are predominantly under 18 years of age; or

(ii) a hospital which did not offer non-emergency obstetric services as of December 21, 1987.

(34) "Drug, supply or device" means:

(A) Articles recognized in the official United States pharmacopoeia, or other such official compendiums of the United States, or official national formulary, or any supplement of any of them;

(B) articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in human beings;

(C) articles intended to affect the structure or any function of the bodies of human beings; and

(D) articles intended for use as components of any articles specified in clause (A), (B) or (C) of this paragraph.

(continued)

(35) "Durable medical equipment (DME)" means equipment which will:

- (A) Withstand repeated use;
- (B) not generally be useful to a person in the absence of an illness or injury;
- (C) be primarily and customarily used to serve a medical purpose;
- (D) be appropriate for use in the home; and
- (E) be rented or purchased as determined by designees of the secretary.

(36) "Election period" means the period of time for the receipt of hospice care, beginning with the first day of hospice care as provided in the election statement and continuing through any subsequent days excluding any days of hospice care earlier than the date the election statement is signed.

(37) "Election statement" means the revokable statement signed by a recipient which is filed with a particular hospice and which consists of:

- (A) Identification of the hospice selected to provide care;
- (B) acknowledgement that the recipient has been given a full explanation of hospice care;
- (C) acknowledgement by the recipient that other medicaid services are waived;
- (D) effective date of the election period; and
- (E) the recipient's signature or the signature of the recipient's legal representative.

(38) "Emergency services" means those services provided after the sudden onset of a medical condition manifested by symptoms of sufficient severity, including severe pain, that the absence of immediate medical attention could reasonably be expected to result in placing the patient's health in serious jeopardy, serious impairment to bodily functions, or serious dysfunction of any bodily organ or part.

(39) "Estimated cost" means the cost of general hospital inpatient services provided to a recipient which are computed using a methodology set out in the Kansas medicaid state plan.

(40) "Formulary" means a listing of drugs, supplies or devices.

(41) "Free-standing inpatient psychiatric facility" means an inpatient psychiatric facility licensed to provide services only to the mentally ill.

(42) "General hospital" means an establishment with an organized medical staff of physicians, with permanent facilities that include inpatient beds, with medical services, including physician services and continuous registered professional nursing services for not less than 24 hours of every day, and which provides diagnosis and treatment for nonrelated patients who have a variety of medical conditions.

(43) "General hospital group" means the category to which a general hospital is assigned for purposes of computing reimbursement.

(44) "General hospital inpatient beds" means the number of beds as reported by the general hospital on the hospital and hospital health care complex cost report form excluding those beds designated as skilled nursing facility or intermediate care facility beds. For hospitals not filing the hospital and hospital health care

complex cost report form, the number of beds shall be obtained from the provider application for participation in the Kansas medicaid/medikan program form.

(45) "Group reimbursement rate" means the dollar value assigned by the secretary to each general hospital group for a diagnosis related group weight of one.

(46) "Health maintenance organization" means an organization of providers of designated medical services which makes available and provides these medical services to eligible enrolled individuals for a fixed periodic payment which is determined in advance. Referral to outside specialists is limited.

(47) "Historical cost" means actual allowable costs incurred for a specified period of time.

(48) "Home health aide service" means the direct care provided by a person with minimum training, and who is under the supervision of a registered nurse employed by a home health agency, to recipients who are unable to care for themselves or who need assistance in accomplishing the activities of daily living.

(49) "Hospice" means a public agency or private organization, or a subdivision of either, that primarily engages in providing care to terminally ill individuals, which meets the medicare conditions of participation for hospices, and which has enrolled to provide hospice services pursuant to K.A.R. 30-5-59.

(50) "Hospital located in a rural area" means a facility located in an area outside of a metropolitan statistical area as defined by the executive office of management and budget under the health care financing administration.

(51) "Independent laboratory" means a laboratory that performs laboratory tests that are ordered by a physician, and that is in a location other than the physician's office or a hospital.

(52) "Ineligible provider" means a provider who is not enrolled in the medicaid/medikan program because of reasons set forth in K.A.R. 30-5-60, or because of commission of civil or criminal fraud in another state or another program.

(53) "Interest expense" means the cost incurred for the use of borrowed funds on a loan made for a purpose related to patient care.

(54) "Kan Be Healthy program participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone a Kan Be Healthy medical screening in accordance with a specified screening schedule in order to ascertain physical and mental defects and to provide treatment which corrects or ameliorates defects and chronic conditions found.

(55) "Kan Be Healthy dental-only participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone only a Kan Be Healthy dental screening in accordance with a specified screening schedule in order to ascertain dental defects and to provide treatment which corrects or ameliorates dental defects and chronic dental conditions found.

(56) "Kan Be Healthy vision-only participant" means an individual under the age of 21 who is eligible for medicaid, and who has undergone only a Kan Be Healthy vision screening in accordance with a specified screening schedule in order to ascertain vision defects

and to provide treatment which corrects or ameliorates vision defects and chronic vision conditions found.

(57) "Length of stay as an inpatient in a general hospital" means the number of days an individual remains for treatment as an inpatient in a general hospital from and including the day of admission, to and excluding the day of discharge.

(58) "Lock-in" means the restriction of a recipient's access to medical services because of abuse through limitation of the use of the medical identification card to designated medical providers.

(59) "Low-income utilization rate for hospitals" means the rate which is defined in accordance with the omnibus budget reconciliation act, public law 100-203, Section 4112, effective July 1, 1988, which is adopted by reference.

(60) "Managerial capacity" means an individual, including a general manager, business manager, administrator, or director, who exercises operational or managerial control over the provider, or who directly or indirectly conducts the day to day operations of the provider.

(61) "Maternity center" means a facility licensed as a maternity hospital which provides delivery services for normal uncomplicated pregnancies.

(62) "Medicaid home- and community-based services (HCBS)" means services provided in accordance with a federally-approved waiver to the Kansas medicaid state plan which are designed to prevent unnecessary utilization and to reduce health costs.

(63) "Medicaid home- and community-based services for persons with head injury trauma (HCBS/HI)" means services provided in accordance with a federally-approved waiver to the Kansas medicaid state plan that are designed to be alternatives to services in head injury rehabilitation facilities for individuals with external, traumatic head injuries.

(64) "Medicaid home- and community-based services for persons with mental retardation or other developmental disabilities (HCBS/MRDD)" means services provided in accordance with a federally-approved waiver to the Kansas medicaid state plan that are designed to be alternatives to services otherwise provided in intermediate care facilities for the mentally retarded (ICF/MR) for individuals who have mental retardation or other developmental disabilities.

(65) "Medicaid/medikan hospital inpatient utilization rate" means the total number of medicaid/medikan paid inpatient days in a cost reporting period, divided by the total number of the hospital's inpatient days in the same period.

(66) "Medical necessity" means a decision by a medical practitioner that a therapy, treatment, drug, item or service prescribed or provided is essential to treat or diagnose a specific physical or psychiatric condition.

(67) "Medical necessity in psychiatric situations" means that there is medical documentation which indicates that the person could be harmful to himself or herself or others if not under psychiatric treatment, or the person is disoriented in time, place or person.

(68) "Medical supplies" means supplies not generally useful to a person in the absence of illness or injury

which are prescribed by a physician and used in the home and certain institutional settings.

(69) "Mental retardation" means significantly subaverage intellectual functioning which:

(A) Is manifested before age 22; and

(B) is evidenced by:

(i) A score of 70 or below on any standardized measure of intelligence; and

(ii) concurrently existing deficits in adaptive behavior.

(70) "Metropolitan statistical area (MSA)" means a geographic area designated as such by the United States executive office of management and budget as set out in the Federal Register, Vol. 53, No. 244, December 20, 1988, which is adopted by reference.

(71) "Necessary interest" means interest expense incurred on a loan made to satisfy a financial need of the facility. Loans which result in excess funds or investments shall not be considered necessary.

(72) "Net cost" means the cost of approved educational activities less any reimbursements from grants, tuition, and specific donations.

(73) "Non-covered services" means services for which medicaid/medikan will not provide reimbursement, including services that have been denied due to the lack of medical necessity.

(74) "Occupational therapy" means the provision of treatment by an occupational therapist registered with the American occupational therapy association. The treatment shall be:

(A) Rehabilitative and restorative in nature;

(B) provided following physical debilitation due to acute physical trauma or physical illness; and

(C) prescribed by the attending physician.

(75) "Orthotics and prosthetics" means devices which are:

(A) Reasonable and necessary for treatment of an illness or injury;

(B) prescribed by a physician;

(C) necessary to replace or improve functioning of a body part; and

(D) provided by a trained orthotist or prosthetist.

(76) "Other developmental disabilities" means a condition or illness which:

(A) Is manifested before age 22;

(B) may reasonably be expected to continue indefinitely;

(C) results in substantial limitations in any three or more of the following areas of life functioning:

(i) Self-care;

(ii) understanding and the use of language;

(iii) learning and adapting;

(iv) mobility;

(v) self-direction in setting goals and undertaking activities to accomplish those goals;

(vi) living independently; or

(vii) economic self-sufficiency; and

(D) reflects the need for a combination and sequence of special, interdisciplinary or generic care, treatment or other services which are of extended or lifelong duration and are individually planned and coordinated.

(continued)

(77) "Out-of-state provider" means any provider that is physically located more than 50 miles beyond the border of Kansas, except those providing services to children who are wards of the secretary. Nursing facilities, intermediate care facilities, community mental health centers, partial hospitalization service providers, and alcohol and drug program providers shall be considered out-of-state providers if they are physically located beyond the border of Kansas.

(78) "Outpatient treatment" means services provided by the outpatient department of a hospital, a facility that is not under the administration of the hospital, or a physician's office.

(79) "Over-the-counter" means any item available for purchase without a prescription order.

(80) "Owner" means a sole proprietor, member of a partnership or a corporate stockholder with 5 percent or more interest in the corporation. The term "owner" shall not include minor stockholders in publicly-held corporations.

(81) "Partial hospitalization program" means an ambulatory treatment program that includes the major diagnostic, medical, psychiatric, psychosocial, and daily living skills treatment modalities based upon a treatment plan.

(82) "Participating provider" means any individual or entity that has in effect an agreement with the Kansas department of social and rehabilitation services to furnish medicaid services.

(83) "Pharmacy" means the premises, laboratory, area or other place:

(A) Where drugs are offered for sale, the profession of pharmacy is practiced and prescriptions are compounded and dispensed;

(B) which has displayed upon it or within it the words "pharmacist," "pharmaceutical chemist," "pharmacy," "apothecary," "drugstore," "druggist," "drugs," "drug sundries," or any combinations of these words or words of similar import; and

(C) where the characteristic symbols of pharmacy or the characteristic prescription sign "Rx" are exhibited. The term "premises" as used in this subsection refers only to the portion of any building or structure leased, used, or controlled by the registrant in the conduct of the business registered by the board at the address for which the registration was issued.

(84) "Pharmacist" means any person duly licensed or registered to practice pharmacy by the state board of pharmacy or by the regulatory authority of the state in which the person is engaged in the practice of pharmacy.

(85) "Physical therapy" means treatment which:

(A) Is provided by a physical therapist registered in the jurisdiction where the service is provided or by the Kansas board of healing arts;

(B) is rehabilitative and restorative in nature;

(C) is provided following physical debilitation due to acute physical trauma or physical illness; and

(D) is prescribed by the attending physician.

(86) "Physician extender" means a person registered as a physician's assistant or licensed advanced registered nurse practitioner in the jurisdiction where the

service is provided and who is working under supervision as required by law or administrative regulation.

(87) "Plan of care" means a document which states the need for care, the estimated length of program, the prescribed treatment, modalities, and methodology to be used, and the expected results.

(88) "Practitioner" means any person licensed to practice medicine and surgery, dentistry or podiatry, or any other person licensed, registered or otherwise authorized by law to administer, prescribe and use prescription-only drugs in the course of professional practice.

(89) "Prescribed" means the issuance of a prescription order by a practitioner.

(90) "Prescription" means, according to the context, either a prescription order or a prescription medication.

(91) "Prescription medication" means any drug, supply or device, including label and container according to context, which is dispensed pursuant to a prescription order.

(92) "Prescription-only" means an item available for purchase only with a prescription order.

(93) "Primary care network" means a service delivery control system in which physicians, in independent or group practices, local health departments, or clinics act as primary care providers and are responsible for initiating or approving specified medical services for participating recipients.

(94) "Primary diagnosis" means the most significant diagnosis related to the services rendered.

(95) "Prior authorization or precertification" means the approval of a request to provide a specific service before the provision of the service.

(96) "Professional fee" means the reimbursement rate assigned to each individual pharmacy provider for provision of pharmacy services.

(97) "Program" means the Kansas medicaid/medikan program.

(98) "Proper interest" means interest incurred at a rate not in excess of what a prudent borrower would have had to pay under market conditions existing at the time the loan was made.

(99) "Prospective, reasonable cost-related reimbursement" means present and future reimbursement, based on analysis and consideration of the historical cost that is related to patient care, in the operation of facilities and programs.

(100) "Qualified medicare beneficiary (QMB)" means an individual who is entitled to medicare hospital insurance benefits under part A of medicare, whose income does not exceed a specified percent of the official poverty level as defined by the United States executive office of management and budget, and whose resources do not exceed twice the supplemental security income resource limit.

(101) "Readmission" means the subsequent admission of a recipient as an inpatient into a hospital within 30 days of discharge as an inpatient from the same or another DRG hospital.

(102) "Related parties" means any relationship between two or more parties in which one party has the ability to influence another party to the transaction



such that one or more of the transacting parties might fail to pursue its own separate interests fully. Related parties include those related by family, by business or financial association, or by common ownership or control. Transactions between related parties shall not be considered to have arisen through arms-length negotiations. Transactions or agreements that are illusory or a sham shall not be recognized.

(103) "Related to the community mental health center" means that the agency or facility furnishing services to the community mental health center is directly associated or affiliated with the community mental health center by formal agreement, or that it governs the community mental health center, or is governed by the community mental health center.

(104) "Residence for the payment of hospice services" means a hospice recipient's home or the nursing facility in which a hospice recipient is residing.

(105) "Revocation statement" means the statement signed by the recipient which revokes the election of hospice service.

(106) "Special hospital" means an establishment with an organized medical staff of physicians, with permanent facilities that include inpatient beds, with medical services, including physician services and continuous registered professional nursing services for not less than 24 hours of every day, and which provides diagnosis and treatment for nonrelated patients who have specified medical conditions, or which are located within the state of Kansas and at least 10 percent of the historic cost of the hospital is incurred for teaching physicians or nurses.

(107) "Speech therapy" means treatment provided by a speech pathologist who has a certificate of clinical competence from the American speech and hearing association. The treatment shall be rehabilitative and 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.

(108) "Standard diagnosis related group (DRG) amount" means the amount computed by multiplying the group reimbursement rate for the general hospital by the diagnosis related group weight.

(109) "Stay as an inpatient in a general hospital" means the period of time spent in a general hospital from admission to discharge.

(110) "Swing bed" means a hospital bed that can be used interchangeably as either a hospital, skilled nursing facility, or intermediate care facility bed, with reimbursement based on the specific type of care provided.

(111) "Targeted case management services" means those services to assist medicaid recipients in gaining access to medically necessary care, and which are provided by a case manager with credentials specified by the department of social and rehabilitation services.

(112) "Technology-assisted child" means a chronically ill or medically fragile child younger than 16 years whose illness or disability, in the absence of home care services, would require admission to or prolonged stay in a hospital. The technology-assisted child needs both

a medical device to compensate for the loss of a vital body function and substantial continuous care by a nurse or other caretaker under the supervision of a nurse in order to avert death or further disability. A technology-assisted child shall require substantial and ongoing care by a nurse, and be dependent at least part of each day on mechanical ventilators for survival, require prolonged intravenous administration of nutritional substances or drugs, or require other medical devices to compensate for the loss of a vital body function.

(113) "Terminally ill" means the medical condition of an individual whose life expectancy is six months or less as determined by a physician.

(114) "Timely filing" means the receipt by the Kansas department of social and rehabilitation services or its fiscal agent of a claim for payment from a provider for services provided to a medicaid program recipient which is no later than six months after the date the claimed services were provided.

(115) "Transfer" means the movement of an individual receiving general hospital inpatient services from one hospital to another hospital for additional related inpatient care after admission to the previous hospital or hospitals.

(116) "Transferring hospital" means the hospital which transfers a recipient to another hospital. There may be more than one transferring hospital for the same recipient until discharge.

(117) "Traumatic head injury" means non-degenerative, structural brain damage resulting in residual deficits and disability which have been acquired by external physical injury.

(118) "Uncollectable overpayment to an out-of-business provider" means:

(A) Any amount which is due from a provider of medical services who has ceased all practice or operations for any medical services as an individual, a partnership or a corporate identity, and who has no assets capable of being applied to any extent toward a medicaid overpayment; or

(B) any amount due which is less than its collection and processing costs.

(119) "Urgent" means situations which require immediate admission, but not through the emergency room.

(b) The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective May 1, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1988; amended, T-30-7-29-88, July 29, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended July 1, 1989; amended Jan. 2, 1990; amended, T-30-1-2-90, Jan. 2, 1990; amended, T-30-2-28-90, Jan. 2, 1990; amended Aug. 1, 1990; amended Jan. 7, 1991; amended, T-30-3-1-91, March 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991; amended Oct. 28, 1991; amended April 1, 1992; amended May 1, 1992; amended July 31, 1992.)

**30-5-80. Scope of and reimbursement for medicaid home- and community-based services (HCBS).**  
(continued)

The scope of medicaid home- and community-based services shall consist of those services provided under the authority of the applicable federally-approved waiver to the Kansas medicaid state plan. (a) Medicaid home- and community-based services shall be provided to medicaid eligible recipients 16 years of age or older who are determined by individualized assessment to be qualified for adult home placement pursuant to K.A.R. 30-10-6, and who elect to receive the services specified in individualized written plans of care designed to prevent living in an adult care home.

(b) Medicaid home- and community-based services shall consist of one or more of the services defined and federally-approved in the medicaid home- and community-based waiver provided under a written plan of care.

(c) Medicaid home- and community-based services shall be provided in accordance with an individualized written plan of care approved in writing by the Kansas department of social and rehabilitation services. Each annual review and amendment of this plan shall be approved in the same fashion. This plan shall:

(1) Be based on needs identified during the screening assessment;

(2) specify each service to be provided and why each service was selected, or how each service will address any specific need identified by the assessment;

(3) specify the frequency and within what limits each service shall be provided;

(4) specify what other support services are required and the plan for obtaining them;

(5) be prepared in consultation with the recipient or the recipient's guardian, if one has been appointed;

(6) be approved in writing by the recipient or the recipient's guardian, as appropriate; and

(7) be reviewed at least annually and updated as necessary.

(d) Medicaid home- and community-based services shall be subject to the individual and aggregate expenditure limits applicable under the federally-approved waiver.

(e) Medicaid home- and community-based services for a recipient shall be terminated when the Kansas department of social and rehabilitation services determines that:

(1) The recipient no longer requires adult care home placement due to a change in the medical condition as determined by a physician;

(2) the recipient fails to cooperate with basic program requirements to the degree that the department's ability to deliver services is substantially impeded;

(3) the written plan of care no longer meets the tests of cost effectiveness;

(4) no provider of essential services is available in the recipient's home location;

(5) the recipient becomes no longer eligible for medicaid; or

(6) the recipient requests termination of services.

(f) Reimbursement for medicaid home- and community-based services shall be based upon reasonable fees as related to customary charges, except no fee shall be paid in excess of the range maximum. The

range of charges shall provide the base for computations. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

#### Article 7.—APPEALS, FAIR HEARINGS AND AFDC/GA DISQUALIFICATION HEARINGS

**30-7-100. Definition of intentional AFDC or GA program violation.** An intentional program violation is an action by an individual which results in the establishment or maintenance of a family's eligibility for aid to families with dependent children (AFDC) or general assistance (GA), or an increase in or maintenance of the amount of the family's AFDC or GA grant, which is intentionally: (a) A false or misleading statement, misrepresentation, concealment, or withholding of facts; or

(b) any act intended to mislead, misrepresent, conceal, withhold facts, or propound a falsity. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

**30-7-101. Administrative hearings section, hearing officer.** The disqualification hearing program shall be administered by the administrative hearings section of the agency. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

**30-7-102. Disqualification hearings.** (a) An individual's fair hearing may be consolidated with a disqualification hearing by the agency when the circumstances surrounding the hearings are the same or related, provided that the individual receives prior notice of the consolidation. Also, either the hearing officer for the fair hearing or the hearing officer for the disqualification hearing may be assigned by the agency to preside at a consolidated hearing.

(b) The hearing officer shall:

(1) Administer oaths and affirmations;

(2) consider all relevant issues;

(3) request, receive and make part of the record all evidence necessary to decide the issues raised;

(4) conduct the hearing in a manner consistent with due process. The hearing officer will advise the accused individual that the individual may refuse to answer questions during the hearing; and

(5) render a final decision that will resolve the issues in dispute.

(c) The hearing officer shall base a determination of intentional program violation on clear and convincing evidence which demonstrates that the individual committed an intentional program violation.

(d) The hearing officer will conduct the fair hearing or any prehearing by telephone or other electronic means if each participant in the hearing or prehearing has an opportunity to participate in the entire proceeding while the proceeding is taking place. A party may be granted a face to face hearing or prehearing if good cause can be shown that a fair and impartial hearing or prehearing could not be conducted by telephone or electronic means.

(e)(1) A written notice shall be provided by the agency to the individual alleged to have committed the intentional program violation at least 30 days prior to the date of the disqualification hearing.

(2) The advance written notice to the individual shall include the following items:

- (A) The date, time and location of the hearing;
- (B) the charge or charges against the individual;
- (C) a summary of the evidence, and how and where the evidence can be examined;
- (D) a warning that the individual's failure to appear without good cause will result in a decision by the hearing officer based solely on the information provided by the agency at the hearing;

(E) a statement that the individual may request a postponement of the hearing provided that such request is made to the state agency at least 10 days in advance of the scheduled hearing;

(F) a statement that the individual will have 10 days from the date of the scheduled hearing to present to the agency good cause for failure to appear in order to receive a new hearing;

(G) a description of the penalties that can result from a determination that the individual has committed an intentional program violation and a statement of which penalty is applicable to the individual;

(H) a statement that the hearing does not preclude the state government from prosecuting the individual for an intentional program violation in a civil or criminal court action, or from collecting an overpayment;

(I) provide information regarding free legal representation to individuals alleged to have committed intentional program violations;

(J) a statement of the accused individual's right to remain silent concerning the charge or charges and that anything said or signed by the individual concerning the charge or charges may be used against the individual in a court of law;

(K) a statement that the individual may waive the right to appear at an administrative disqualification hearing;

(L) the date that the signed waiver must be received by the agency and a signature block for the accused individual, along with a statement that the caretaker relative must also sign the waiver, if the accused individual is not the caretaker relative, with an appropriately designated signature block;

(M) a statement that waiver of the individual's right to appear at a disqualification hearing may result in a disqualification penalty and a reduction in the assistance payment for the appropriate period even if the accused individual does not admit to the facts as presented by the agency; and

(N) an opportunity for the accused individual to specify whether the individual admits to the facts as presented by the agency.

(f) The hearing officer will postpone the scheduled hearing at the individual's request provided the request for postponement is made at least 10 days in advance of the scheduled disqualification hearing. However, the hearing officer shall not postpone for

more than a total of 30 days. The hearing officer may limit the number of postponements to one.

(g) The hearing officer assigned to conduct the hearing shall be impartial and not previously involved in the case.

(h) Medical assessment shall be obtained by the agency at the agency's expense and shall be made part of the record if the hearing officer considers it necessary.

(i) The individual, or the individual's representative, shall have adequate opportunity to:

(1) Examine the contents of the individual's case file, and all documents and records to be used by the agency at the hearing, at a reasonable time before the date of the hearing, and during the hearing;

(2) present the individual's case alone or with the aid of an authorized representative;

(3) bring witnesses;

(4) establish all pertinent facts and circumstances;

(5) advance any arguments without undue influence; and

(6) question or refute any testimony or evidence, including the opportunity to confront and cross-examine adverse witnesses.

(j) Decisions made by the hearing officer shall be based exclusively on the evidence and other material admitted into the case record at the hearing. The transcript or recording of testimony, exhibits, or official reports admitted at the hearing, together with all papers and requests filed in the proceeding, and the decision of the hearing officer shall be made available to the individual or to the individual's representative at a reasonable time and place.

(k) Decisions by the hearing officer shall:

(1) Consist of a decision memorandum summarizing the facts, evidence and regulations supporting the decision; and

(2) be made within 90 days of the date of service of the notice of hearing.

(l) An individual may not be disqualified by the agency per this section until the hearing officer finds that the individual has committed an intentional program violation. However, assistance may be discontinued, terminated, suspended, or reduced by the agency, or changed in the manner or form of payment to a protective, vendor, or two-party payment for other reasons.

(m) If the hearing officer finds that the individual committed an intentional program violation, a written notice shall be provided by the agency to the individual prior to disqualification. The notice shall inform the individual of the following:

(1) The decision and the reason for the decision;

(2) the period of disqualification, which shall begin no later than the first day of the second month which follows the date of the notice;

(3) the amount of payment the household will receive during the disqualification period;

(4) in the case of an individual's disqualification resulting from a prior receipt of assistance, the disqualification will be postponed until after a reapplication for AFDC or GA is approved; and

(continued)

(5) the individual's right to appeal the decision to the district court of Shawnee county or the individual's county within 30 days of the date of the decision and that an appeal may result in a reversal of the decision.

(n) In cases of an individual's disqualification resulting from a prior receipt of assistance, the disqualification will be postponed until after a reapplication for AFDC or GA is approved. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

**30-7-103. Waiver of the administrative disqualification hearing.** (a) An individual will be allowed by the agency to waive the right to appear at an administrative disqualification hearing.

(b) When the individual waives the right to appear at a disqualification hearing, the disqualification and appropriate reduction of assistance shall result regardless of whether the individual admits or denies the charges. A written notice shall be sent by the agency informing the individual of the period of disqualification, which shall begin no later than the first day of the second month which follows the date of notice, and the amount of payment the household will receive during the disqualification period. If an individual whose case has been terminated waives the disqualification hearing rights, the disqualification shall be postponed until after a reapplication for AFDC or GA is approved. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

**30-7-104. Court actions on consent agreements.**

(a) An accused individual will be allowed by the agency to sign a written agreement confirmed by a court of competent jurisdiction in which the individual admits committing an intentional program violation.

(b) The written agreement shall include:

(1) A statement that the individual understands the consequences of signing the agreement, along with a statement that the caretaker relative must also sign the agreement if the accused is not the caretaker relative; and

(2) a statement that signing the agreement will result in a reduction in payment for the appropriate period.

(c) After the court confirms the agreement, a written notice shall be provided by the agency to the individual which specifies the period of disqualification, which shall begin no later than the first day of the second month which follows the date of the notice, and the amount of payment the household will receive during the disqualification period. However, if the court specifies the date for initiating the disqualification period, the accused individual shall be disqualified by the agency in accordance with the court order. If an individual whose case has been terminated signs an agreement, the disqualification period shall be postponed until after a reapplication for AFDC or GA assistance is approved. The effective date of this regulation shall be July 31, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective July 31, 1992.)

**Article 9.—ADULT CARE PROGRAM**

**30-9-13.** This rule and regulation shall expire on July 31, 1992. (Authorized by K.S.A. 39-708c; implementing K.S.A. 39-708c, L. 1989, Chapter 191; effective Jan. 1, 1990; revoked July 31, 1992.)

**30-9-18 through 30-9-22.** These rules and regulations shall expire on July 31, 1992. (Authorized by K.S.A. 39-708c; implementing K.S.A. 39-708c, L. 1989, Chapter 191; effective Jan. 1, 1990; revoked July 31, 1992.)

Donna Whiteman  
Secretary of Social and  
Rehabilitation Services

Doc. No. 012110

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1991 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION		
Reg. No.	Action	Register
1-2-30	New	V. 11, p. 278
1-2-81	Revoked	V. 11, p. 278
1-5-15	Amended	V. 10, p. 1688
1-5-27	Revoked	V. 10, p. 1688
1-5-28	Amended	V. 10, p. 1688
1-5-30	Amended	V. 10, p. 1688

1-6-2	Amended	V. 11, p. 278
1-6-29	Amended	V. 10, p. 1689
1-6-32	Amended	V. 11, p. 278
1-9-4	Amended	V. 10, p. 1690
1-9-5	Amended	V. 10, p. 1691
1-9-7a	Amended	V. 10, p. 382, 760
1-9-19a	Amended	V. 11, p. 279
1-9-21	Amended	V. 10, p. 1692
1-16-18	Amended	V. 10, p. 1470, 1497
1-17-1	Amended	V. 10, p. 1471
1-17-2	Amended	V. 10, p. 1471
1-17-2a	Amended	V. 10, p. 1471
1-45-16	Amended	V. 10, p. 1692
1-49-1	Amended	V. 10, p. 1472

**AGENCY 4: BOARD OF AGRICULTURE**

Reg. No.	Action	Register
4-3-47	Amended	V. 10, p. 1319
4-3-49	Amended	V. 10, p. 1319
4-7-2	Amended	V. 10, p. 1319
4-7-510	Amended	V. 10, p. 1319
4-7-513	Amended	V. 10, p. 1319
4-7-530	New	V. 10, p. 1319
4-7-531	New	V. 10, p. 1319
4-7-532	New	V. 10, p. 1319
4-7-533	New	V. 10, p. 1320

4-7-716	Amended	V. 11, p. 555
4-7-717	Amended	V. 10, p. 1320
4-7-719	Amended	V. 11, p. 63
4-7-722	Amended	V. 10, p. 1320
4-8-14	Revoked	V. 10, p. 1320
4-8-14a	New	V. 10, p. 1320
4-8-27	Amended	V. 11, p. 555
4-8-30	Amended	V. 10, p. 1321
4-8-39	Amended	V. 10, p. 1321
4-8-40	Amended	V. 10, p. 1321
4-8-41	New	V. 11, p. 555
4-13-28	New	V. 10, p. 1321
4-15-2	Amended	V. 11, p. 555

4-16-300 through 4-16-305	New	V. 11, p. 556, 557
4-17-300 through 4-17-305	New	V. 11, p. 557, 558
4-33-1	Amended	V. 10, p. 1315, 1321
4-33-2	New	V. 10, p. 1315, 1321

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

Reg. No.	Action	Register
5-23-3	Amended	V. 10, p. 1194
5-23-4a	New	V. 10, p. 1195

5-24-2	Amended	V. 10, p. 976
5-24-5	Amended	V. 10, p. 977
5-40-1	Amended	V. 11, p. 15, 40
5-42-1	Amended	V. 11, p. 40, 361
5-42-3	Amended	V. 11, p. 361
5-44-1 through 5-44-6	New	V. 11, p. 15-17, 40-42
5-45-1 through 5-45-4	Amended	V. 11, p. 42-44, 361-363
5-45-6	Amended	V. 11, p. 44, 363
5-45-7	Amended	V. 11, p. 44, 363
5-45-12	Amended	V. 11, p. 44, 363
5-45-13	Amended	V. 11, p. 45, 364
5-45-14 through 5-45-17	New	V. 11, p. 45, 364, 365

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-30-1	Amended	V. 10, p. 728
7-32-1	Amended	V. 10, p. 728
7-32-2	New	V. 10, p. 728

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-13-1 through 9-13-3	Revoked	V. 10, p. 1821, 1822
9-13-4	Revoked	V. 10, p. 257
9-18-1	Amended	V. 10, p. 1822
9-19-1 through 9-19-11	New	V. 10, p. 1822-1827
9-20-1	New	V. 10, p. 1827
9-20-2	New	V. 10, p. 1828
9-20-3	New	V. 10, p. 1828
9-21-1	New	V. 10, p. 1828
9-21-2	New	V. 10, p. 1829
9-21-3	New	V. 10, p. 1829
9-22-1	New	V. 10, p. 1829
9-22-2	New	V. 10, p. 1830
9-22-3	New	V. 10, p. 1830
9-23-1	New	V. 10, p. 1830
9-23-2	New	V. 10, p. 1831
9-23-3	New	V. 10, p. 1831
9-24-1	New	V. 10, p. 1831
9-24-2	New	V. 10, p. 1832
9-24-3	New	V. 10, p. 1832

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

Reg. No.	Action	Register
14-19-24	Amended	V. 10, p. 689
14-19-36	Amended	V. 10, p. 689
14-20-25	Amended	V. 10, p. 689
14-20-26	Amended	V. 10, p. 690
14-21-9	Amended	V. 10, p. 690
14-22-6	Amended	V. 10, p. 690
14-22-9	Amended	V. 10, p. 691
14-23-4	Amended	V. 10, p. 691

**AGENCY 17: STATE BANKING DEPARTMENT**

Reg. No.	Action	Register
17-11-17	Amended	V. 10, p. 1768
17-11-18	Amended	V. 10, p. 1768
17-11-21	Amended	V. 10, p. 1768
17-12-1	Amended	V. 10, p. 1768
17-12-2	Amended	V. 10, p. 1769
17-14-1	Amended	V. 10, p. 1769
17-15-1	Amended	V. 10, p. 1769
17-16-1	Amended	V. 10, p. 1772
17-16-2	Amended	V. 10, p. 1772
17-16-3	Amended	V. 10, p. 1772
17-16-5	Amended	V. 10, p. 1773
17-16-6	Amended	V. 10, p. 1773
17-16-8	Amended	V. 10, p. 1773
17-16-9	Amended	V. 10, p. 1773
17-18-4	Amended	V. 10, p. 1773
17-20-1	New	V. 10, p. 1773

**AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT**

Reg. No.	Action	Register
19-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714
19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721
19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

**AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION**

Reg. No.	Action	Register
21-34-1 through 21-34-21	New	V. 11, p. 357-360
21-34-1 through 21-34-21	New	V. 11, p. 504-507

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

Reg. No.	Action	Register
23-3-16	Revoked	V. 10, p. 916
23-8-24	Revoked	V. 10, p. 916
23-12-1	Revoked	V. 10, p. 916
23-12-8	Revoked	V. 10, p. 916
23-12-11	Revoked	V. 10, p. 917
23-21-1 through 23-21-14	Revoked	V. 10, p. 1441

**AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT**

Reg. No.	Action	Register
25-4-1	Amended	V. 10, p. 405
25-4-4	Amended	V. 11, p. 164

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-8-1 through 26-8-14	New	V. 10, p. 1285-1287

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

Reg. No.	Action	Register
28-4-405	Amended	V. 10, p. 257
28-4-530	New	V. 10, p. 1246
28-4-531	New	V. 10, p. 1246
28-17-6	Amended	V. 10, p. 1246
28-17-12	Amended	V. 10, p. 1246
28-19-17	Amended	V. 11, p. 608
28-19-17a through 28-19-17l	Amended	V. 11, p. 608, 609
28-19-17m through 28-19-17q	New	V. 11, p. 609, 610
28-19-19	Amended	V. 11, p. 610
28-19-61	Amended	V. 10, p. 1246
28-19-62	Amended	V. 10, p. 1250
28-19-73	Amended	V. 11, p. 612
28-19-76	New	V. 10, p. 1251
28-19-77	New	V. 10, p. 1252
28-19-78	New	V. 10, p. 1254
28-29-28 through 28-29-36	New	V. 11, p. 614-620, 758-764

28-31-8a	Revoked	V. 11, p. 232
28-31-10a	New	V. 11, p. 232
28-35-147	Amended	V. 11, p. 130
28-36-30	Amended	V. 10, p. 1655
28-39-77	Amended	V. 10, p. 1655
28-53-1 through 28-53-5	New	V. 10, p. 199
28-53-1	Amended	V. 11, p. 846
28-53-2	Amended	V. 11, p. 846
28-59-1 through 28-59-8	New	V. 10, p. 111-113

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

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30-2-16	Amended	V. 10, p. 1353
30-4-34	Amended	V. 10, p. 956
30-4-41	Amended	V. 10, p. 1648
30-4-63	Amended	V. 10, p. 1353
30-4-64	Amended	V. 10, p. 1355
30-4-90	Amended	V. 10, p. 1356
30-4-101	Amended	V. 10, p. 1357
30-4-111	Amended	V. 10, p. 341
30-4-112	Amended	V. 10, p. 1648
30-4-113	Amended	V. 10, p. 693
30-4-120	Amended	V. 10, p. 343
30-4-130	Amended	V. 10, p. 961
30-4-140	Amended	V. 11, p. 365
30-5-58	Amended	V. 11, p. 365
30-5-59	Amended	V. 11, p. 371
30-5-64	Amended	V. 11, p. 372
30-5-65	Amended	V. 11, p. 372
30-5-70	Amended	V. 11, p. 372
30-5-77	Amended	V. 10, p. 1291
30-5-78	New	V. 10, p. 1364
30-5-79	New	V. 10, p. 1364
30-5-81	Amended	V. 10, p. 699
30-5-86	Amended	V. 10, p. 699
30-5-88	Amended	V. 10, p. 700
30-5-92	Amended	V. 10, p. 344
30-5-94	Amended	V. 10, p. 345
30-5-95	Amended	V. 11, p. 205
30-5-101	Amended	V. 10, p. 1365
30-5-103	Amended	V. 10, p. 1365
30-5-104	Amended	V. 10, p. 701
30-5-110	Amended	V. 11, p. 373
30-5-112	Amended	V. 10, p. 963
30-5-113	Amended	V. 10, p. 963
30-5-114	Amended	V. 10, p. 1365
30-5-115	Amended	V. 10, p. 963
30-5-116	Amended	V. 10, p. 1496, 1649
30-5-116a	Amended	V. 10, p. 1496, 1649
30-5-151	Amended	V. 10, p. 963
30-5-152	Amended	V. 10, p. 963
30-5-154	Amended	V. 10, p. 963
30-5-156	Amended	V. 10, p. 963
30-5-157	Amended	V. 10, p. 964
30-5-159	Amended	V. 10, p. 964
30-5-160	Amended	V. 10, p. 964
30-5-161	Amended	V. 10, p. 964
30-5-162	Amended	V. 10, p. 964
30-5-163	Amended	V. 10, p. 964
30-5-164	Amended	V. 10, p. 964
30-5-166	Amended	V. 10, p. 964
30-5-167	Amended	V. 10, p. 964
30-5-168	Amended	V. 10, p. 964
30-5-169	Amended	V. 10, p. 964
30-5-170	Amended	V. 10, p. 965
30-5-171	Amended	V. 10, p. 965
30-6-53	Amended	V. 10, p. 1366
30-6-55	Amended	V. 11, p. 374
30-6-56	Amended	V. 11, p. 374
30-6-65	Amended	V. 10, p. 1650
30-6-74	Revoked	V. 10, p. 1366
30-6-77	Amended	V. 10, p. 701
30-6-82	New	V. 10, p. 702
30-6-86	Amended	V. 10, p. 348
30-6-94	New	V. 10, p. 1651
30-6-103	Amended	V. 10, p. 1651
30-6-106	Amended	V. 10, p. 1651
30-6-107	Amended	V. 10, p. 705
30-6-111	Amended	V. 10, p. 351
30-6-112	Amended	V. 10, p. 1653

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30-6-113	Amended	V. 10, p. 706
30-7-65	Amended	V. 10, p. 707
30-7-75	Amended	V. 10, p. 708
30-7-76	Amended	V. 10, p. 1654
30-7-77	Amended	V. 10, p. 1655
30-7-78	Amended	V. 10, p. 1655
30-10-1a	Amended	V. 11, p. 205
30-10-1b	Amended	V. 11, p. 376
30-10-7	Amended	V. 10, p. 354
30-10-11	Amended	V. 11, p. 376
30-10-15a	Amended	V. 10, p. 708
30-10-15b	Amended	V. 10, p. 1372
30-10-16	Revoked	V. 10, p. 709
30-10-17	Amended	V. 10, p. 1373
30-10-18	Amended	V. 11, p. 378
30-10-19	Amended	V. 10, p. 1376
30-10-23a	Amended	V. 11, p. 379
30-10-23b	Amended	V. 11, p. 380
30-10-24	Amended	V. 10, p. 1377
30-10-25	Amended	V. 10, p. 1378
30-10-27	Amended	V. 10, p. 1379
30-10-29	Amended	V. 10, p. 1379
30-10-30	Revoked	V. 10, p. 355
30-10-200	Amended	V. 11, p. 207
30-10-207	Amended	V. 10, p. 1200
30-10-208	Amended	V. 10, p. 1200
30-10-210	through	
30-10-226	New	V. 10, p. 48-57
30-10-210	Amended	V. 11, p. 209
30-10-211	Amended	V. 10, p. 1203
30-10-212	Amended	V. 11, p. 210
30-10-213	Amended	V. 10, p. 1204
30-10-214	Amended	V. 10, p. 1230
30-10-215	Amended	V. 10, p. 1206
30-10-217	Amended	V. 11, p. 210
30-10-218	Amended	V. 10, p. 1207
30-10-219	Amended	V. 11, p. 211
30-10-220	Amended	V. 10, p. 1208
30-10-221	Amended	V. 10, p. 1208
30-10-226	Revoked	V. 10, p. 1209
30-22-1	Amended	V. 10, p. 1380
30-22-2	Amended	V. 10, p. 1380
30-22-5	Amended	V. 10, p. 1381
30-22-6	Amended	V. 10, p. 1381
30-22-11	through	
30-22-28	Revoked	V. 10, p. 1381
30-41-1	Amended	V. 10, p. 710
30-41-7a	Amended	V. 10, p. 711
30-41-7i	New	V. 10, p. 711
30-41-20	New	V. 10, p. 711
30-46-13	Amended	V. 10, p. 1381
30-46-14	Revoked	V. 10, p. 1381
30-46-15	Amended	V. 10, p. 1381
30-60-1	New	V. 10, p. 1381
30-60-2	New	V. 10, p. 1381
30-60-5	New	V. 10, p. 1382
30-60-6	New	V. 10, p. 1382
30-60-7	New	V. 10, p. 1383
30-60-10	New	V. 10, p. 1383
30-60-11	New	V. 10, p. 1383
30-60-12	New	V. 10, p. 1384
30-60-17	New	V. 10, p. 1384
30-60-18	New	V. 10, p. 1384
30-60-19	New	V. 10, p. 1384
30-60-25	New	V. 10, p. 1385
30-60-26	New	V. 10, p. 1385
30-60-27	New	V. 10, p. 1385
30-60-28	New	V. 10, p. 1386
30-60-40	New	V. 10, p. 1386
30-60-41	New	V. 10, p. 1386
30-60-45	New	V. 10, p. 1386
30-60-46	New	V. 10, p. 1386
30-60-47	New	V. 10, p. 1386
30-60-50	New	V. 10, p. 1387
30-60-55	New	V. 10, p. 1387
30-60-60	New	V. 10, p. 1388
30-60-61	New	V. 10, p. 1389
30-60-62	New	V. 10, p. 1389
30-60-70	New	V. 10, p. 1389
30-60-71	New	V. 10, p. 1390
30-60-72	New	V. 10, p. 1390
30-60-73	New	V. 10, p. 1390
30-60-74	New	V. 10, p. 1390
30-60-75	New	V. 10, p. 1390

30-60-76	New	V. 10, p. 1390
30-61-1	New	V. 10, p. 1391
30-61-2	New	V. 10, p. 1391
30-61-5	New	V. 10, p. 1391
30-61-6	New	V. 10, p. 1391
30-61-10	New	V. 10, p. 1391
30-61-15	New	V. 10, p. 1391
30-61-16	New	V. 10, p. 1392

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-1-1	Amended	V. 10, p. 88
36-1-28		
through		
36-1-34	New	V. 10, p. 88-91
36-13-30		
through		
36-13-34	Amended	V. 11, p. 657-662
36-13-36	Revoked	V. 11, p. 663
36-13-37	Amended	V. 11, p. 663
36-13-38	New	V. 11, p. 664
36-13-39	New	V. 11, p. 664

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-28	Amended	V. 10, p. 1582
40-1-38	New	V. 10, p. 1693
40-2-15	Amended	V. 10, p. 1693
40-2-20	New	V. 10, p. 259, 383
40-2-21	New	V. 10, p. 1583
40-3-22	Amended	V. 10, p. 1693
40-3-46	New	V. 10, p. 381
40-3-47	New	V. 10, p. 381
40-3-48	New	V. 10, p. 1584
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 10, p. 1695

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-106	Amended	V. 10, p. 1195
44-6-108	Amended	V. 10, p. 1195
44-6-114c	Amended	V. 10, p. 1196
44-6-120	Amended	V. 11, p. 230
44-6-124	Amended	V. 11, p. 230
44-6-125	Amended	V. 11, p. 231
44-6-126	Amended	V. 10, p. 1197
44-6-133	Amended	V. 10, p. 1197
44-6-134	Amended	V. 10, p. 1197
44-6-135	Amended	V. 11, p. 231
44-6-142	Amended	V. 10, p. 1198
44-7-113	Amended	V. 11, p. 316
44-7-115	New	V. 11, p. 316
44-12-101	Amended	V. 11, p. 316
44-12-102	Amended	V. 11, p. 316
44-12-104	Amended	V. 11, p. 316
44-12-105	Amended	V. 11, p. 317
44-12-201	Amended	V. 11, p. 317
44-12-202	Amended	V. 11, p. 317
44-12-204	Amended	V. 11, p. 317
44-12-205	Amended	V. 11, p. 317
44-12-208	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-301	Amended	V. 11, p. 317
44-12-307	Amended	V. 11, p. 317
44-12-308	Amended	V. 11, p. 317
44-12-309	Amended	V. 11, p. 317
44-12-312	Amended	V. 11, p. 317
44-12-313	Amended	V. 11, p. 318
44-12-314	Amended	V. 11, p. 318
44-12-315	Amended	V. 11, p. 318
44-12-316	Revoked	V. 11, p. 318
44-12-317	Amended	V. 11, p. 318
44-12-319	Amended	V. 11, p. 318
44-12-321	Amended	V. 11, p. 318
44-12-323	Amended	V. 11, p. 318
44-12-324	Amended	V. 11, p. 319
44-12-325	Amended	V. 11, p. 319
44-12-326	Amended	V. 11, p. 319
44-12-328	New	V. 11, p. 319
44-12-401	Amended	V. 11, p. 319
44-12-501	Amended	V. 11, p. 319
44-12-502	Amended	V. 1, p. 319
44-12-503	Amended	V. 11, p. 319

44-12-505b	New	V. 11, p. 320
44-12-601	Amended	V. 11, p. 320
44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322
44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323
44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 328
44-13-404	Amended	V. 11, p. 330
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333
44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS' COMPENSATION

Reg. No.	Action	Register
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-105	Amended	V. 10, p. 1040
60-3-106	Amended	V. 10, p. 1040
60-4-101	Amended	V. 11, p. 83
60-8-101	Amended	V. 10, p. 496
60-9-101	Revoked	V. 10, p. 1040
60-9-102	Revoked	V. 10, p. 1040
60-9-103	Revoked	V. 10, p. 1041
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 11, p. 83
60-9-106	New	V. 10, p. 1041
60-9-107	New	V. 11, p. 83

60-9-109	New	V. 10, p. 1041
60-11-103	Amended	V. 11, p. 84
60-11-110	Revoked	V. 10, p. 1042
60-11-111	Revoked	V. 10, p. 1042
60-11-112	New	V. 10, p. 1042
60-11-113	New	V. 10, p. 1042, 1497
60-11-114	New	V. 11, p. 85
60-11-116	New	V. 10, p. 1042
60-11-117	New	V. 10, p. 1042
60-11-118	New	V. 10, p. 1042
60-11-119	New	V. 10, p. 1043
60-12-101	Revoked	V. 10, p. 1043
60-12-102	Revoked	V. 10, p. 1043
60-12-103	Revoked	V. 10, p. 1043
60-12-105	New	V. 11, p. 85
60-12-106	New	V. 10, p. 1043
60-12-109	New	V. 10, p. 1043
60-13-101	Amended	V. 10, p. 496
60-13-105	Revoked	V. 10, p. 1044
60-13-106	Revoked	V. 10, p. 1044
60-13-107	Revoked	V. 10, p. 1044
60-13-108	Revoked	V. 10, p. 1044
60-13-110	New	V. 10, p. 1044
60-13-111	New	V. 10, p. 1044
60-13-112	New	V. 10, p. 1044
60-13-113	New	V. 11, p. 85
60-13-115	New	V. 10, p. 1044
60-15-101	Amended	V. 10, p. 1045
60-15-102	Amended	V. 10, p. 1045
60-15-103	Amended	V. 10, p. 1046
60-15-104	Amended	V. 10, p. 1046

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-1	Amended	V. 10, p. 1698
63-1-3	Amended	V. 10, p. 1698
63-1-12	Amended	V. 10, p. 1699
63-3-11	Amended	V. 10, p. 1700
63-3-17	Amended	V. 10, p. 1700
63-3-19	Amended	V. 10, p. 1700
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 10, p. 1701
63-6-1	Amended	V. 10, p. 1701

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

Reg. No.	Action	Register
65-4-1		
through		
65-4-5	New	V. 11, p. 470, 471
65-5-1		
through		
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1		
through		
65-8-4	New	V. 11, p. 474, 475
65-9-1		
through		
65-9-5	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477
65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

**AGENCY 66: BOARD OF  
TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 11, p. 406
66-6-3	Amended	V. 11, p. 407
66-6-4	Amended	V. 11, p. 407
66-6-6		
through		
66-6-9	Amended	V. 11, p. 408
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1		
through		
66-8-6	Amended	V. 11, p. 409
66-9-1		
through		
66-9-4	Amended	V. 11, p. 409, 410
66-10-1		
through		
66-10-12	Amended	V. 11, p. 410, 411
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 11, p. 412
66-11-3	Amended	V. 11, p. 412
66-12-1	New	V. 11, p. 412
66-13-1	New	V. 11, p. 412

**AGENCY 67: BOARD OF HEARING  
AID EXAMINERS**

Reg. No.	Action	Register
67-3-4	New	V. 10, p. 887

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-7-10	Amended	V. 10, p. 1082
68-9-1	Amended	V. 10, p. 1083
68-11-1	Amended	V. 10, p. 216
68-14-1		
through		
68-14-7	New	V. 11, p. 665, 666
68-20-15a	Amended	V. 10, p. 1084
68-20-18	Amended	V. 10, p. 1084
68-20-19	Amended	V. 10, p. 1085

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-2-7	Amended	V. 10, p. 840
74-4-6	Amended	V. 10, p. 841
74-4-7	Amended	V. 11, p. 847
74-5-2	Amended	V. 11, p. 847
74-5-103	Amended	V. 11, p. 848
74-5-104	Amended	V. 11, p. 848
74-5-202	Amended	V. 11, p. 849
74-5-203	Amended	V. 11, p. 849
74-5-403	Amended	V. 10, p. 842

**AGENCY 75: CONSUMER CREDIT  
COMMISSIONER**

Reg. No.	Action	Register
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 10, p. 1353

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

Reg. No.	Action	Register
81-2-1	Amended	V. 10, p. 1242
81-3-1	Amended	V. 10, p. 1242
81-3-2	Amended	V. 10, p. 1244
81-4-1	Amended	V. 10, p. 1245, 1316
81-4-2	New	V. 10, p. 172
81-4-3	New	V. 10, p. 1440
81-5-8	Amended	V. 10, p. 1245
81-5-9	New	V. 10, p. 1440
81-6-1	Amended	V. 10, p. 173

**AGENCY 82: STATE CORPORATION  
COMMISSION**

Reg. No.	Action	Register
82-3-101	Amended	V. 10, p. 887
82-3-103	Amended	V. 11, p. 38
82-3-106	Amended	V. 11, p. 38
82-3-307	Amended	V. 10, p. 976
82-3-600	Amended	V. 10, p. 890
82-3-600b	New	V. 10, p. 890
82-3-601	Revoked	V. 10, p. 891
82-3-601a	New	V. 10, p. 891
82-3-601b	New	V. 10, p. 891
82-3-602	Amended	V. 10, p. 891

82-3-605	New	V. 10, p. 892
82-4-1	Amended	V. 11, p. 810
82-4-2	Amended	V. 10, p. 1121
82-4-3	Amended	V. 11, p. 810
82-4-6a	Amended	V. 10, p. 1122
82-4-6b	Revoked	V. 10, p. 1122
82-4-6d	Amended	V. 10, p. 1122
82-4-19a	Revoked	V. 10, p. 1123
82-4-20	Amended	V. 11, p. 811
82-4-27	Amended	V. 10, p. 1123
82-4-27a	Amended	V. 10, p. 1124
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-4	Amended	V. 10, p. 1466
86-1-5	Amended	V. 10, p. 531
86-1-11	Amended	V. 10, p. 1466
86-3-10	Amended	V. 10, p. 1467
86-3-21	Amended	V. 10, p. 1467

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-2-1	Amended	V. 10, p. 1467
88-2-2	Amended	V. 10, p. 1467
88-2-3	Amended	V. 10, p. 1467
88-2-4	Amended	V. 10, p. 1468
88-3-1	Amended	V. 10, p. 1468
88-3-2	Amended	V. 10, p. 1508
88-3-3	Amended	V. 10, p. 1469
88-3-5	Amended	V. 10, p. 1469
88-3-8	Amended	V. 10, p. 1469
88-3-9	Amended	V. 10, p. 1469
88-3-10	Amended	V. 10, p. 1469
88-3-11	Amended	V. 10, p. 1469
88-3-12	Amended	V. 10, p. 1470

**AGENCY 91: DEPARTMENT OF  
EDUCATION**

Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
91-1-68	Revoked	V. 10, p. 1046
91-1-68a	New	V. 10, p. 1046
91-1-68b	New	V. 10, p. 1047
91-1-68c	New	V. 10, p. 1048
91-1-68d	New	V. 10, p. 1049
91-1-69	Revoked	V. 10, p. 1050
91-1-101b	Amended	V. 10, p. 1050
91-1-112a	Amended	V. 10, p. 1051
91-1-150'	Amended	V. 10, p. 1051
91-10-1	Revoked	V. 10, p. 1051
91-10-1a	New	V. 10, p. 1052
91-12-22	Amended	V. 10, p. 1052
91-12-23	Amended	V. 11, p. 765
91-12-25	Amended	V. 10, p. 1055
91-12-51	Amended	V. 10, p. 1056
91-12-61	Amended	V. 11, p. 766
91-12-73	Amended	V. 10, p. 1056
91-31-7	Amended	V. 10, p. 686
91-35-1		
through		
91-35-4	New	V. 10, p. 909, 910
91-37-1		
through		
91-37-4	New	V. 10, p. 910, 911

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560
92-55-2a	New	V. 10, p. 531, 587

**AGENCY 93: DEPARTMENT OF REVENUE—  
DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

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

Reg. No.	Action	Register
99-8-8	Amended	V. 10, p. 1322
99-8-9	Amended	V. 10, p. 1322
99-25-1	Amended	V. 10, p. 1322
99-25-2	Amended	V. 10, p. 1322
99-25-3	Amended	V. 10, p. 1322
99-30-2	Amended	V. 10, p. 1322
99-30-3	Amended	V. 10, p. 1323

(continued)

99-30-4 Amended V. 10, p. 1323  
 99-30-5 Amended V. 10, p. 1323  
 99-30-6 Amended V. 10, p. 1323  
 99-31-3 Amended V. 10, p. 1323  
 99-31-4 Amended V. 10, p. 1323  
 99-32-1 through  
 99-32-6 Revoked V.10, p. 1323

**AGENCY 100: BOARD OF HEALING ARTS**  
 Reg. No. Action Register  
 100-10a-4 Amended V. 10, p. 653  
 100-11-1 Amended V. 10, p. 653

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**  
 Reg. No. Action Register  
 109-1-1 Amended V. 11, p. 131  
 109-2-7 Amended V. 10, p. 1789  
 109-5-1 Amended V. 10, p. 1789  
 109-5-4 New V. 10, p. 1790  
 109-7-1 Amended V. 10, p. 1790  
 109-8-1 Amended V. 10, p. 1791  
 109-9-1 Amended V. 10, p. 1791  
 109-9-4 Amended V. 10, p. 1791  
 109-9-5 New V. 11, p. 133  
 109-11-2 Amended V. 10, p. 1792  
 109-11-6 Amended V. 10, p. 1792  
 109-11-9 New V. 10, p. 1792

**AGENCY 110: DEPARTMENT OF COMMERCE**  
 Reg. No. Action Register  
 110-4-1 through  
 110-4-4 New V. 11, p. 502-504

**AGENCY 111: THE KANSAS LOTTERY**  
 Reg. No. Action Register  
 111-1-2 Amended V. 7, p. 1190  
 111-1-5 Amended V. 8, p. 586  
 111-2-1 Amended V. 7, p. 1995  
 111-2-2 Amended V. 9, p. 1675  
 111-2-2a Revoked V. 9, p. 1675  
 111-2-6 Amended V. 11, p. 136  
 111-2-7 Revoked V. 10, p. 1210  
 111-2-13 Revoked V. 10, p. 881  
 111-2-14 New V. 9, p. 30  
 111-2-15 Revoked V. 10, p. 881  
 111-2-16 Revoked V. 10, p. 1210  
 111-2-17 Revoked V. 10, p. 1210  
 111-2-18 Revoked V. 11, p. 413  
 111-2-19 Revoked V. 11, p. 413  
 111-2-20 New V. 11, p. 199  
 111-3-1 Amended V. 10, p. 1210  
 111-3-9 Amended V. 8, p. 1085  
 111-3-10 through  
 111-3-31 New V. 7, p. 201-206  
 111-3-11 Amended V. 8, p. 299  
 111-3-12 Amended V. 10, p. 12  
 111-3-13 Amended V. 10, p. 1014  
 111-3-14 Amended V. 10, p. 12  
 111-3-16 Amended V. 9, p. 1566  
 111-3-19 through  
 111-3-22 Amended V. 9, p. 30  
 111-3-20 Amended V. 10, p. 1211  
 111-3-21 Amended V. 10, p. 882  
 111-3-22 Amended V. 10, p. 882  
 111-3-23 Revoked V. 10, p. 883  
 111-3-25 Amended V. 10, p. 883  
 111-3-27 Amended V. 10, p. 883  
 111-3-29 Amended V. 10, p. 883  
 111-3-31 Amended V. 8, p. 209  
 111-3-32 Amended V. 10, p. 883  
 111-3-33 New V. 7, p. 1434  
 111-4-1 Amended V. 8, p. 134  
 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. 1945  
 111-4-8 Amended V. 7, p. 1064  
 111-4-12 Amended V. 7, p. 1190  
 111-4-66 through  
 111-4-77 New V. 7, p. 207-209

111-4-96 through  
 111-4-114 New V. 7, p. 1606-1610  
 111-4-100 Amended V. 10, p. 1211  
 111-4-101 Amended V. 10, p. 1211  
 111-4-102 Amended V. 10, p. 1211  
 111-4-103 Amended V. 10, p. 1211  
 111-4-104 Amended V. 10, p. 1212  
 111-4-105 Amended V. 10, p. 1410  
 111-4-106 Amended V. 10, p. 1212  
 111-4-106a Amended V. 10, p. 1213  
 111-4-107 Amended V. 9, p. 1366  
 111-4-108 Amended V. 10, p. 1213  
 111-4-111 Amended V. 9, p. 1366  
 111-4-113 Amended V. 9, p. 1366  
 111-4-114 Amended V. 9, p. 1366  
 111-4-153 through  
 111-4-160 Revoked V. 9, p. 1676, 1677  
 111-4-177 through  
 111-4-212 Revoked V. 9, p. 1677, 1678  
 111-4-213 through  
 111-4-220 Revoked V. 10, p. 1213  
 111-4-217 Amended V. 9, p. 986  
 111-4-221 through  
 111-4-224 Revoked V. 10, p. 1585  
 111-4-225 through  
 111-4-228 Revoked V. 10, p. 1585  
 111-4-229 through  
 111-4-236 Revoked V. 10, p. 1585, 1586  
 111-4-237 through  
 111-4-240 Revoked V. 11, p. 413  
 111-4-241 through  
 111-4-244 New V. 9, p. 1812  
 111-4-245 through  
 111-4-248 New V. 10, p. 200  
 111-4-249 through  
 111-4-252 New V. 9, p. 1813  
 111-4-253 through  
 111-4-256 New V. 10, p. 530  
 111-4-257 through  
 111-4-286 Revoked V. 11, p. 413, 414  
 111-4-287 through  
 111-4-300 New V. 10, p. 883-886  
 111-4-301 through  
 111-4-307 New V. 10, p. 1015, 1016  
 111-4-308 through  
 111-4-320 New V. 10, p. 1214, 1215  
 111-4-308 Amended V. 10, p. 1472  
 111-4-311 Amended V. 10, p. 1472  
 111-4-312 Amended V. 10, p. 1472  
 111-4-322 through  
 111-4-331 New V. 10, p. 1411-1413  
 111-4-332 through  
 111-4-335 New V. 10, p. 1473  
 111-4-336 through  
 111-4-345 New V. 10, p. 1526-1528  
 111-4-346 through  
 111-4-361 New V. 10, p. 1586-1589  
 111-4-362 through  
 111-4-365 New V. 10, p. 1723  
 111-4-362 Amended V. 11, p. 13  
 111-4-366 through  
 111-4-379 New V. 11, p. 136-139

111-4-380 through  
 111-4-383 New V. 11, p. 477, 478  
 111-4-384 through  
 111-4-387 New V. 11, p. 414  
 111-4-388 through  
 111-4-400 New V. 11, p. 478-481  
 111-4-405 through  
 111-4-413 New V. 11, p. 756, 757  
 111-5-1 through  
 111-5-23 New V. 7, p. 209-213  
 111-5-9 through  
 111-5-15 Amended V. 8, p. 210, 211  
 111-5-11 Amended V. 9, p. 505  
 111-5-12 Amended V. 11, p. 415  
 111-5-17 Amended V. 8, p. 211  
 111-5-18 Amended V. 10, p. 13  
 111-5-19 Amended V. 8, p. 212  
 111-5-21 through  
 111-5-33 New V. 11, p. 415-418  
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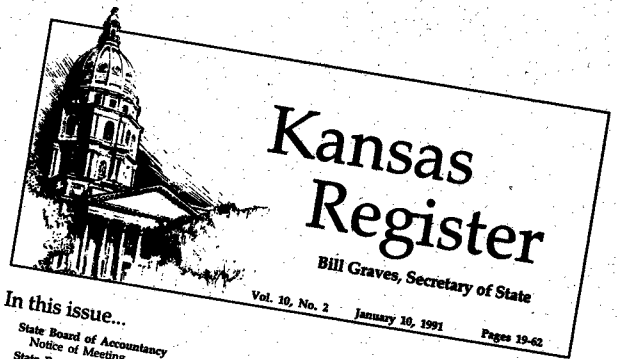
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