

Kansas Register

Bill Graves, Secretary of State

Vol. 11, No. 33 August 13, 1992 Pages 1245-1278

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State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of August 17 through August 30:

Date	Room	Time	Committee	Agenda
August 18 August 19	531-N Washburn University	10:00 a.m. 9:00 a.m.	Joint Committee on Arts and Cultural Resources	Discussion of HB 2502; Overview of KS Commission; Arts in Education; Tour of Mulvane Art Gallery, Washburn University.
August 20	423-S	10:00 a.m.	Legislative Post Audit	Legislative matters.
August 20 August 21	531-N 531-N	10:00 a.m. 9:00 a.m.	Joint Committee on Computers and Telecommunications	Agenda not available.
August 24 August 25	531-N 531-N	10:00 a.m. 9:00 a.m.	Legislative Educational Planning Committee	Agenda not available.
August 25 August 26	514-S 514-S	10:00 a.m. 9:00 a.m.	Health Care Decisions for the 1990's	<u>25th</u> : Future Role of KU School of Medicine and Medical Center. <u>26th</u> : Health Care Provider Scholarships. Provider Referrals and Contracts.
August 26 August 27	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Assessment and Taxation	<u>26th</u> : Proposal No. 1—IRBs and Exemptions. <u>27th</u> : Proposal No. 8— Competitiveness of the Tax Structure; Proposal No. 5— Local Sales Tax; Proposal No. 4—Motor Vehicle Tax Public Hearing.
August 27 August 28	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on Children and Families	Agenda not available.

Emil Lutz
Director of Legislative
Administrative Services

012355

The Kansas Register (ISSN No. 0744-2254) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$60 (Kansas residents must include \$3.54 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Second class postage paid at Topeka, KS.

Postmaster. Send change of address form to Kansas Register, Secretary of State, State Capitol, Topeka, KS 66612-1594.

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PUBLISHED BY
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Secretary of State
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Topeka, KS 66612-1594
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235-N, State Capitol
(913) 296-3489

State of Kansas

**Social and Rehabilitation Services
Division of Services for the
Blind Advisory Committee**

Notice of Meeting

The Division of Services for the Blind Advisory Committee will meet from 9 a.m. to 12 noon Friday, August 28, in the Rehabilitation Center for the Blind conference room, 2516 W. 6th, Topeka.

Richard A. Schutz
Director

Doc. No. 012335

State of Kansas

**Kansas Advocacy and
Protective Services**

Notice of Meeting

The Kansas Advocacy and Protective Services will conduct a meeting of the Protection and Advocacy for Individuals with Mental Illness Advisory Council at 3 p.m. Wednesday, August 19, at the Washburn University Law School, 17th and MacVicar, Topeka. Opportunity is provided for oral or written public comment on the priorities established and activities of the Protection and Advocacy System. For more information, call (913) 776-1541.

Joan Strickler
Executive Director

Doc. No. 012340

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210, as amended per 1992 Session Laws of Kansas, Chapter 146. These rates and their uses are defined in K.S.A. 74-4201(1), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1992 Legislature.

Effective 8-17-92 to 8-23-92

Term	Rate
0-90 days	3.34%
3 months	3.19%
6 months	3.26%
12 months	3.52%
24 months	4.17%
36 months	4.76%
48 months	5.29%

Sally Thompson
State Treasurer

Doc. No. 012322

State of Kansas

**Department of Corrections
Kansas Correctional Industries**

Notice to Bidders

Sealed bids for State of Kansas Surplus Property (Quotation No. 930002) will be received by State Surplus Property, Building 344, Forbes Air Industrial Park, P.O. Box 19226, Topeka 66619-0226, until 4:30 p.m. C.D.T., Tuesday, September 8 and then will be publicly opened on Wednesday, September 9, at 8 a.m. C.D.T. Interested bidders may call (913) 296-2334 for additional information. Results will be available starting September 14, at 8 a.m. C.D.T.

Leonard Ewell
Director

Doc. No. 012350

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the item listed below will be received by the University of Kansas Purchasing Office, Lawrence, Kansas. Bids for the listed item will be received until 2 p.m. C.D.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 or FAX (913) 864-3454 for additional information.

August 24, 1992

RFQ 93 0181

Data acquisition system

Gene Puckett
L.C.P.M.

Doc. No. 0123352

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 or FAX (913) 532-5632 for additional information.

Monday, August 24, 1992

#30019

Transfer pumps

Tuesday, August 25, 1992

#30021

Hydraulic ironworker

William H. Sesler
Director of Purchasing

Doc. No. 012341

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board will meet at 3 p.m. Thursday, August 20. The meeting will be held at 632 S.W. Van Buren, Suite 100, Topeka. The meeting is open to the public.

Charles R. Warren
President, Kansas Inc.

Doc. No. 012338

State of Kansas

Kansas Inc.

Notice of Meeting

The Strategic Planning Committee of the Kansas Inc. Board will meet at 9 a.m. Friday, August 21. The meeting will be held at the University of Kansas, Bruckmiller Room, Adams Alumni Center, Lawrence. The meeting is open to the public.

Charles R. Warren
President, Kansas Inc.

Doc. No. 012334

(Published in the Kansas Register, August 13, 1992.)

**Notice of Call for Redemption
to the holders of
City of Iola, Kansas
Industrial Development Revenue Bonds
Series A, 1974
(Arkhaven, Inc.)**

Notice is hereby given that pursuant to Section 6 of Ordinance No. 1760 of the City of Iola, Kansas, that all of the above-mentioned bonds maturing on and after March 1, 1993, and all unmatured coupons appertaining thereto, have been called for redemption and payment on September 1, 1992, at the office of the Kansas State Treasurer, Topeka, Kansas (the paying agent).

Serial Bonds

Bond Nos.	Maturity Date	Principal Amount	Interest Rate
340-374	03-01-93	\$35,000	7.00%
375-410	03-01-94	36,000	7.00%

On such redemption date there shall become due and payable, upon the presentation and surrender of each such bond and unmatured coupons, the redemption price thereof equal to 103 percent of the principal amount of each bond together with interest accrued to the redemption date. Interest shall cease to accrue on the bonds so called for redemption from and after September 1, 1992, subject to the condition that

sufficient funds for redemption are then on deposit with the paying agent from the proceeds of the re-funding bonds issued by the city.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the Series A, 1974 Bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the bonds for payment.

Dated July 31, 1992.

City of Iola, Kansas
By: Iola Bank & Trust Co.
Iola, Kansas
Trustee

Doc. No. 012353

(Published in the Kansas Register, August 13, 1992.)

**Notice of Call for Redemption
To the Registered Owners of
Kiowa, Kansas
Water and Electric System Revenue Bonds
Series 1982 A**

Notice is hereby given that the above mentioned bonds maturing October 1, 1993, and thereafter (the refunded bonds), have been called for redemption and payment on October 1, 1992 (the redemption date), at the principal office of the Kansas State Treasurer, Topeka (the bond registrar and paying agent).

Bond No.	Maturity Date	Principal Amount	Interest Rate
68-78	10/1/93	\$55,000	10.25%
79-91	10/1/94	65,000	10.50%
92-105	10/1/95	70,000	10.75%
106-140	10/1/96	175,000	11.00%
141-180	10/1/97	200,000	11.00%

On the redemption date there shall become due and payable, upon the presentation and surrender of each such Refunded Bond the redemption price thereof equal to 103 percent of the principal amount thereof together with interest accrued to the redemption date. Interest shall cease to accrue on the refunded bonds so called for redemption from and after the redemption date provided such funds for redemption are on deposit with the paying agent.

City of Kiowa, Kansas
By the Southwest National Bank of
Wichita, Wichita, Kansas,
Escrow Trustee

Doc. No. 012358

(Published in the Kansas Register, August 13, 1992.)

**Statutory Notice of Bond Sale
City of Shawnee, Kansas
\$12,010,000*
General Obligation Bonds
Consisting of**

**Internal Improvement Refunding Bonds, Series 1992A
in the Principal Amount of \$4,520,000*
and
Internal Improvement Bonds, Series 1992B
in the Principal Amount of \$7,490,000**

**(general obligations payable from
unlimited ad valorem taxes)**

Sealed Bids

Bids, submitted in a sealed envelope, marked "Bid," will be received by the undersigned Finance Director of the City of Shawnee, Kansas (the city), at City Hall, 11110 Johnson Drive, Shawnee, KS 66203, until 5 p.m. C.D.T., on Monday, August 24, for the purchase of the city's general obligation bonds in the aggregate principal amount of \$12,010,000* consisting of Internal Improvement Refunding Bonds, Series 1992A, in the principal amount of \$4,520,000* and Internal Improvement Bonds, Series 1992B, in the amount of \$7,490,000 (all of which bonds are hereinafter collectively the bonds). All bids will be publicly opened and acted upon by the city council of the city at a meeting of the city council scheduled for 7:30 p.m., August 24. No oral or auction bids will be considered. No bid of less than the par value of the bonds and accrued interest thereon to the date of delivery of the bonds will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, will be dated as of September 1, 1992, will be issued in the aggregate principal amount of \$12,010,000* and will become due serially on December 1 in each of the years as follows:

MATURITY SCHEDULE**

December 1	Principal Amount 1992A	Principal Amount 1992B	Total Principal Amount
1993	-0-	\$260,000	\$260,000
1994	-0-	370,000	370,000
1995	\$775,000	390,000	1,165,000
1996	1,440,000	405,000	1,045,000
1997	1,575,000	425,000	2,000,000
1998	730,000	445,000	1,175,000
1999	-0-	465,000	465,000
2000	-0-	490,000	490,000
2001	-0-	515,000	515,000
2002	-0-	540,000	540,000
2003	-0-	570,000	570,000
2004	-0-	600,000	600,000
2005	-0-	635,000	635,000
2006	-0-	670,000	670,000

2007	-0-	710,000	710,000
TOTAL	\$4,520,000	\$7,490,000	\$12,010,000

* Preliminary, subject to change.

** The city reserves the right, after bids are opened and prior to award, to increase or reduce the principal amount of the refunding bonds offered for sale. Any such increase or reduction will be in a total amount not to exceed \$100,000 and will be made in multiples of \$5,000 in the 1995-1998 maturities of the refunding bonds. In the event the principal amount of the refunding bonds is increased or reduced, any premium offered or any discount taken by the successful bidder will be increased or reduced by a percentage equal to the percentage by which the principal amount of the refunding bonds is increased or reduced.

The bonds will bear interest from their date at rates to be determined when the bonds are sold as herein provided, which interest will be payable semiannually on June 1 and December 1 in each year commencing June 1, 1993, at the office of the Kansas State Treasurer in Topeka.

Good Faith Deposit

A good faith deposit in the form of a certified or cashier's check in the amount of \$240,200.00 must accompany each bid for the bonds.

Costs

The city will pay the cost of printing the bonds and the expense of all legal services, including the opinion of Burke, Williams, Sorensen & Gaar, bond counsel, approving the legality of the bonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

Delivery and Payment

The bonds will be delivered to the successful bidder properly prepared, executed and registered without cost within approximately 45 days after the date of award at such bank or trust company in the continental United States as may be specified by the successful bidder and is acceptable to the city.

Assessed Valuation and Indebtedness

For the computation of the debt limitation relating to the bonds, the assessed valuation of the taxable tangible property within the city as of December 31, 1991, is \$233,479,754. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being issued, is \$36,135,000. This includes \$4,445,000 of bonds being refunded and \$2,750,000 of temporary notes which are being paid from the proceeds of this issue.

Additional Information

A complete Notice of Bond Sale, Preliminary Official Statement and bid forms approved by the city will be mailed to all interested parties. Additional information regarding the bonds may be obtained from the financial advisor, Springsted Public Finance Advisors, 6800 College Blvd., Suite 600, Overland Park, KS 66211-1533, (913) 345-8062, and the City of Shawnee, Kansas, 11110 Johnson Drive, Shawnee, Kansas 66203, (913) 631-2500. Attention: Lee Meyer, Finance Director.

City of Shawnee, Kansas
By: Lee Meyer, Finance Director

Doc. No. 012357

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 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, August 24, 1992

29063-REBID

University of Kansas Medical Center—
Miscellaneous frozen foods

29110

University of Kansas—Subtractive plates, chemistry
and processor

29114

Department of Wildlife and Parks—Geotextile filter
fabric, Cheney State Park

29122

University of Kansas Medical Center—Natural gas

29123

Fort Hays State University—Pest control services

29126

University of Kansas Medical Center—Lumber/
wood products

93373

Department of Transportation—Ready mix
concrete, Emporia

93374

Department of Wildlife and Parks—Boats, various
locations

93412

University of Kansas—Carpet

93462

University of Kansas Medical Center—Lounge
furniture

Tuesday, August 25, 1992

29112

University of Kansas Medical Center—
Neurosurgical pressure monitoring kits

29115

Emporia State University—Installation of plumbing
materials

29116

Statewide—October (1992) meat products

93378

University of Kansas—Research microscope with
camera system

93386

Department of Administration, Central Motor
Pool—Automobile

93399

Kansas State University—Corn

93413

Pittsburg State University—Furnish and install
kitchen equipment

Wednesday, August 26, 1992

29120

Kansas Highway Patrol—Officer hats and
renovation services

93414

Winfield State Hospital and Kansas State
University—Dishwasher and compact refrigerators

93415

Department of Social and Rehabilitation Services—
Electric wheelchair, Kansas City

93416

University of Kansas—Laser

Thursday, August 27, 1992

A-6669

Osawatomie State Hospital—Remodel Biddle
cafeteria

29118

University of Kansas—October (1992) meat
products

29119

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

93423

Kansas State University—Furnish and install fire
alarm system

93424

University of Kansas—Paper, printing and binding

93452

University of Kansas Medical Center—
Radiofrequency lesion generator

93453

University of Kansas Medical Center—Patient tray
carts

93454

University of Kansas Medical Center—
Electrocardiograph (ECG) system

93461

University of Kansas—Ammo

Friday, August 28, 1992

29111

Supreme Court, Court of Appeals, Judiciary—
Facsimile equipment

93431

Department of Revenue—Printers

93432

University of Kansas Medical Center—Coded file
folders

93438

Department of Health and Environment—
Incubator, VD test kit, sodium sulfate

93449

Kansas State University—X-ray film

93450

University of Kansas Medical Center—
Trascutaneous-type monitor

93451

University of Kansas Medical Center—Laminar
flow hoods

93465

Department of Wildlife and Parks—Farm tractors,
Byron Walker and Neosho Wildlife Area

Request for Proposals

Monday, August 31, 1992

29124

Work comp exclusive care provider for the
Department of Administration, Division of Personnel
Services

Tuesday, September 1, 1992

29113

Community-based alcohol and drug addiction day
treatment and reintegration services for women and
children for the Department of Social and
Rehabilitation Services.

Jack R. Shipman
Director of Purchases

Doc. No. 012356

State of Kansas

Kansas Arts Commission

**Notice of Design Arts/Capital Aid
Advisory Panel Meeting**

The Kansas Arts Commission has scheduled a meet-
ing of the Advisory Panel for the Design Arts/Capital
Aid Program from 1 to 5 p.m. on September 17 at the
Kansas Museum of History, 6425 S.W. Sixth in Topeka.

The panel will consider applications for planning
grants and capital aid grants for assistance planning,
developing and outfitting cultural facilities. The panel
will recommend grant awards, to be acted upon by
the Kansas Arts Commission at its next quarterly meet-
ing, on September 25, at the Hays Arts Center, 112
E. 11th, Hays.

Meetings of the Kansas Arts Commission and of its
funding advisory panels are open to public observa-
tion. For more information about the Design Arts/Cap-
ital Aid Program, contact the Kansas Arts Commission,
700 Jackson, Suite 1004, Topeka, KS 66603-3758; 913/
296-3335. Persons with special communication needs
may utilize the Kansas Relay Service, 1-800-766-3777.

Funding for the Design Arts/Capital Aid Program is
provided through the Design Arts Program of the Na-
tional Endowment for the Arts, a federal agency, and
through an appropriation by the 1992 Kansas Legis-
lature of Economic Development Initiative Funds, rev-
enue from the Kansas Gaming Revenue Fund.

Dorothy L. Ilgen
Executive Director

Doc. No. 012359

State of Kansas

Kansas Arts Commission

**Notice of Arts in Education Roster
Application Deadline**

The Kansas Arts Commission is accepting applica-
tions from artists in all disciplines who are interested
in participating in residencies of varying lengths be-
ginning in 1993 through the Arts Education Program.
Completed applications and support materials from
artists must be received in the commission office by 5
p.m. on September 15. This is not a postmark deadline.
Incomplete or late applications will be rejected
automatically.

The Arts in Education Program assists in providing
arts experiences to pre-kindergarten through 12th
grade students in schools and other settings in which
artists are placed. Lengths of residencies vary accord-
ing to the needs of the community served, with multi-
year residencies possible from 1993 to 1996. Guidelines
and application forms may be obtained from the Kan-
sas Arts Commission, Jayhawk Tower, 700 S.W. Jack-
son, Suite 1004, Topeka 66603-3758, 913/296-3335.
Persons with special communication needs may utilize
the Kansas Relay Service, 1-800-766-3777.

Selection for the residency roster relies upon a com-
petitive peer panel review of work examples, resume,
experience, and application information. An artist,
once selected, is kept on the roster for three years,
unless the artist withdraws the name or unless the
commission removes the artist because of concerns
about performance quality. Artists passing the selec-
tion process have demonstrated excellence in the pro-
duction of their work, the ability to work in educa-
tional settings, good communication skills, and the ability
to work with diverse groups. Prior exposure to curricu-
lum and curriculum-based arts activities (pre-kind-
ergarten through 12th grade) is desirable. Acceptance for
the roster is not a guarantee of work. Final selection
of an artist for a residency is the responsibility of the
sponsoring organization. Sponsors apply to the com-
mission each year for grants to help support residen-
cies. The artist is paid directly by the sponsoring
organization at or above the rate established by the
commission, with terms to be agreed upon between
the artist and sponsor.

Criteria for artists who are awarded residencies en-
compass art production and art techniques, as well as
assisting teachers with curriculum development and
contributing general knowledge and discussion of the
arts.

Funding for the Arts in Education Program is pro-
vided through a grant from the National Endowment
for the Arts, a federal agency, and an appropriation
by the Kansas Legislature.

Dorothy L. Ilgen
Executive Director

Doc. No. 012360

State of Kansas

Department of Health and Environment

Notice of Intent to Renew a Hazardous Waste Facility Permit

The Kansas Department of Health and Environment (KDHE) and Region VII of the U.S. Environmental Protection Agency (EPA) are today providing public notice of their intent to reissue a joint Resource Conservation and Recovery Act (RCRA) hazardous waste permit to the Vulcan Materials Company, located southwest of Wichita. A draft permit has been prepared for this action. The draft permit will allow Vulcan to continue to operate an existing hazardous waste container storage area, an existing hazardous waste incinerator, a new solid hazardous waste container storage area and a new hazardous waste tank storage system. The hazardous waste injection wells at Vulcan will not be covered under the draft permit because these wells are currently permitted under the state's Underground Injection Control (UIC) program. The UIC permits meet the requirements of the permit by rule provisions of 40 CFR 270.60(b). Therefore, to avoid duplication of permitting requirements, the UIC wells are not being included in the hazardous waste facility permit.

In addition, one of the hazardous wastes managed in the Vulcan incinerator contains regulated concentrations of Polychlorinated Biphenyls (PCB). PCBs are not regulated under RCRA, but under EPA's Toxic Substances Control Act (TSCA). Therefore, as a separate, but related action, EPA is proposing renewal of Vulcan's TSCA incinerator approval concurrently with renewal of the hazardous waste facility permit.

As a part of the permitting process, KDHE and EPA must determine the ability of the applicant, Vulcan, to comply with all hazardous waste management requirements promulgated under Kansas Statutes Annotated (K.S.A.) 65-3430 *et seq.*, RCRA and TSCA. KDHE and EPA are required to prepare a draft permit ("draft approval" in the case of TSCA) that sets forth in a concise document all of the applicable requirements which KDHE and EPA intend the permittee to comply with during the ten (10) year duration of the permit/approval. The public is given forty-five (45) days to review the draft permit/approval and the permit/approval application prior to KDHE/EPA taking any final action. The comment period begins on August 13, and ends on September 28. During the comment period, the public may comment on the facility and the conditions specified in the draft permit/approval.

A public hearing will be held in conjunction with the public comment period. The public hearing will be held at 7 p.m. in the Wichita City Hall Chambers, 455 Main Street, Wichita, September 15. All comments received during the public comment period and at the public hearing will be taken into consideration by KDHE and EPA before making any final permit/approval decisions.

The Department of Health and Environment has received authorization from EPA to implement the state's own hazardous waste management program in Kansas, except for those portions covered by the 1984 Hazardous and Solid Waste Amendments (HSWA) to RCRA. EPA has the authority for the provisions of RCRA covered by HSWA. The draft permit contains both HSWA and non-HSWA provisions; therefore, the re-issuance of a RCRA hazardous waste facility permit will require a joint KDHE/EPA action.

The Department of Health and Environment's portion of the hazardous waste permit will regulate operation of the hazardous waste container storage facilities, the hazardous waste tank system and the hazardous waste incinerator. A section is also included to reference the permit by rule provision for the hazardous waste injection wells. EPA's portion of the permit will cover corrective action for releases from solid waste management units, fugitive emissions from hazardous waste process units, newly listed hazardous wastes and storage of dioxin contaminated wastes. EPA's TSCA branch will also regulate incineration of PCB. As noted earlier, EPA is addressing the TSCA approval requirements for the incinerator as a separate, but related action. The administrative record, including the hazardous waste permit/approval applications, the draft hazardous waste permit, the draft PCB approval and all relevant correspondence will be available for public examination at the following three locations: KDHE South Central Office, 1919 Amidon, Suite 130, Wichita 67203; KDHE Central Office, Forbes Field, Building 740, Topeka 66620-0001; and EPA Region VII Office, 726 Minnesota Ave., Kansas City, Kansas 66101.

Anyone wishing to comment on the draft permit or approval should send written comments to the following individuals no later than September 28: John W. Mitchell, M.S., Chief, Hazardous Waste Section, Kansas Department of Health and Environment, Forbes Field, Building 740, Topeka, Kansas 66620-0001, (913) 296-1608; or L. Dale Armstrong, Public Affairs, EPA Region VII Office, 726 Minnesota Ave., Kansas City, Kansas 66101, (913) 551-7003.

The KDHE Secretary and the EPA Regional Administrator will make a final decision on the hazardous waste facility permit at the end of the public comment period. The EPA Regional Administrator will also make a final decision on the PCB approval at the end of the comment period. In making these decisions, the Secretary and Regional Administrator shall consider all written comments received during the comment period, all verbal comments received at the public hearing, the requirements of all state and federal hazardous waste rules and regulations, the federal PCB rules and regulations and KDHE/EPA environmental permitting policies.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012348

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-92-148/149

Name and Address of Applicant	Waterway	Type of Discharge
Bare Essence Heat Pump 2827 E. Central Wichita, KS 67214	Arkansas River via residential lake Lower Arkansas River Basin	Non-contact cooling water

Sedgwick County, Kansas
Kansas Permit No. I-AR94-C048 Fed. Permit No. KS-0088927

Description of Facility: Non-contact cooling water free from chemical additives are used in a heat pump and discharged to a residential lake. This is a new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Burnham Products, Inc. P.O. Box 12950 2700 S. Custer Wichita, KS 67277	Arkansas River via storm sewer Lower Arkansas River Basin	Non-contact, additive free cooling water

Sedgwick County, Kansas
Kansas Permit No. I-AR94-C050 Fed. Permit No. KS-0089010

Description of Facility: Non-contact, additive free cooling water is used for air conditioner and autoclave cooling, then discharged to the storm sewer. This is a new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Public Notice No. KS-92-62/65

Name and Address of Applicant	Legal Description	Receiving Water
Chisholm Feeders Leon Nikkel Route 1, Box 73 Lehigh, KS 67073	NE/4 Section 8, Township 20S, Range 1E, Marion County	Neosho River Basin

Kansas Permit No: A-NEMN-C001 Federal Permit No: KS-0089108

The feedlot has capacity for approximately 4,500 cattle and a contributing drainage area of approximately 27 acres. This is a new facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 17.5 acre-feet. Compliance Schedule:

1) Water pollution control facilities shall be constructed within 60 days of issuance of the permit in conformance with plans approved by the Department on July 27, 1992.

2) Within 60 days following completion of the pollution controls, dewatering equipment with at least 750 gpm capacity and the ability to irrigate at least 70 acres shall be acquired and operational. Written verification shall be submitted to the Department.

3) A livestock waste management plan for the facility shall be developed. The plans shall cover, but not be limited to, the following items: handling and disposal equipment for both solids and liquid wastes; land application practices used to protect against runoff and leaching; waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. The waste management plan shall be based on accepted principles, methodologies and data for waste characteristics and crop utilization. The plan shall be submitted to the Department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Elwood King Route 1, Box 47 Potwin, KS 67123	NW/4 Section 10, Township 24S, Range 4E, Butler County	Walnut River Basin

Kansas Permit No: A-WABU-SO18

The existing facility has the capacity for approximately 500 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Larry Koehn Route 2, Box 103 Burrton, KS 67020	NE/4 Section 8, Township 23S, Range 2W, Harvey County	Little Arkansas River Basin

Kansas Permit No: A-LAHV-S028

The proposed facility will have capacity for approximately 620 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: None, proposed controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Powell Ranch L.R. Powell HCR 3, Box 1 Kalvesta, KS 67856	SE/4 Section 31, Township 22S, Range 27W, Finney County	Arkansas River Basin

Kansas Permit No: A-UAFI-C022 Federal Permit No: KS-0089079

The feedlot has capacity for approximately 400 cattle with expansion planned for an additional 600 cattle and a contributing drainage area of approximately 5 acres. This is an expansion of an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 51 acre-feet.

Compliance Schedule: Should the water level in the runoff impoundment at any time reach within five (5) feet of the overflow spillway, dewatering and irrigation equipment with 1,250 gallons per minute capacity to irrigate at least 156 acres must be obtained.

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 September 11 will be

(continued)

considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-92-148/149, KS-AG-92-62/65) and the name of applicant as listed when preparing your comments.

If no objections are received prior to September 11, 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 which are located at Building 740, Forbes Field, Topeka, and are open from 8 a.m. to 4:30 p.m., Monday through Friday.

These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice may also be obtained at the Division of Environment.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012354

State of Kansas

Department of Health and Environment

Notice of Intent to Issue a Hazardous Waste Permit

The U.S. Environmental Protection Agency (EPA) Region VII, 726 Minnesota Ave., Kansas City, Kansas 66101, and the Kansas Department of Health and Environment (KDHE), Forbes Field, Building 740, Topeka 66620, are providing public notice that they intend to issue a joint hazardous waste post-closure permit to Farmland Industries, Inc. Nitrogen Plant near Lawrence, Kansas.

The facility used chemicals containing hexavalent chromium for corrosion control in the cooling tower system. A chromium reduction system (CRS) was used to reduce hexavalent chromium to a trivalent form. The CRS consisted of a chemical feed equipment for pH adjustment and an earthen surface impoundment to allow reaction completion. The CRS has been closed in accordance with an approved RCRA closure plan. Chromium has been detected in the groundwater underlying the site; thereby, subjecting the closed unit to post-closure care as a hazardous waste landfill. Farmland has applied for a hazardous waste post-closure permit. The facility obtained interim status as a hazardous waste treatment, storage and disposal facility in 1980 and was assigned the following EPA Identification Number KSD007128507.

In October 1985, the state of Kansas received final authorization to operate the base RCRA program, except for the portions covered by the Hazardous and Solid Waste Amendments of 1984 (HSWA). Authority for the corrective action portion of the RCRA program has not been delegated to the state of Kansas and is currently administered by the EPA. The EPA and KDHE have reviewed the hazardous waste post-closure permit application submitted by Farmland Industries, Inc. Nitrogen Plant located on Highway 10 east of Lawrence, Kansas. A draft post-closure permit has been prepared by the KDHE and EPA. The KDHE portion (Part I—RCRA Regulated Unit) of the permit will be issued under the authority of Kansas Statutes Annotated 65-3430 *et seq.* and Kansas Administrative Regulation 28-31-9. The EPA portion (Part II—Corrective Action) of the permit will be issued under the authority of section 3004(u) of HSWA and section 3005 of the Resource Conservation and Recovery Act (RCRA).

The administrative record which includes the draft permit, Part B permit application, and other relevant permitting correspondence is available for public review during the hours of 8 a.m. to 4:30 p.m. weekdays at the following locations: Lyndell Harrington, U.S. Environmental Protection Agency, Region VII Headquarters, 726 Minnesota Ave., Kansas City, Kansas 66101, (913) 551-7657; John W. Mitchell, Kansas Department of Health and Environment, Building 740, Forbes Field, Topeka 66620, (913) 296-1608; or Jim Fischer, Kansas Department of Health and Environment, N.E. District Office, 800 W. 24th, Lawrence 66046, (913) 842-4600.

A public hearing has not been scheduled; however, if requests are received which indicate a significant degree of public interest in the draft permit, a public hearing will be scheduled.

The public comment period will begin August 13, and end on September 28. Anyone wishing to comment on the draft permit, Part B post-closure permit application or request a public hearing should submit written statements postmarked no later than September 28, to either John W. Mitchell (KDHE) or Lyndell Harrington (EPA) at the above addresses. Requests for additional information relating to this permitting action should be directed to the same individuals.

The KDHE Secretary and EPA Regional Administrator will make the final decision on the issuance and content of the permit at the end of the public comment period. In making this decision, the Secretary and Regional administrator will consider all written comments received during the public comment period, comments received at a public hearing, if one is held and all state and federal hazardous waste regulations and policies.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012349

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 3 p.m., September 17, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, to consider the adoption of proposed changes in existing rules and regulations of the Department of Health and Environment.

K.A.R. 28-17-6 is being submitted as both a temporary and permanent regulation. K.A.R. 28-17-6 will increase the fee for certified copies of birth certificates from \$7.00 for the first copy and \$4.00 for each additional copy to \$10.00 for the first copy and \$5.00 for each additional copy. This amendment is in response to H.B. 2987 passed during the 1992 Legislative Session. H.B. 2987 requires that \$3 of the fee collected for the first certified copy of the birth certificate and \$1 for each additional certified copy of the same birth certificate be deposited into the Permanent Families Account of the Family and Children Investment Fund effective September 1, 1992. If the rules and regulations are not approved as temporary they will not go into effect until approximately January 1, 1993 which means that effective September 1, \$3 for each request for a certified copy of a birth certificate and \$1 for each additional copy ordered will be taken from funds now targeted for the general fund.

Based upon calendar year 1991 figures, this proposed increase will generate an additional amount of approximately \$291,030 for first copies and \$38,819 for additional copies; an anticipated total of \$330,000 per year.

K.A.R. 28-17-12 is also being submitted as both a temporary and permanent regulation. K.A.R. 28-17-12 will increase the fee for filing a delayed birth certificate from \$7.00 to \$10.00. There are approximately 300 delayed births filed each year. Since the fee for certified copies of birth certificates is being raised, this increase will eliminate confusion and allows transactions to get completed in a more efficient, less time consuming manner. Ten dollars is also more in line with the cost of service in preparing a delayed certificate of birth. This increased revenue of approximately \$900 would be deposited into the state general fund.

K.A.R. 28-17-20 is being proposed only as a permanent regulation. K.A.R. 28-17-20 governs corrections to a vital record. Currently, a single item on a vital record can be corrected only once. During the 1992 Legislative Session, a Senate Concurrent Resolution 1641 was introduced in response to a constituent complaint requesting that it be possible to correct an item on a vital record more than once. A second correction would allow for correction of an error made at the time the initial change was made.

At the hearing on this SCR it was agreed that action could be taken to revise the rules and regulations without legislative intervention. We are, therefore, amending the regulations to allow one additional correction to a single item on a record. There is no significant fiscal impact.

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 Office of Vital Statistics, 900 S.W. Jackson, Room 152, Topeka 66612-1290. All interested parties will be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed regulations. In order to give all persons an opportunity to present their views, it may be necessary to limit oral presentations to five minutes.

Copies of the proposed regulation and a complete economic impact statement may be obtained by contacting Charlene Satzler, Office of Vital Statistics, at the above address.

Following the hearing, all written and oral comments submitted by interested parties will be considered as the basis for making changes in these proposals.

Azzie Young
Secretary of Health
and Environment

Doc. No. 012345

State of Kansas

State Board of Cosmetology

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 8 p.m. on Monday, September 21, at the board offices located at 603 S.W. Topeka Blvd., Suite 100, Topeka 66603-3230, to consider the adoption of proposed changes in existing rules and regulations of the State Board of Cosmetology.

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 executive director, at the address above. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation changes 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.

These regulations are proposed for adoption on a permanent basis. A summary of proposed regulation and their economic impact follows:

K.A.R. 69-11-1. Fees. An increase in some, but not all fees presently charged by this agency. The deletion of some fees now charged and the addition of new categories. This regulation is not mandated by federal law, and its economic impact on the agency will be increased revenues; its economic impact on state government will be increased revenues; its economic impact on private citizens will be none; its economic impact on those subject to enforcement will be increased fees.

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K.A.R. 69-3-2. Student applications necessary to open a school. Addition of wording regarding student ratio in new schools, to accommodate those wanting to purchase existing schools. These changes are not mandated by federal law and the economic impact on this agency, the state government, private citizens, and those subject to the law's enforcement is none.

K.A.R. 69-3-11. Schools. A change in wording of the present regulation to more clearly illustrate its intent. This change is not mandated by federal law, and the economic impact on this agency, the state government, private citizens and those subject to the law's enforcement is none.

K.A.R. 69-6-5. Display of Signs. Addition of wording regarding signs on home shops where the board law conflicts with the local laws. This change is not mandated by federal law and its economic impact on this agency, the state government, private citizens and those subject to the law's enforcement is none.

No other methods were considered by the Board of Cosmetology for achieving the state purpose of rules and regulations.

Copies of the regulations and their economic impact statements may be obtained from the Kansas State Board of Cosmetology, 603 S.W. Topeka Blvd., Topeka 66603-3230.

Nancy Shobe
Acting Executive Director

Doc. No. 012346

State of Kansas

Department of Wildlife and Parks

Notice of Meeting

The Wildlife and Parks Commission will participate in a social event by attending the August 17 Royals' baseball game at Royals' Stadium, I-435 and Blue Ridge Road, Kansas City, Missouri. There will also be a tail-gate party for the commission and staff of Wildlife and Parks prior to the game beginning at 6 p.m. The location will be Lot G, Arrowhead Stadium. Any member of the public desiring information should contact the Wildlife and Parks' Kansas City Area Office at (913) 894-9113.

A workshop meeting on upcoming business of the Wildlife and Parks Commission will begin at 1:30 p.m. Thursday, October 10, at the Ernie Miller Nature Center, 909 N. K-57 Highway, Olathe, Kansas. The topics to be discussed include Wildscape, Wildtrust, the special January 1993 deer season, the 1993 spring turkey season, possible changes in the 1993 fishing regulations, Wildlife and Parks' budget, and the Montana Governor's symposium on North America's hunting

heritage. The public is invited to attend and will be given the opportunity to comment at the workshop meeting.

The meeting will recess from that location at 5 p.m. and will continue at the Prairie Center, 26325 Prairie Center Road, Olathe, where the Grassland Heritage Foundation is sponsoring a barbecue dinner for commissioners and KDWP staff. Members of the public are invited to visit Prairie Center and are welcome to bring their picnic dinners and tour the facilities. For directions to the Prairie Center, please call Wildlife and Parks' Kansas City Area Office at (913) 894-9113.

The meeting will then resume at 7 p.m. at the Ernie Miller Nature Center (address above) for the setting of the 1992 Migratory Bird seasons. Workshop items not completed in the afternoon session may be discussed after the setting of the seasons. Old and new business may also be discussed at this time. The public will again be given the opportunity to comment at the resumption of the meeting.

If necessary, the commission will recess on August 18, to reconvene August 19, at 9 a.m. at the Ernie Miller Nature Center to complete their business. Should this occur, time will be made available for public comment.

If notified in advance, the department will have an interpreter available for the hard of hearing. To contact the department for this or any other reason, members of the public with a hearing impairment may call the TDD service at 1-800-766-3777. All public meeting areas are accessible to those who are physically disabled. Parking for those who are physically disabled will be available at both the Prairie Center and the Ernie Miller Nature Center.

Jack Lacey
Secretary

Doc. No. 012351

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 1991 Supp. 65-34,117(b), as amended by 1992 House Bill 3153, records of the Division of Accounts and Reports show the unobligated balances are \$3,344,551.37 in the underground petroleum storage tank release trust fund and \$439.49 in the aboveground petroleum storage tank release trust fund at July 31, 1992.

Susan M. Seltsam
Secretary of Administration

Doc. No. 012339

State of Kansas

Secretary of State

Temporary Administrative
Regulations

Article 23.—VOTER REGISTRATION

7-23-8. Change of residence of registered voter; proof of residence. (a) Acceptable forms of identification to prove a change of residence within a precinct shall include the following:

- (1) a valid driver's license;
- (2) a valid division of motor vehicles identification card;
- (3) a current utility or telephone bill;
- (4) a utility service confirmation; or
- (5) any other form of identification which lists the name of the registered voter and such voter's residence.

(b) Upon a change of residence by a registered voter, proof of the new residence shall be presented to the election judges, who shall determine whether the registered voter's residence is within precinct boundaries. The county clerk shall provide a map or a list of precinct boundaries so that the election judges may make this determination. (Authorized by and implementing K.S.A. 1991 Supp. 25-2316c, as amended by L. 1992, Chapter 281, section 1, effective May 28, 1992; effective, T-7-8-3-92, Aug. 3, 1992.)

Bill Graves
Secretary of State

Doc. No. 012342

State of Kansas

Department of Administration

Temporary Administrative Regulations

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

1-9-23. Shared leave. (a)(1) Each classified employee, excluding those who are on emergency, intermittent, or temporary appointment, and each unclassified employee, excluding those on emergency, intermittent, or temporary appointment, or on a temporary appointment made pursuant to K.S.A. 1991 Supp. 75-2935(1)(i), may be eligible to receive or donate shared leave as provided in this regulation.

(2) Shared leave may be granted to an employee if the employee or the employee's relative or household member experiences a catastrophic illness or a catastrophic injury, including but not limited to, cancer, major surgery, serious accident or heart attack, that:

(A) poses a threat to life or requires inpatient or hospice care, extensive outpatient treatment or care at home; and

(B) keeps the employee from performing regular work duties.

(b) For purposes of this regulation:

(1) A "relative" means a spouse, parent, child, sibling, grandchild or grandparent, step, foster or adoptive child, or legal ward.

(2) A "household member" means a person who resides in the same home and maintains a relationship with the employee which involves reciprocal duties and financial support.

(c) (1) An employee shall be eligible to receive shared leave if:

(A) the employee has exhausted all paid leave including annual leave, sick leave, and compensatory time credits; and

(B) the employee has six months of continuous service.

(2) An employee shall be eligible to donate annual leave or sick leave to another employee if:

(A) the donation of annual leave does not cause the accumulated annual leave balance of the donating employee to be less than 80 hours; and

(B) the donation of sick leave does not cause the accumulated sick leave balance of the donating employee to be less than 480 hours.

(d) (1) Each employee wishing to use or donate shared leave shall request to use or donate in the form and at such time as prescribed by the appointing authority, as required by K.A.R. 1-9-3(a).

(2) When requesting shared leave, or at any time during the use of shared leave, any employee may be required by the appointing authority or the director to provide a physician's statement or other medical evidence necessary to establish that the illness or injury is of a catastrophic nature and keeps the employee from performing regular work duties. If the shared leave is being used for a relative or a household member, the employee may also be required to show evidence that the relative's or household member's illness or injury keeps the employee from performing regular work duties. If the employee fails to provide evidence as required, the use of shared leave may be denied or terminated by the appointing authority.

(3) (A) If the appointing authority determines the employee meets the initial eligibility requirements in paragraph (c)(1), and if applicable, determines that the employee would be caring for an individual who meets the definition of relative or household member in subsection (b), a leave share review committee shall be established as prescribed by the director. The leave share review committee shall review shared leave requests and provide a recommendation to the appointing authority.

(B) Shared leave may be denied if it is determined that the requesting employee has a history of leave abuse. Common illness or minor injury that is not serious or life-threatening shall be excluded from eligibility for shared leave.

(C) If the employee receives worker's compensation, long-term disability payments, or both, shared leave used each payroll period shall be that amount which, together with the payment of worker's compensation, long-term disability, or both, equals but does not exceed the regular salary for the employee.

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(D) The appointing authority may grant all or a portion of the time requested. The decision by the appointing authority to approve or deny the request shall be final and not subject to appeal to the civil service board.

(e) Employees shall not be notified of the need for shared leave until the request for shared leave has been approved by the appointing authority. No employee shall be coerced, threatened, intimidated, or financially induced into donating leave for purposes of the shared leave program.

(f) (1) Shared leave may be used only for the duration of the current catastrophic illness or injury for which it was collected, up to a maximum of one year from the date the employee began using the shared leave. Shared leave shall not be transferable to any employee other than the employee for which it was requested and donated.

(2) Shared leave may be applied retroactively for a period not to exceed 30 calendar days. The director shall be given written notification of each instance in which shared leave is applied retroactively.

(3) The employee shall no longer be eligible to receive shared leave for that particular occurrence if:

(A) the catastrophic illness or injury improves so that the employee is no longer prevented from performing regular work duties;

(B) the recipient terminates or retires; or

(C) the employee can no longer show evidence that the relative's or household member's illness or injury keeps the employee from performing regular work duties. The employee shall be determined to no longer be prevented from performing regular work duties when the physician states the employee is able to return to work or when the employee has returned to work for 20 continuous working days.

(4) Any unused portion of the shared leave shall be prorated among all donating employees based on the original amount and type of donated leave. Shared leave shall not be returned to donating employees in increments of less than one full hour or to any person who has left state service.

(g) (1) Shared leave shall be paid according to the receiving employee's regular rate of pay by the receiving employee's agency. The rate of pay of the donating employee shall not be used in figuring the amount of shared leave the requesting employee receives.

(2) Shared leave shall be donated in full-hour increments.

(h) Under extenuating circumstances, the requirements of this regulation may be waived or modified by the director upon written request of the appointing authority. (Authorized by K.S.A. 75-3706, 75-3747; implementing K.S.A. 75-2925, 75-3707, 75-3746; effective, T-1-7-23-92, July 23, 1992.)

Susan M. Seltsam
Secretary of
Administration

Doc. No. 012336

State of Kansas

Department of Commerce and Housing

Temporary Administrative Regulations

Article 4.—STATE OF KANSAS INVESTMENTS IN LIFELONG LEARNING (SKILL) ACT

110-4-1. Definitions. As used in these regulations, for purposes of administering the SKILL act, the following terms shall have the following meanings:

(a) "Job that formerly existed" means a job of an employer:

(1) with the same or similar description, or performing the same or a similar function as a job being created by such employer; and

(2) which was filled or in use within the 18 months prior to the date of filing of an application with the secretary for funding from the SKILL program services fund.

(b) "Maximum funding amount" means the maximum dollar amount for which a qualified project would be eligible under the SKILL act assuming sufficient funds exist to fund the maximum dollar amount permitted for all qualified projects as determined by the secretary pursuant to K.A.R. 110-4-2(c).

(c) "Qualified project" means any project described in an application which has been determined by the secretary to be complete and in compliance with the funding limitations set forth in the SKILL act and qualified for funding from the SKILL program services fund.

(d) "Project costs" means the total costs of a qualified project, including program costs.

(e) "Secretary" means the secretary of commerce.

(f) "SKILL act" means K.S.A. 1991 Supp. 74-50,102 et seq. (Authorized by and implementing K.S.A. 1991 Supp. 74-50,104; effective, T-110-7-23-92, July 23, 1992.)

110-4-2. Review standards and priorities for approval of proposed agreements and limits on program costs and on project and program size. (a) Each proposal for an agreement shall be submitted jointly by an employer and an educational institution to the secretary. Each proposal shall be submitted as an application in the form provided by the secretary or in such other form as is sufficient to provide the information required to be provided herein. Each proposal shall include:

(1) general information as follows:

(A) the employer's name;

(B) the employer's address;

(C) the name and title of the employer's designated contact person;

(D) the telephone number of the employer's contact person;

(E) the employer's federal taxpayer identification number, or social security number;

(F) a description of the employer's business operation;

(G) the employer's Standard Industrial Classification designation as established by the Executive Office of the President, Office of Management and Budget;

(H) the educational institution's name;

- (I) the educational institution's address;
 - (J) the name and title of the educational institution's designated contact person;
 - (K) the telephone number of the educational institution's contact person;
 - (L) information demonstrating the impact of the proposed project on the local economy; and
 - (M) a summary of the employer's business plan relating to the project;
- (2) information relating to the new jobs and the training program as follows:
- (A) the job title and a description or the classification of each type of new job;
 - (B) the number of trainees per job title or classification;
 - (C) the anticipated hiring schedule for each classification;
 - (D) the number of hours of instruction for each trainee;
 - (E) a description of the training or instruction to be provided to each trainee;
 - (F) the location of training;
 - (G) the anticipated starting and ending dates for training;
 - (H) the expected longevity of each new job;
 - (I) the wage scale applicable to each new job;
 - (J) the benefits package applicable to each new job;
 - (K) if the project is for an existing Kansas facility, the current employment level at the facility for each job description and the employment level at that facility for each job description 18 months prior to the date of the application; and
 - (L) the estimated amount of gross wages and withholding tax of all new jobs created under the project over a 10-year period for the date the first new job is filled and the raw data, details of calculations and assumptions used in determining such gross wages and withholding tax; and
- (3) information relating to the project budget and costs as follows:
- (A) salaries of instructors, including the number of hours of instruction and hourly rates;
 - (B) costs of adult basic education and job-related instruction;
 - (C) costs of vocational and skill-assessments services and testing;
 - (D) costs for lease of training equipment, including the costs of installation;
 - (E) costs for purchase of training equipment, including the costs of installation, for the educational institutions;
 - (F) costs of training materials and supplies;
 - (G) administrative expenses of the educational institutions;
 - (H) costs of subcontracted services with educational institutions or federal, state or local agencies, vendors or consultants;
 - (I) costs of contracted or professional services;
 - (J) training curriculum planning and development costs;

- (K) costs of textbooks, manuals, audio-visual or other training aids;
- (L) travel expenses of trainers or trainees;
- (M) costs of temporary training facilities;
- (N) the amount, if any, of tuition, student fees or special charges included in the cost of the project;
- (O) the raw data, details of calculations, and assumptions used in determining the project budget and costs;

- (P) the total estimated costs for the project;
 - (Q) the amount of project costs proposed to be paid by the employer, by the educational institution, by federal, state or other public or private grants; and
 - (R) the amount of project costs requested to be paid from the SKILL program services funds; and
- (4) any other information deemed necessary by the secretary.

(b) Each application shall be reviewed by the secretary for completeness and compliance with the funding limitations set forth in the SKILL act. Additional data may be requested by the secretary to verify the accuracy and completeness of the information set forth in an application. The review of each application shall be completed by the secretary within 30 days of the date of filing of a complete application. Any project described in an application determined by the secretary to be complete and in compliance with the funding limitations set forth in the SKILL act shall be considered to be a "qualified project."

(c) (1) The best method of funding the qualified projects shall be determined by the secretary and the funding requirements of part or all of two or more qualified projects may be pooled to facilitate the issuance of bonds by the Kansas development finance authority. One or more qualified projects may be funded from amounts on deposit or anticipated to be on deposit in the SKILL program services fund that are not required to be used to pay program costs for other qualified projects.

(2) The maximum funding amount for any qualified project may be funded in more than one increment as may be necessary to accommodate the needs and funding resources of the SKILL program. However, the sum of these increments shall not exceed the maximum funding amount for the qualified project. The determinations by the secretary as to whether a qualified project will be funded in increments and the amount of such increments shall be made on the basis of the considerations listed in K.A.R. 110-4-2(d).

(d) The following factors shall be used to determine whether a qualified project should be funded and the amount of such funding. In the event that two or more qualified projects compete for limited funds, these same factors shall be applied to determine the level of funding for each project:

- (1) the per capita cost of training expenses to be funded for the SKILL program services fund;
- (2) the amount of funds used to pay project costs from sources other than funds from the SKILL program services fund;

(continued)

(3) the needs and impact of the project, including current local employment conditions, resultant new economic activity, the project schedule, leveraging of the other resources, beneficial impact on the tax base and project feasibility, as well as the probability that the project will accomplish the projected benefits;

(4) the quality of jobs to be created, with priority given to those full-time jobs that have a higher wage scale, higher benefit levels, a low turnover rate, opportunity for career development or advancement or other related factors;

(5) the extent to which project is being coordinated with other projects of that applicant or other applicants to be funded from the SKILL program services fund. Priority will be given to projects that are able to share training facilities, instructors, training equipment, and other program services;

(6) the extent to which the project or components of the project do not duplicate existing training resources;

(7) the extent to which the project utilizes funds in the most efficient and effective manner to train employees. Each applicant shall demonstrate that a reasonable effort has been made to investigate alternate training methods and has selected the most efficient and effective method of training;

(8) the extent to which funding from the SKILL program services fund is essential to the training of the employee, the creation of the new jobs, or both;

(9) the extent to which the employer requesting assistance can continue in business at the levels necessary to retain the new jobs created for the periods indicated in its application if provided with the requested assistance; and

(10) the extent to which the employer intends to continue its operations in Kansas for the periods indicated in its application.

(e) Each qualified project which has been approved for funding by the secretary shall be submitted by the secretary within 30 days of such approval to the governor's council on work force training for review and approval. No final agreement shall be approved by the secretary unless each project under the agreement has been approved by the governor's council on work force training. (Authorized by and implementing K.S.A. 1991 Supp. 74-50,104, 74-50,105, 74-50,106; effective, T-110-7-23-92, July 23, 1992.)

110-4.3. Limit on maximum funding amount. The limitation on program costs set forth in K.S.A. 74-50,104(b) of the SKILL act shall limit only the maximum funding amount for each qualified project and shall not limit the amount of project costs which are to be paid for sources other than the SKILL program services fund. (Authorized by and implementing K.S.A. 1991 Supp. 74-50,104, 74-50,105; effective, T-110-7-23-92, July 23, 1992.)

110-4.4. Enforcement of agreements by the secretary. Compliance of each agreement shall be enforced by the secretary. In order to facilitate enforcement by the secretary each agreement shall either:

(a) include the department of commerce as a party to the agreement with enforcement rights; or

(b) name the department of commerce as a third party beneficiary of the agreement with enforcement rights. (Authorized by and implementing K.S.A. 1991 Supp. 74-50,104, 74-50,105; effective, T-110-7-23-92, July 23, 1992.)

Carole L. Morgan
Acting Secretary
of Commerce

Doc. No. 012337

State of Kansas

**Department of Health
and Environment**

**Permanent Administrative
Regulations**

Article 16.—WATER POLLUTION CONTROL

28-16-29. (Authorized by K.S.A. 1976 Supp. 65-4512; effective, E-77-43, Sept. 23, 1976; effective Feb. 15, 1977; revoked Sept. 28, 1992.)

28-16-30. Requirements for water and wastewater operator certification. (a) Each operator who desires or is required to obtain a water supply system or wastewater treatment facility operator certificate shall meet the following requirements.

(b) Each applicant shall own, be employed by or under contract to persons having a water supply system or wastewater treatment facility and shall be engaged in the daily operation, maintenance, or both, of the system or facility.

(c) Each applicant shall submit a completed and approved application and the appropriate fee to the department. The application shall be received by the department at least two weeks before the test date. Late applications shall not be accepted for that test date.

(d) If an applicant willfully provides false information on the application, the applicant shall not be accepted for examination and the fee shall not be returned. The applicant shall be notified of this decision and shall not be allowed to take the examination for two years. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-31. Eligibility for water and wastewater operator certification. (a) Applicants for certification shall meet eligibility requirements as noted in the following table.

Certificate Class	Points	Experience
Small System	0.5	None
I	13.0	1 year
II	14.0	1 year
III	16.0	2 years
IV	18.0	2 years

(1) Point totals shall be determined using the following table.

Experience or Education	Points
One year of operating experience	1.0
One year of primary, secondary or post-secondary education completed	1.0
High school graduation (GED or equivalent)	12.0

One full year of college (30 hours credit)	1.0
Approved training (40 contact hours)	1.0
California State University correspondence courses (each volume)	1.0
Department correspondence course	0.5
Approved semester courses (60 contact hours)	1.5
Approved two year environmental technology degree	6.0

(2) Completion of an approved two year environmental technology degree provides the year of experience requirement for taking a Class I examination.

(b) Minimum training requirements. An operator who holds a certificate of competency shall be required to meet minimum training requirements prior to certificate renewal. All Class I, II, III, and IV certified operators shall acquire at least ten hours of approved training every two years. Small system operators shall acquire ten hours of approved training every four years. Operators who conduct approved training for water supply system operators and wastewater treatment facility operators may receive credit equal to the hours of training provided. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-32. Operator certification examinations. (a) To be certified, each applicant shall pass the appropriate written examination.

(b) Examinations shall be given at least twice each year at times and locations set by the department. Notice of examinations shall be sent to certified operators and communities or districts having a water supply system or wastewater treatment facility, or both, at least 30 days prior to the date of examination.

(c) The written examinations shall be graded by the department and the applicant shall be notified of the results. Examinations shall not be returned to the applicant. Upon receiving a written request, an analysis of the failed examination shall be provided to the applicant. The analysis shall indicate areas in which the applicant needs further study. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-33. Operator responsible for the operation and management of a water supply system or wastewater treatment facility, or both. (a) When a new operator responsible for the operation or management of a system or facility is hired, the employer shall, within 30 days, notify the department. The person named shall be designated as an operator in training (OIT). As soon as possible after completing one full year of operation as an OIT, the operator shall take the appropriate certification examination. Upon failing the examination, the applicant shall make additional preparation and take the examination again at the next opportunity.

(b) The OIT designation shall be renewed once if the operator demonstrates to the Department that he or she is attending training sessions, studying correspondence courses or otherwise preparing to pass the operator certification examination. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-34. Issuance of certificate of competency. Upon satisfactory fulfillment of the requirements as set forth in K.A.R. 28-16-30, and upon consideration of the recommendations of the division training officer,

a suitable certificate shall be issued to the applicant. The certificate shall designate the class or classes of either water supply systems or wastewater treatment facilities that the applicant is qualified to operate. The certificate shall be good for two years from date of issuance. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-35. Operator certification fees. (a) Fees for certification shall be as follows:

OIT (one-year certificate)	No. charge
OIT (renewal for one year)	\$5.00
Examination fee	\$25.00
Two-year renewal for all classes except OIT	\$20.00
Reinstatement of lapsed certificate	
up to one year after renewal date	\$35.00
between one and two years after renewal date	\$45.00
Water or wastewater correspondence course	\$40.00
Reciprocity fee	\$35.00

(b) Fees from applicants who are ineligible to take the certification examination shall be returned. Fees from applicants who fail the examination shall not be returned. Fees for department sponsored training sessions shall be established by the department. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

28-16-36. Classification of water supply systems and wastewater treatment facilities. (a) Each water supply system and wastewater treatment facility shall have an operator responsible for the operation and management of the system or facility, or both, whose qualifications are commensurate with the following:

System or Facility Class	Operator Class
Small System	Small System, I, II, III or IV
I	I, II, III or IV
II	II, III or IV
III	III or IV
IV	IV

(b) classification of water supply systems.

Class	Population Served
Small System	
Distribution system only	All, no limit
or	
Chlorination only	less than 501
Class I	
Chlorination only	501 - 1,500
or	
Treatment	less than 501
Class II	
Chlorination only	1,501-5,000
or	
Treatment	501-2,500
Class III	
Chlorination only	5,001-20,000
or	
Treatment	2,501-10,000
Class IV	
Chlorination only	over 20,000
or	
Treatment	over 10,000

(c) Classification of commercial, industrial and municipal wastewater treatment facilities is as follows:

(continued)

Class	Population Served
Small Systems	
Non-overflowing municipal wastewater ponds	All, no limit
Class I	
Any secondary facility	less than 1,000
or	
Overflowing wastewater ponds	All, no limit
Class II	
Any secondary facility	1,001-5,000
Class III	
Any secondary facility	5,001-25,000
or	
Advanced or specialized facility	less than 5,000
Class IV	
Any secondary facility	over 25,000
or	
Advanced or specialized facility	over 5,000

(d) For purposes of this regulation, treatment of water supply systems shall include but not be limited to the following processes: Iron and manganese removal, softening, coagulation sedimentation and filtration, recarbonation, and addition of chemicals other than chlorine for improved water quality.

(e) For purposes of this regulation, "secondary facility," shall be any department approved biological treatment facility, including: waste stabilization ponds, trickling filter plants, rotating biological contactor plants, and activated sludge plants.

(f) For purposes of this regulation advanced or specialized treatment shall include but not be limited to the following processes: Chemical, biological, or physical treatment to provide additional nutrient removal beyond secondary treatment or effluent clarification. (Authorized by and implementing K.S.A. 65-4512; effective Sept. 28, 1992.)

Azzie Young
Secretary of Health
and Environment

Doc. No. 012343

State of Kansas

Social and Rehabilitation Services

Permanent Administrative Regulations

Article 4.—PUBLIC ASSISTANCE PROGRAM

30-4-73. Deprivation in ADC. (a) Each child, to be eligible for ADC, shall be deprived of parental support or care by reasons of the death, continued absence from the home, physical or mental incapacity of a parent, or unemployment of the parent.

(b) Continued absence from the home. Continued absence from the home of either or both natural or adoptive parents shall be a basis for eligibility when the parent is physically absent from the home and the absence interrupts or terminates the parent's functioning as a provider of maintenance, physical care, or guidance for the child. Absence of a parent based solely on active military service shall not constitute deprivation under this provision.

(c) Physical or mental incapacity of a parent.

(1) Physical or mental incapacity of a parent shall be a basis for eligibility when either parent is physically or mentally incapacitated, when the incapacity is expected to last at least 30 days and when the incapacity:

(A) Limits the parent's ability to support and care for the child. "Limits" means that, as a result of the incapacity, the parent is capable of only earning an applicable income, excluding the earned income disregard, which is less than public assistance standards;

(B) reduces substantially the parent's ability to support or care for the child. "Substantial" means a 30 percent reduction of gross earned income or adjusted gross income for self-employment; or

(C) eliminates the parent's ability to support or care for the child.

(2) To be considered physically or mentally incapacitated under the above provision, a parent shall be:

(A) eligible for OASDI or SSI benefits based on disability or incapacity; or

(B) established as incapacitated by a written or oral statement of a psychologist, an optometrist or a person licensed by the board of healing arts, within the scope of that person's professional competence, or by a written team diagnostic evaluation from the veteran's administration, vocational rehabilitation, a mental health clinic, or a related type of agency.

(d) Unemployment. The unemployment of a parent determined to be the principal wage earner shall be a basis for eligibility when the parent has been unemployed for at least 30 days before receipt of assistance and the child is not otherwise deprived of support because of the death, absence or incapacity of a parent. The principal wage earner shall be the parent who earned the greater amount of income in the 24-month period immediately preceding the month of application. To be considered unemployed under this provision, a parent shall:

(1) Not have been fully employed for at least 30 days before receipt of assistance. A "fully employed" person is one who works 100 hours or more a month. If the parent's work is intermittent and is in excess of 100 hours for only a temporary period, or if the parent has worked less than 100 hours for each of the two prior months and is expected to be under the 100-hour standard during the next month, then this parent shall not be considered fully employed;

(2) not have refused a bona fide offer of employment or training for employment without good cause within the last 30 days;

(3) have had six or more quarters of work in any 13 calendar quarter period ending within one year before the application for assistance, or have received unemployment compensation under the state's unemployment compensation law or under the United States law, or have qualified for unemployment compensation under the unemployment compensation law of the state within one year before the application for assistance. An individual shall be deemed qualified under the state's unemployment compensation law if the individual would have been eligible to receive benefits upon filing applications, or if the individual performed work not covered by law which, if it had been covered, would (together with any covered work the individual performed) have made the individual eli-

gible to receive benefits upon filing application. A quarter of work shall be a period of three consecutive calendar months ending March 31, June 30, September 30, or December 31 in which the parent:

(A) earned not less than \$50.00. All quarters within a calendar year shall be deemed to meet this requirement if the individual's earnings for the calendar year are equal to or greater than the earnings standard set for coverage by the Social Security Administration;

(B) participated in the KanWork or work program as an ADC recipient;

(C) attended full-time an elementary or secondary school, or a vocational or technical course which is designed to prepare the individual for gainful employment; or

(D) participated in an education or training program established under the Job Training Partnership Act. No more than four quarters of work as defined in subparagraphs (C) and (D) may be considered;

(4) is required to participate in the KanWork or work program or exempted from it;

(5) is registered for employment with the division of employment, state department of human resources, job services center, if exempted from the KanWork or work program due to remoteness; and (6) has applied for, and if eligible has not refused, unemployment compensation benefits.

(e) Continued eligibility. After the deprivation ceases, eligibility may continue for a period not to exceed six months following the month in which deprivation ceased to exist to allow for a satisfactory reconstruction of normal family life. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; effective May 1, 1981; amended, E-82-19, Oct. 29, 1981; amended May 1, 1982; amended, T-83-38, Nov. 23, 1982; amended May 1, 1983; amended July 1, 1989; amended Oct. 1, 1989; amended April 1, 1990; amended Oct. 1, 1990; amended Oct. 1, 1992.)

30-4-109. Personal property. (a) Definitions.

(1) "Personal property" means all property, excluding real property.

(2) "Cash assets" means money, investments, cash surrender or loan values of life insurance policies, trust funds, and similar items on which a determinate amount of money can be realized.

(3) "Other personal property" means personal effects, household equipment and furnishings, home produce, livestock, equipment, vehicles, inventory, contracts from the sale of property and similar items on which a determinate amount of money can be realized.

(b) Treatment of personal property. Personal property, unless exempted, shall be considered a resource.

(c) Exempted personal property. The resource value of the following classifications of personal property shall be exempt:

(1) Personal effects;

(2) household equipment and furnishings in use or only temporarily not in use;

(3) tools in use and necessary for the maintenance of house or garden;

(4) income-producing property, other than cash assets, if essential for employment or self-employment. This includes such items as tools, equipment, machinery and livestock;

(5) stock and inventory of self-employed persons that are reasonable and necessary in the production of goods or services;

(6) items for home consumption. The items shall consist of produce from a small garden consumed from day to day and any excess which may be canned or stored, and a small flock of fowl or livestock used to meet the food requirements of the family;

(7) one vehicle for each assistance family with a value in an amount not to exceed \$1,500.00;

(8) cash assets which are traceable to income exempted as income and as a cash asset;

(9) proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended in the month received or in the following month;

(10) burial plots and funeral agreements as established by the secretary of health and human services and as approved by the secretary of social and rehabilitation services;

(11) any contract from the sale of property, if the proceeds from the contract are considered as income; and

(12) escrow accounts established for families participating in the family self-sufficiency program through the Department of Housing and Urban Development. Interest earned on such accounts shall also be exempted as income. The effective date of this regulation shall be October 1, 1992. (Authorized by K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5, 39-709, as amended by 1992 SB 607, Sec. 7; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1988; amended Oct. 1, 1992.)

30-4-112. Income exempt from consideration as income and as a cash asset. The following income shall be exempt, except as provided in K.A.R. 30-4-110(b):

(a) Grants to any undergraduate student for educational purposes that are made or insured under any programs administered by the commissioner of education;

(b) grants obtained and used for purposes of meeting needs not related to current living costs;

(c) the value of the coupon allotment under the food stamp program;

(d) the value of the U.S. department of agriculture donated foods;

(e) the value of supplemental food assistance received under the child nutrition act of 1966, as amended, and the special food service program for children under the national school lunch act, as amended;

(continued)

- (f) benefits received under title VII, nutrition program for the elderly, of the older Americans act of 1965, as amended;
- (g) Indian funds distributed or held in trust, including interest and investment income accrued on such funds while held in trust and initial purchases made with such funds;
- (h) distributions to natives under the Alaska native claims settlement act;
- (i) payments provided to individual volunteers serving as foster grandparents, senior health aides and senior companions, and to persons serving in the service corps of retired executives and active corps of executives under titles II and III of domestic service act of 1973;
- (j) payments to individual volunteers under title I, sec. 404(g) of Public Law 93-113 when the director of ACTION determines that the value of such payments, adjusted to reflect the number of hours such volunteers are serving, is less than the federal minimum wage;
- (k) payments received under the uniform relocation assistance and real property acquisition policies act of 1970;
- (l) death benefits from SSA, VA, railroad retirement, or other burial insurance policy when the benefit is used toward the cost of burial;
- (m) a one-time payment or a portion of a one-time payment from a cash settlement for repair or replacement of property or for legal services, or medical costs or other required obligations to a third party, if the payment is expended or committed to be expended for the intended purpose within six months of its receipt;
- (n) money which VA determines may not be used for subsistence needs held in trust by VA for a child;
- (o) retroactive corrective assistance payments in the month received or in the following month;
- (p) income directly provided by vocational rehabilitation;
- (q) benefits from special government programs at the discretion of the secretary, including energy assistance programs, and VA aid and attendance, and VA housebound allowances;
- (r) assistance provided by another agency or organization that complements, but does not duplicate assistance provided by the agency;
- (s) reimbursements for out-of-pocket expenses in the month received and the following month;
- (t) proceeds from any bona fide loan requiring repayment;
- (u) payments granted to certain U.S. citizens of Japanese ancestry and resident Japanese aliens under Title I of Public Law 100-383;
- (v) payments granted to certain Aleuts under Title II of Public Law 100-383;
- (w) agent orange settlement payments;
- (x) foster care and adoption support payments;
- (y) the amount of any earned income tax credit received. Such credit shall not be regarded as a cash asset in the month of receipt and the following month;
- (z) federal major disaster and emergency assistance and comparable disaster assistance provided by state or local government or by disaster assistance organi-

zations in conjunction with a presidentially declared disaster;

(aa) payments granted to the Aroostook Band of Micmac Indians under Public Law 102-171; and

(bb) payments from the Radiation Exposure Compensation Trust Fund made by the Department of Justice. The effective date of this regulation shall be October 1, 1992. (Authorized by K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5, 39-709, as amended by 1992 SB 607, Sec. 7; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended May 1, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended May 1, 1991; amended July 1, 1991; amended Jan. 2, 1992; amended Oct. 1, 1992.)

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

30-5-86. Scope of services by community mental health centers. (a) Community mental health center services shall be available to program recipients in:

- (1) Outpatient treatment programs licensed by mental health and retardation services;
 - (2) approved inpatient treatment programs;
 - (3) partial hospitalization programs approved by mental health and retardation services pursuant to K.A.R. 30-5-110; and
 - (4) the recipient's private residence.
- (b) (1) During a calendar year, outpatient psychotherapy shall be limited to 32 hours per recipient unless the recipient is a Kan Be Healthy program participant. Outpatient psychotherapy shall be limited to 40 hours per calendar year for Kan Be Healthy program participants unless provided pursuant to a plan approved by the agency and prior authorized.
- (2) Drug and alcohol treatment shall not exceed 200 hours during a lifetime.
- (3) Outpatient psychotherapy shall be covered, when medically necessary, when provided concurrently by the same provider with both targeted case management services and partial hospitalization services.
- (c) Four hours of psychological testing and evaluation shall be allowed every two consecutive calendar years for medicaid program recipients regardless of provider except that Kan Be Healthy program participants shall be allowed six hours. Admission evaluations shall not exceed five hours per calendar year and may include a physical examination.
- (d) Inpatient psychotherapy shall be available pursuant to K.A.R. 30-5-81. Case conferences may be considered as individual therapy if the definition in K.A.R. 30-5-58 is met. Group therapy shall be reimbursable only if it is rendered on a day when group therapy has not been a part of partial hospitalization.

(e) Targeted case management services shall be limited to an amount per calendar year per recipient as specified by the secretary.

(f) Services shall be provided by a psychiatrist, a licensed psychologist with a doctoral degree or a registered master's level psychologist, master's degree social worker, master's degree psychiatric nurse, or individuals certified by the Kansas association of community mental health center directors' professional standards committee and approved by the agency, unless the approval would be contrary to law or regulation. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective May 1, 1981; amended May 1, 1982; amended May 1, 1983; modified, L. 1983, ch. 361, May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-29, Nov. 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended Aug. 1, 1990; amended July 1, 1991; amended Oct. 1, 1992.)

30-5-114. Scope of targeted case management services. (a) Targeted case management services shall be covered for medicaid/medikan recipients.

(b) Covered services shall include the following:

- (1) Referral for assessment;
- (2) referral for treatment if appropriate according to the assessment; and
- (3) assistance with gaining access to medically necessary services.

(c) Mental retardation targeted case management services shall be provided by mental retardation centers as defined in K.S.A. 19-4001 to 19-4005, inclusive, or agencies specifically designated by a mental retardation center to provide these services to individuals who are mentally retarded or developmentally disabled.

(d) Targeted nurse case management services for eligible medicaid recipients with at least one prior hospitalization for a high cost, high risk condition, and who are not eligible for any other medicaid case management services except the primary care network (PCN) services shall be provided by registered nurses in Sedgwick county only. Covered services shall include the following:

- (1) Referral for assessment or performance of assessment;
- (2) referral for treatment if appropriate according to the assessment; and
- (3) assistance with gaining access to and coordination of medically necessary services. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c; effective May 1, 1988; amended T-30-1-2-90, Jan. 2, 1990; amended T-30-2-28-90, Jan. 2, 1990; amended, T-30-6-10-91, July 1, 1991; amended Oct. 28, 1991; amended Oct. 1, 1992.)

Article 6.—MEDICAL ASSISTANCE PROGRAM— CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-73. Deprivation in ADC. Each child, to be eligible for ADC, shall be deprived of parental support or care by reasons of the death, continued absence

from the home, physical or mental incapacity, or unemployment of a parent. (a) Continued absence from the home. Continued absence from the home of either or both natural or adoptive parents shall be a basis for eligibility if the parent is physically absent from the home and the absence interrupts or terminates the parent's functioning as a provider of maintenance, physical care, or guidance for the child. Absence of a parent based solely on active military service shall not constitute deprivation under this provision.

(b) Physical or mental incapacity of a parent.

(1) Physical or mental incapacity of a parent shall be a basis for eligibility when either parent is physically or mentally incapacitated, when the incapacity is expected to last at least 30 days and when the incapacity:

(A) Limits the parent's ability to support and care for the child. "Limits" means that, as a result of the incapacity, the parent is capable of only earning an applicable income which is less than public assistance payment standards;

(B) reduces substantially the parent's ability to support or care for the child. "Substantial" means a 30 percent reduction of gross earned income or adjusted gross income for the self-employed; or

(C) eliminates the parent's ability to support or care for the child.

(2) To be considered physically or mentally incapacitated under the above provision, a parent shall be:

(A) eligible for OASDI or SSI benefits based on disability or incapacity; or

(B) established as incapacitated by a written or oral statement of a psychologist, an optometrist or a person licensed by the board of healing arts within the scope of that person's professional competence, or by a written team diagnostic evaluation from the veteran's administration, vocational rehabilitation, a mental health clinic or a related type of agency.

(c) Unemployment. The unemployment of the parent determined to be the principal wage earner shall be a basis for eligibility when the parent has been unemployed for at least 30 days before receipt of assistance and the child is not otherwise deprived of support because of death, absence, or incapacity of a parent. The principal wage earner shall be the parent who earned the greater amount of income in the 24-month period immediately preceding the month of application. To be considered unemployed under this provision, a parent shall:

(1) Not have been fully employed for at least 30 days before medical assistance is authorized. A "fully employed" person is one who works 100 hours or more a month. If the parent's work is intermittent and is in excess of 100 hours for only a temporary period, or if the parent has worked less than 100 hours in each of the two prior months and is expected to be under the 100-hour standard during the next month, then the parent shall not be considered fully employed;

(2) not have refused a bona fide offer of employment or training for employment without good cause within the last 30 days;

(3) have had six or more quarters of work in a 13-calendar quarter period ending within one year before the application for medical assistance, or have received

(continued)

unemployment compensation under the state's unemployment compensation law or under the United States law, or have qualified for unemployment compensation under the unemployment compensation law of the state within one year before the application for medical assistance. An individual shall be deemed qualified under the state's unemployment compensation law if the individual would have been eligible to receive the benefits upon filing an application, or if the individual had performed work not covered by the law which, if it had been covered, would (together with any covered work the individual performed) have made the individual eligible to receive benefits upon filing an application. A quarter of work shall be a period of three consecutive calendar months ending March 31, June 30, September 30, or December 31 in which the parent:

(A) earned not less than \$50.00. All quarters within a calendar year shall be deemed to meet this requirement if the individual's earnings for the calendar year are equal to or greater than the earnings standard set for coverage by the Social Security Administration;

(B) participated in the KanWork or work program as an ADC recipient;

(C) attended full-time an elementary or secondary school, or a vocational or technical course which is designed to prepare the parent for gainful employment; or

(D) participated in an education or training program established under the Job Training Partnership Act. No more than four quarters of work as defined in subparagraphs (C) and (D) may be considered;

(4) has applied for, and if eligible has not refused, unemployment compensation benefits; and

(5) is registered for employment with the division of employment, state department of human resources, job services center. This policy shall not apply to a parent who, if the parent were receiving ADC, would be exempt from participation in the KanWork program. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; effective May 1, 1981; amended, E-82-19, Oct. 29, 1981; amended May 1, 1982; amended, T-83-38, Nov. 23, 1982; amended May 1, 1983; amended May 1, 1986; amended July 1, 1989; amended Oct. 1, 1989; amended Feb. 1, 1990; amended Jan. 7, 1991; amended Oct. 1, 1992.)

30-6-106. General rules for consideration of resources, including real property, personal property, and income. (a) Legal title shall determine ownership for assistance purposes. In the absence of legal title, possession shall determine ownership.

(b) Resources shall be of a nature that the value can be defined and measured. The objective measures set forth in paragraphs (1) and (2) below shall establish the resources' value.

(1) Real property. The value of real property shall be initially determined by the latest uniform statewide appraisal value of the property, which shall be adjusted to reflect current market value. If the property has not been appraised or if the market value as determined above is not satisfactory to the applicant,

recipient, or agency, an estimate or appraisal of its value shall be obtained from a disinterested real estate broker. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(2) Personal property. The market value of personal property shall be initially determined using a reputable trade publication. If a publication is not available, or if there is a difference of opinion regarding the value of the property between the agency and the individual, an estimate from a reputable dealer shall be used. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(c) (1) Resources shall be considered available both when actually available and when the applicant or recipient has the legal ability to make them available. A resource shall be considered unavailable when there is a legal impediment that precludes the disposal of the resource. The applicant or recipient shall pursue reasonable steps to overcome the legal impediment unless it is determined that the cost of pursuing legal action would be more than the applicant or the recipient would gain, or unless the probability of success in the legal action would be minimal to the applicant or recipient.

(2) For the purpose of this subsection, a revocable or irrevocable trust shall be considered available to the applicant or recipient up to the maximum value of the funds which may be made available under the terms of the trust on behalf of the applicant or recipient if:

(A) The trust is established by the applicant, the recipient, the applicant or recipient's spouse, or the applicant or recipient's guardian or legal representative who is acting on the applicant or recipient's behalf;

(B) that applicant or recipient is a beneficiary; and

(C) the trustees are permitted to exercise any discretion with respect to distribution to the applicant or recipient.

Subsection (c) (2) shall not be applicable if the applicant or recipient is a mentally retarded individual who is residing in an intermediate care facility for the mentally retarded, provided the trust was established prior to April 7, 1986 and is solely for the benefit of that applicant or recipient.

(3) For SSI, real property shall be considered unavailable for so long as it cannot be sold because:

(A) The property is jointly owned and its sale would cause undue hardship due to the loss of housing for the other owner or owners; or

(B) the owner's reasonable efforts to sell the property have been unsuccessful.

(d) The resource value of property shall be that of the applicant's or recipient's equity in the property. Unless otherwise established, the proportionate share of jointly-owned real property and the full value of jointly-owned personal property shall be considered available to the applicant or recipient. Resources held jointly with a non-legally responsible person may be excluded from consideration if the applicant or recipient can demonstrate that the applicant or recipient has no ownership interest in the resource, has not contributed to the resource, and that any access to the resource by the applicant or recipient is limited to those duties performed while the applicant or recipient is acting as an agent for the other person.

(e) Nonexempt resources of all persons in the assistance plan and the nonexempt resources of persons who have been excluded from the assistance plan pursuant to K.A.R. 30-6-74(b) and K.A.R. 30-6-79(c) shall be considered in determining eligibility.

(f) (1) The combined resources of husband and wife, if they are living together, shall be considered in determining eligibility of either or both for the medical assistance program, unless otherwise prohibited by law.

(2) A husband and wife shall be considered to be living together if they are regularly residing in the same household. Temporary absences of either the husband or the wife for education, training, working, securing medical treatment or visiting shall not interrupt the period of time during which the couple is considered to be living together.

(3) A husband and wife shall not be considered to be living together when they are physically separated and not maintaining a common life, or when one or both enter into an institutional living arrangement, including either a medicaid-approved or non-approved medical facility or a home- and community-based services care arrangement. If only one spouse enters an institutional living arrangement, the provisions of subsection (m) below apply. If both spouses enter an institutional living arrangement, the combined resources of the husband and wife shall be considered available to both for the month in which the institutional arrangement begins.

(g) The resources of an ineligible parent shall be considered in determining the eligibility of a minor child for the medical assistance program if the parent and child are living together, except that such resources shall not be considered for children in an institutional or home- and community-based services arrangement beginning with the month following the month the arrangement begins.

(h) When any individual in the household who does not have the responsibility to support a person in the plan voluntarily and regularly contributes cash to the recipient toward household expenses, including maintenance costs, the amount of the contribution to be counted shall be the net income realized by the household.

(i) Despite subsections (e), (f), and (g) above, the resources of an SSI beneficiary shall not be considered in the determination of eligibility for medical assistance of any other person.

(j) The conversion of real and personal property from one form to another shall not be considered to be income to the applicant or recipient, except for the proceeds from a contract for the sale of property.

(k) Income shall not be considered to be both income and property in the same month.

(l) Despite subsection (e) above, the resources of a child whose needs are met through foster care payments shall not be considered in determining eligibility.

(m) When one spouse enters an institutional living arrangement and the other spouse remains in the community, and an application for medical assistance is made on behalf of the institutionalized spouse, the following provisions apply:

(1) The separate income of each spouse shall not be considered available to the other beginning in the month the institutional arrangement begins. Unless otherwise established, $\frac{1}{2}$ of the income which is paid in the names of both spouses shall be considered available to each. Income which is paid in the name of either spouse, or in the name of both spouses and the name of another person or persons, shall be considered available to each spouse in proportion to the spouse's interest, unless otherwise established.

(2) A monthly income allowance for the community spouse shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutionalized living arrangements or spenddown for persons in home- and community-based services arrangements. The income allowance for the community spouse, when added to the income already available to that spouse, shall not exceed 150 percent of the official federal poverty income guideline for two persons plus the amount of any excess shelter allowance. The excess shelter allowance is defined as the amount by which the community spouse's expenses for rent or mortgage payments, taxes and insurance for the community spouse's principal residence, plus the \$175.00 food stamp standard utility allowance, exceeds 30 percent of the 150 percent of the federal poverty income guideline amount referred to above. The maximum monthly income allowance which can be provided under this provision shall be \$1,718.00. The \$1,718.00 limitation shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater income allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(3) A monthly income allowance for each dependent family member shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. A dependent family member is defined as a minor or dependent child, dependent parent or dependent sibling of either spouse who lives with the community spouse. The allowance for each member shall be equal to $\frac{1}{3}$ of the 150 percent of the official federal poverty income guideline for two persons. An allowance shall not be provided if the family member's gross income is in excess of the 150 percent of the federal poverty income guideline for two persons.

(4) If the spouse is institutionalized on or after September 30, 1989, the real and personal property of both spouses shall be considered in determining the eligibility of the institutionalized spouse, based on the amount of property in excess of the community spouse property allowance as set forth in paragraph (m) (6) below whether or not such allowance will be made. If the excess property is within the allowable resource standards of K.A.R. 30-6-107, the institutionalized spouse is eligible. In the month following the first month of eligibility for the institutionalized spouse, only the property of the institutionalized spouse shall be considered available in determining continuing el-

(continued)

eligibility except for property to be transferred in accordance with paragraph (m) (6) below.

(5) If the spouse was institutionalized before September 30, 1989, the real and personal property of each spouse shall be considered available to the other in the month in which the institutional arrangement began. Thereafter, the property of each spouse shall not be considered available to the other.

(6) The institutionalized spouse may make available to the community spouse a property allowance which, when added to the property already available to the community spouse, would be equal to $\frac{1}{2}$ of the total value of the property owned by both spouses as of the first period of continuous institutionalization beginning on or after September 30, 1989. This allowance may not exceed \$68,700.00, but shall be no less than \$13,740.00. Both the \$13,740.00 and \$68,700.00 standards shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater property allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(7) The amount of property received by the community spouse as a result of the property allowance determined in paragraph (m) (6) shall not be considered in determining the eligibility of the institutionalized spouse, except as provided in paragraph (m)(4) above. If the institutionalized spouse will be eligible based upon transferring sufficient property to the community spouse to equal the amount of the property allowance, the institutionalized spouse shall be given up to 90 days from the date of application to transfer the property. Additional time may be allowed for good cause. Pending disposition of the property, the institutionalized spouse shall be deemed to be temporarily eligible during this time period if all other eligibility factors are met. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5, 39-709, as amended by 1992 SB 607, Sec. 7; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991; amended Jan. 7, 1991; amended T-30-12-28-90, Jan. 2, 1991; amended, T-30-3-1-91, March 1, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991; amended Oct. 28, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992.)

30-6-109. Personal property. (a) Definitions.

(1) "Personal property" means all property, excluding real property.

(2) "Cash assets" means money, investments, cash surrender or loan values of life insurance policies, trust funds, and similar items on which a determinate amount of money can be realized.

(3) "Other personal property" means personal effects, household equipment and furnishings, home produce, livestock, equipment, vehicles, inventory, contracts from the sale of property, and similar items on which a determinate amount of money can be realized.

(b) Treatment of personal property. Personal property, unless exempted, shall be considered a resource.

(c) Exempted personal property. The resource value of the following classifications of personal property shall be exempt:

(1) Personal effects;

(2) household equipment and furnishings in use or only temporarily not in use;

(3) tools in use and necessary for the maintenance of house or garden;

(4) stock and inventory of self-employed persons that are reasonable and necessary in the production of goods and services;

(5) items for home consumption. These items shall consist of produce from a small garden consumed from day to day and any excess which may be canned or stored, and a small flock of fowl or livestock which are used to meet the food requirements of the family;

(6) cash assets which are traceable to income exempted as income and as a cash asset;

(7) any contract from the sale of property, if the proceeds from the contract are considered as income;

(8) for non-SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended in the month received or in the following month;

(9) for non-SSI, income-producing property, other than cash assets, if essential for employment or self-employment. This includes such items as tools, equipment, machinery and livestock;

(10) for non-SSI, one vehicle for each assistance family with a value in an amount not to exceed \$1,500.00;

(11) for non-SSI, burial plots and funeral agreements as established by the secretary of health and human services and as approved by the secretary of social and rehabilitation services;

(12) for non-SSI, escrow accounts established for families participating in the family self-sufficiency program through the Department of Housing and Urban Development. Interest earned on such accounts shall also be exempted as income;

(13) for SSI, insurance not exceeding \$1,500.00 face value, owned by any applicant or recipient family member. Face value shall not include and shall not be increased by accumulated dividends, but shall be decreased by an outstanding policy loan. If the total face value of insurance policies owned by any one individual exceeds \$1,500.00, the total cash surrender value of those policies shall be a nonexempt resource;

(14) for SSI, one vehicle for each assistance family. Additional vehicles shall be exempt if shown to be essential for employment, for self-support, for medical

treatment of a specific medical problem, or if specially equipped for use by a handicapped person;

(15) for SSI, any personal property of a blind or disabled person which is covered by an approved plan of self-support;

(16) for SSI, the equity value of income-producing personal property, other than cash assets, that is used in an applicant's or recipient's trade or business;

(17) for SSI, the equity value of non-business income-producing personal property, other than cash assets, if:

(A) The equity value of income-producing personal property plus the equity value of income-producing real property does not exceed \$6,000.00; and

(B) a net annual return of at least 6% of the total equity is produced;

(18) for SSI, burial plots as established by the secretary of health and human services for the SSI program;

(19) for SSI, any burial contract as established by the secretary of health and human services for the SSI program and as approved by the secretary of social and rehabilitation services;

(20) for SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended within three months of the sale;

(21) for SSI, a retroactive social security payment received by the applicant or recipient or an ineligible legally responsible person for the nine months following the month of receipt; and

(22) for SSI, pension funds owned by an applicant's or recipient's spouse or parent if such spouse or parent is not an applicant for or recipient of SSI. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5, 39-709, as amended by 1992 SB 607, Sec. 7; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended, T-30-5-1-90, May 1, 1990; amended, T-30-7-2-90, Aug. 30, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Oct. 1, 1992.)

30-6-112. Income exempt from consideration as income and as a cash asset. Exempted income shall be: (a) Grants to any undergraduate student for educational purposes that are made or insured under any programs administered by the commissioner of education;

(b) grants obtained and used for purposes of meeting needs not related to current living costs;

(c) the value of the coupon allotment under the food stamp program;

(d) the value of the U.S. department of agriculture-donated foods;

(e) the value of supplemental food assistance received under the child nutrition act of 1966, as amended, and the special food service program for children under the national school lunch act, as amended;

(f) benefits received under title VII, nutrition program for the elderly, of the older Americans act of 1965, as amended;

(g) Indian funds distributed or held in trust, including interest and investment income accrued on such funds while held in trust and initial purchases made with such funds;

(h) distributions to natives under the Alaska native claims settlement act;

(i) payments provided to individual volunteers serving as foster grandparents, senior health aides and senior companions, and to persons serving in the service corps of retired executives and active corps of executives under titles II and III of domestic service act of 1973;

(j) payments to individual volunteers under title I, sec. 404(g) of Public Law 93-113 when the director of ACTION determines that the value of such payments, adjusted to reflect the number of hours such volunteers are serving, is less than the federal minimum wage;

(k) payments received under the uniform relocation assistance and real property acquisition policies act of 1970;

(l) death benefits from SSA, VA, railroad retirement, or other burial insurance policy when the benefit is used toward the cost of burial;

(m) money held in trust by VA for a child which VA determines may not be used for subsistence needs;

(n) retroactive corrective assistance payments in the month received or in the following month;

(o) income directly provided by vocational rehabilitation;

(p) benefits from special government programs at the discretion of the secretary, including energy assistance programs, VA aid and attendance, and VA housebound allowances;

(q) reimbursements for out-of-pocket expenses in the month received and the following month;

(r) proceeds from any bona fide loan requiring repayment;

(s) payments granted to certain U.S. citizens of Japanese ancestry and resident Japanese aliens under Title I of Public Law 100-383;

(t) payments granted to certain eligible Aleuts under Title II of Public Law 100-383;

(u) agent orange settlement payments;

(v) federal major disaster and emergency assistance and comparable disaster assistance provided by state or local government or by disaster assistance organizations in conjunction with a presidentially declared disaster;

(w) payments granted to the Aroostook Band of Micmac Indians under Public Law 102-171;

(x) payments from the Radiation Exposure Compensation Trust Fund made by the Department of Justice;

(y) for non-SSI, a one-time payment or a portion of a one-time payment from a cash settlement for the repair or replacement of property or for legal services, medical costs or other required obligations to a third

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party, if the payment is expended or committed to be expended for the intended purpose within six months of its receipt;

(z) for non-SSI, assistance provided by another agency or organization that complements but does not duplicate assistance provided by the agency;

(aa) for non-SSI, foster care and adoption support payments;

(bb) for non-SSI, the amount of any earned income tax credit received. Such credit shall not be regarded as a cash asset in the month of receipt and in the following month;

(cc) for SSI, a one-time payment or a portion of a one-time payment from a cash settlement for the repair or replacement of property or for legal services, medical costs or other required obligations to a third party, if the payment is expended or committed to be expended for the intended purpose within nine months of its receipt. This time period may be extended for good cause;

(dd) for SSI, in kind support, vouchers, or cash assistance for food, clothing, or shelter provided by public or private organizations or agencies, if the assistance is based on need;

(ee) for SSI, income necessary for fulfillment of an approved plan to achieve self-support established for a blind or disabled person;

(ff) for SSI, interest which is paid on excluded burial funds and left to accumulate;

(gg) for SSI, housing assistance from federal housing programs operated by state and local subdivisions;

(hh) for SSI, any portion of any financial assistance funded under title IV of the higher education act of 1965, as amended, or under bureau of Indian affairs student assistance programs which is made available for tuition, fees, books, supplies, transportation and miscellaneous personal supplies;

(ii) for SSI, payments occasioned by the death of another person to the extent that the payments have been expended or committed to be expended for purposes of the deceased person's last illness and burial;

(jj) for SSI, payments received from a state-administered victims' compensation fund. Such payments shall not be regarded as a cash asset for the nine months following the month of receipt; and

(kk) for SSI, relocation assistance provided by a state or local government which is comparable to assistance provided under title II of the uniform relocation assistance and real property acquisitions act of 1970. Such assistance shall not be regarded as a cash asset for the nine months following the month of receipt. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; 39-709, as amended by 1992 SB 607, Sec. 7; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended May

1, 1991; amended July 1, 1991; amended Jan. 2, 1992; amended Oct. 1, 1992.)

Article 10.—ADULT CARE HOME PROGRAM OF THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-10-214. ICF-MR rates of reimbursement. (a) Rates for ICF's-MR.

(1) The determination of per diem rates shall be made, at least annually by the secretary, on the basis of the cost information supplied by the provider, and retained for cost auditing. The cost information for each provider shall be compared with limits established based on the level of care needs of clients to determine the allowable per diem cost.

(2) Ownership allowance shall be determined as follows:

(A) All ICF's-MR initially certified to participate in the medicaid/medikan program prior to July 1, 1991 shall be held to the established ownership allowance.

(B) All ICF's-MR certified on or after July 1, 1991 shall be subject to an absolute cap on ownership costs.

(3) Per diem rates for the following cost centers shall be limited by absolute caps.

(A) The cost center limits shall be based on facility size and level of care. The cost centers and limiting factors shall be:

(i) Direct service based on facility size and level of care. Direct service consists of the room and board and health care cost centers in the ICF-MR financial and statistical report;

(ii) administration based on facility size; and

(iii) plant operating based on total allowable costs;

(B) The absolute caps shall be reviewed at least annually for reasonableness based on the reimbursement model and the allowable historical costs. The absolute caps shall be approved by the secretary or a designated official.

(4) To establish a per diem rate for each provider by facility size and level of care, a factor for inflation may be added to the allowable per diem cost. The per diem rate shall be based on the lower of the actual allowable cost or the absolute cost center limits. A detailed listing of the computation of the rate shall be provided to each provider. The effective date of the rate for existing facilities shall be in accordance with subsection (a) of K.A.R. 30-10-215.

(b) Comparable service rate limitations.

(1) Intermediate care facilities for the mentally retarded and persons with related conditions. The per diem rate for intermediate care for the mentally retarded and persons with related conditions shall not exceed the rate charged to clients not under the medicaid/medikan program for the same level of care in the ICF-MR and for the same type of service.

(2) All private pay rate structure changes and the effective dates shall be reported on the uniform cost report.

(3) The ICF-MR shall notify the agency of any private pay rate structure changes within 30 days of the effective date of a new medicaid rate.

(4) Providers shall have a grace period to raise the rate or rates charged to clients not under the medicaid/medikan program for the same level of care in the ICF-MR.

(A) The grace period shall end the first day of the third calendar month following the notification date of a new medicaid/medikan rate.

(B) The notification date is the date typed on the letter which informs the provider of a new medicaid/medikan rate.

(C) There shall be no penalty during the grace period if the rate charged to clients not under the medicaid/medikan program is lower than the medicaid/medikan rate for the same level of care in the ICF-MR and for the same type of service.

(D) If the rate charged to clients not under the medicaid/medikan program is lower than the rate charged to medicaid/medikan clients after the grace period, the medicaid/medikan rate will be lowered as of the original effective date of the most recent changes.

(c) Rates for new construction or bed additions. The per diem rate for newly constructed ICF's-MR shall be based on a projected cost report submitted in accordance with K.A.R. 30-10-213. No rate shall be paid until an ICF-MR financial and statistical report is received and approved. Limitations established for existing facilities providing the same level of care shall apply. The effective date of the per diem rate shall be in accordance with K.A.R. 30-10-215.

(d) Change of provider.

(1) When a new provider makes no change in the facility, number of beds or operations, the interim payment rate for the first 12 months of operation shall be based on the historical cost data of the previous owner or provider. The new owner or provider shall file a 12-month historical cost report within three months after the end of the first 12 months of operation and within three months after the end of the provider's fiscal year established for tax or accounting purposes. The rate determined from the historical cost reports shall be effective in accordance with K.A.R. 30-10-215.

(2) The agency may approve a new rate based on a projected cost report when the care of the clients is certified by the Kansas department of health and environment to be at risk because the per diem rate of the previous provider is not sufficient for the new provider to provide care and services in conformity with applicable state and federal laws, regulations, and quality and safety standards.

(e) Per diem rate errors.

(1) When the per diem rate, whether based upon projected or historical cost data, is audited by the agency and is found to contain errors, a direct cash settlement shall be required between the agency and the provider for the amount of money overpaid or underpaid. If a provider no longer operates a facility with an identified overpayment, the settlement shall be recouped from a facility owned or operated by the same provider or provider corporation unless other arrangements have been made to reimburse the agency. A net settlement may be made when a provider has more than one facility involved in settlements.

(2) The per diem rate for a provider may be increased or decreased as a result of a desk review or audit on the provider's cost reports. Written notice of per diem rate changes and desk review or audit findings shall be sent to the provider. Retroactive adjustments of rate paid during any projection period shall apply to the same period of time covered by the projected rate.

(3) Providers may request an administrative review of the audit adjustments that result in an overpayment or underpayment within 30 days from the date of the audit report cover letter. The request shall specify the finding or findings that the provider wishes to have reviewed.

(4) Any audit exception imposed on the agency by the department of health and human services due to provider action may be recovered from the provider.

(f) ICF-MR closure. An ICF-MR may submit a plan to the agency to individually place all residents out of the facility, close the facility permanently and cease operations as a certified ICF-MR.

(1) The plan for ICF-MR closure shall include:

(A) A schedule for the placement of residents out of the facility; and

(B) a projected budget for the cost of operating the facility while closure is occurring.

(2) The plan for ICF-MR closure shall be reviewed for reasonableness. If approved by the secretary, the plan may be implemented as written.

(3) The facility may be reimbursed on a projected basis for cost of operating the facility while closure is occurring according to the agreed upon plan. Reimbursement may exceed limits established for any cost centers for ICF's-MR including but not limited to:

(A) Administration;

(B) ownership allowance;

(C) plant operating; and

(D) direct service, including room and board and habilitation.

(4) After the ICF-MR ceases operation, an audit of the actual costs incurred during implementation of the approved closure plan shall be conducted.

(A) If the actual overall costs incurred during closure are not as great as the costs projected in the approved closure plan, the facility shall repay the difference to the agency.

(B) If the actual overall cost incurred during closure meets or exceeds the projected costs in the approved closure plan, no additional payment shall be made to the ICF-MR.

(5) If the ICF-MR does not close as agreed upon, the ICF-MR must repay the excess of the amount paid under the closure agreement above the regular payments the ICF-MR would have received, based on the most recent historical actual cost report, if the ICF-MR had not submitted a closure plan to the agency.

(g) Provision of services out-of-state. Rates for clients served out-of-state by certified participants in a medicaid program shall be the rate or rates approved by the agency. All payments made for services provided outside the state of Kansas require prior authorization by the agency. The effective date of this regulation shall be October 1, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 39-708c, as amended by 1992 SB 182, Sec. 5; effective, T-30-12-28-90, Dec. 28, 1990; effective March 4, 1991; amended Oct. 1, 1991; amended Oct. 1, 1992.)

Donna L. Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 012344

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*.

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Reg. No.	Action	Register
1-2-30	New	V. 11, p. 278
1-2-34	New	V. 11, p. 1016
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. 1689
1-6-2	Amended	V. 11, p. 278
1-6-29	Amended	V. 10, p. 1689
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 11, p. 1019
1-9-7a	Amended	V. 10, p. 382, 760
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1-9-21	Amended	V. 10, p. 1692
1-9-23	New	V. 11, p. 1194
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
1-45-14	New	V. 11, p. 1195
1-45-16	Amended	V. 10, p. 1692
1-46-1	Amended	V. 11, p. 1195
1-46-3	Amended	V. 11, p. 1195
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. 11, p. 1117, 1143
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
14-16-20	Revoked	V. 11, p. 1041
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
17-21-1 through		
17-21-8	New	v. 11, 1040

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
21-60-1 through		
21-60-23	New	V. 11, p. 1084-1091, 1153-1160

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. 11, p. 1041-1043

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		
28-19-171	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

Reg. No.	Action	Register
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
30-4-72	Amended	V. 11, p. 1010, 1044
30-4-90	Amended	V. 11, p. 1044
30-4-101	Amended	V. 11, p. 1011, 1045
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. 984
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
30-5-80	New	V. 11, p. 989
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
30-6-72	Amended	V. 11, p. 1012, 1046
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. 11, p. 1012, 1046
30-6-106	Amended	V. 11, p. 1013
30-6-107	Amended	V. 10, p. 705
30-6-111	Amended	V. 10, p. 351
30-6-112	Amended	V. 10, p. 1653
30-6-113	Amended	V. 11, p. 1015, 1047
30-6-150	New	V. 11, p. 1016, 1048
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
30-7-100		
through		
30-7-104	New	V. 11, p. 990-992
30-9-13	Revoked	V. 11, p. 992
30-9-18		
through		
30-9-22	Revoked	V. 11, p. 992
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

(continued)

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. 11, 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
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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
60-4-103	Amended	V. 11, p. 1193
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. 1193
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. 1193
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
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

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
91-5-2	Amended	V. 11, p. 1144
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
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. 11, p. 1039, 1117
100-49-5	New	V. 11, p. 1084

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 AND HOUSING

Reg. No.	Action	Register
110-4-1	through	
110-4-4	New	V. 11, p. 502-504, 1176-1178

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. 11, p. 1148
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. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 11, p. 1149
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
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. 11, p. 976
111-4-101	Amended	V. 11, p. 976
111-4-102	Amended	V. 11, p. 976
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 11, p. 977
111-4-105	Amended	V. 11, p. 977
111-4-106	Amended	V. 11, p. 977
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 11, p. 978
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 11, p. 978
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

(continued)

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
111-4-301 through 111-4-306	Amended	V. 11, p. 979
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
111-4-401 through 111-4-404	New	V. 11, p. 980, 981
111-4-405 through 111-4-413	New	V. 11, p. 756, 757
111-4-414 through 111-4-428	New	V. 11, p. 981-983
111-4-414	Amended	V. 11, p. 1150
111-4-429 through 111-4-432	New	V. 11, p. 1118
111-4-433 through 111-4-436	New	V. 11, p. 1150, 1151
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
111-5-22	Amended	V. 11, p. 481
111-5-23	Amended	V. 11, p. 481
111-5-24	Amended	V. 11, p. 983
111-5-25	Amended	V. 11, p. 482
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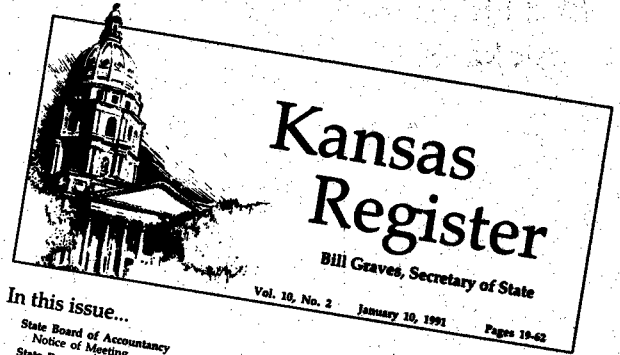
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