

# Kansas Register

Bill Graves, Secretary of State

Vol. 11, No. 45 November 5, 1992 Pages 1689-1726

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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. 75-4201(l), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1992 Legislature.

Effective 11-9-92 to 11-15-92

| Term      | Rate  |
|-----------|-------|
| 0-90 days | 3.18% |
| 3 months  | 3.08% |
| 6 months  | 3.32% |
| 12 months | 3.70% |
| 24 months | 4.48% |
| 36 months | 5.06% |
| 48 months | 5.64% |

Sally Thompson  
State Treasurer

Doc. No. 012691

State of Kansas

Department of Administration  
Division of Architectural Services

Notice of Commencement of Negotiations  
for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for the renovation and conversion of the Marymount College campus in Salina into the Kansas Highway Patrol Training Academy. Services will include both major and minor renovations of Antoinette and Marian Halls, the Fine Arts Building, Smoot Gymnasium and the Physical Plant. Estimated construction cost is \$2 million.

Any questions or expressions of interest should be directed to Gerald R. Carter, AIA, Deputy Director of Planning and Project Management, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before November 20. An original and five copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest.

J. David DeBusman  
Director, Division of  
Architectural Services

Doc. No. 012673

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



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

## State of Kansas

## State Conservation Commission

## Notice of Meeting

The State Conservation Commission will meet at 3 p.m. Sunday, November 15, at the Airport Hilton Inn, Wichita. A copy of the agenda may be obtained by contacting Donna Meader, 109 S.W. 9th, Suite 500, Topeka 66612, (913) 296-3600.

Kenneth F. Kern  
Executive Director

Doc. No. 012675

## State of Kansas

## State Conservation Commission

## Notice to Contractors

Sealed bids for the construction of a 19,700 cubic yard detention dam, Site K-4 in Bourbon County, will be received by the Marmaton Watershed Joint District No. 102, at Agricultural Engineering Associates, 102 E. 2nd, Uniontown 66779, until 5 p.m., and from 6:30 to 7 p.m. December 9, and then opened at 7 p.m. A copy of the invitation for bids and plans and specifications can be obtained at the Agricultural Engineering Associates Office, (316) 756-4845.

Kenneth F. Kern  
Executive Director

Doc. No. 012683

## State of Kansas

Department of Administration  
Division of Architectural ServicesNotice of Commencement of Negotiations  
for Engineering Services

Notice is hereby given of the commencement of negotiations for engineering services for water and sewer line upgrade at the Hutchinson Correctional Facility, Hutchinson. This is a multi-year funded project. Phase I consists of the installation of a fire line loop, hydrants around the facility, and the replacement of site sewer lines. Pressure reduction valves will also be required where the new system ties into the existing system.

Phase II consists of the replacement of piping systems within the cellblocks. All valves and toilet fixtures will also be replaced at this time, as well as hot and cold main water lines.

Any questions or expressions of interest should be directed to George Steele, P.E., Senior Mechanical Engineer of Planning and Project Management, Division of Architectural Services, 625 Polk, Topeka, (913) 233-9367, on or before November 20. An original and five copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest.

J. David DeBusman  
Director, Division of  
Architectural Services

Doc. No. 012676

## State of Kansas

## Board of Technical Professions

## Notice of Meeting

The State Board of Technical Professions will meet Friday, November 13, at the board office, Room 507, Landon State Office Building, 900 S.W. Jackson, Topeka. The Architect and Landscape Committee and the Professional Engineer and Land Surveyor Committee will meet at 8 a.m. The full board will meet at the conclusion of the committee meetings. All meetings are open to the public.

Betty L. Rose  
Executive Secretary

Doc. No. 012677

## State of Kansas

## Kansas State University

## Notice to Bidders

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. 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.

Tuesday, November 17, 1992

#30052

Farm tractors with two-wheel drive

William H. Sesler  
Director of Purchasing

Doc. No. 012671

## State of Kansas

## State Conservation Commission

## Notice to Contractors

Sealed bids for the construction of a 40,000 cubic yard detention dam, Site 5-31B in Marshall County, will be received by the Vermillion Creek Watershed District No. 70 at King Engineering, Inc., 125 W. 4th, Holton 66436, until 11 a.m. November 23, or hand carried and submitted prior to bid opening at 1 p.m. at the Rural Water District Office, 707 Main Street, Beattie 66406. A copy of the invitation for bids and plans and specifications can be obtained from King Engineering, Inc., (913) 364-4312, or reviewed at the Soil Conservation Service Field Office, East Highway 36, Marysville. A \$25 returnable deposit is required for each set of plans.

Kenneth F. Kern  
Executive Director

Doc. No. 012684

State of Kansas

## Department of Transportation

Notice of Hearing on Proposed  
Administrative Regulations

A hearing will be conducted at 1 p.m. Monday, November 30, in the Kansas Department of Transportation's seventh floor conference room, Docking State Office Building, 915 S.W. Harrison, Topeka, in order to allow interested parties to express their views and comment on proposed regulations K.A.R. 36-39-1 through 36-39-6. The proposed regulations establish a standardized process for consideration of requests for state loan guarantees, loans, or grants for rail service preservation and revitalization in Kansas. This process is intended to fulfill the Secretary of Transportation's duty under K.S.A. 1991 Supp. 75-5040 et seq. to ensure that any obligations or contingent liability incurred by the state of Kansas for such projects is held within fiscally responsible limitations.

The railroad loan guarantee, grant and loan programs are expected to provide public benefits to the state of Kansas through preservation of local rail service, lower transportation costs and increased marketing opportunities for Kansas products, avoidance of declines in tax revenues, and savings for state and local governments in highway maintenance costs. The loan program is expected to also permit better utilization of any available federal funding for these purposes by creating a revolving fund which will make funds received from repayment of low-interest loans available for additional use on other projects by small railroad companies in Kansas. No significant net increase of cost to the Kansas Department of Transportation or other state or local agencies is expected. Fees will be charged to loan guarantee, loan, and grant applicants to cover the costs of processing.

Complete copies of the proposed regulations and the fiscal and economic impact statements may be obtained from the Kansas Department of Transportation, Office of Chief Counsel, (913) 296-3831.

A period of 30 days notice constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. Written comments may be sent to the Kansas Department of Transportation, Office of Chief Counsel, Attn: Mike Rees, Room 734-S, Docking State Office Building, Topeka 66612-1568.

Michael L. Johnston  
Secretary of Transportation

Doc. No. 012662

State of Kansas

## Secretary of State

## Usury Rate for November

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of November 1, 1992, through November 30, 1992, is 9.81 percent.

Bill Graves  
Secretary of State

Doc. No. 012680

State of Kansas

## Kansas Insurance Department

## Notice of Hearing

A hearing will be conducted at 10 a.m. Thursday, November 19, in the office of the Kansas Commissioner of Insurance, 420 S.W. 9th, Topeka, to determine whether the application for the proposed merger of Cimarron Life Insurance Company, Overland Park, with and into Universal Guaranty Life Insurance Company, Columbus, Ohio, should be approved by the Commissioner of Insurance in accordance with K.S.A. 40-309 and related statutes.

In addition, Roosevelt National Life Insurance Company of America and United Trust Assurance Company, both Illinois stock life insurance companies, and Home Security Life Insurance Company, an Oklahoma stock life insurance company, shall merge with and into Universal Guaranty Life Insurance Company. Universal Guaranty Life Insurance Company shall be the survivor of the merger and continue the business and operations of each of the companies.

Any interested parties may attend and will be given the opportunity to hear the details of the proposed merger, to present either oral or written testimony in favor of or in opposition to the transaction, and to ask any questions relative to the transaction.

Ron Todd  
Commissioner of Insurance

Doc. No. 012678

State of Kansas

## Attorney General

## Opinion No. 92-127

Constitution of the State of Kansas—Miscellaneous—Intoxicating Liquors; Legislative Authority to Allow Proposition to Limit Sale of Liquor by the Drink.

Intoxicating Liquors and Beverages—Licensure and Regulation of Sale of Liquor by the Drink—Sale of Liquor by the Drink in Public Places; Election to Prohibit or Permit; Temporary Permits. Elmo Lund, Oberlin City Attorney, Oberlin, October 14, 1992.

Article 15, section 10 of the Kansas constitution does not preclude the legislature from amending K.S.A.

1991 Supp. 41-2646 to allow counties to consider a proposition to limit sales of liquor by the drink in public places to those places which obtain a temporary permit. K.S.A. 1991 Supp. 41-2642 would need to be amended as well, should the legislature choose to do this. Cited herein: K.S.A. 1991 Supp. 41-2642; 41-2646; L. 1947, ch. 248, § 1; Kan. Const., art. 15, § 10. JLM

**Opinion No. 92-128**

**State Boards, Commissions and Authorities—Public Employees Retirement Systems; Kansas Police and Firemen's Retirement System—Disability Benefits; Procedures and Reports; Conservators. Representative Elizabeth Baker, 82nd District, Derby, October 14, 1992.**

Pursuant to K.S.A. 1991 Supp. 74-4960, as amended by L. 1992, ch. 321, § 14, and 74-4960a, as amended by L. 1992, ch. 321, § 15, the Kansas Public Employees Retirement System (KPERS) is obligated to make payment of the 10 percent benefit due a minor child of a disabled member of the Kansas Police and Firemen's Retirement System (KP&F) only to a legally appointed conservator. It is necessary, therefore, that a conservator be appointed for each minor child of the member's family. Unless the divorce decree provides otherwise, a member of KP&F who is making child support payments pursuant to a divorce decree is entitled to credit toward those payments the amount of the 10 percent benefit paid by KPERS to the conservator of the minor child. If the 10 percent benefit exceeds the amount owed pursuant to the divorce decree, the excess will be considered a gratuity under the divorce decree. If the court determines that payment of the 10 percent benefit to a conservator somehow results in a material change in circumstances, the court may modify the order fixing child support. Cited herein: K.S.A. 20-165, as amended by L. 1992, ch. 312, § 1; K.S.A. 1991 Supp. 59-3004; 60-1610, as amended by L. 1992, ch. 273, § 2; 74-4916, as amended by L. 1992, ch. 321, § 8; 74-4927h; 74-4959, as amended by L. 1992, ch. 321, § 13; K.S.A. 74-4960, as amended by L. 1992, ch. 321, § 14; 74-4960a, as amended by L. 1992, ch. 321, § 15. RDS

**Opinion No. 92-129**

**Taxation—Motor Vehicles—Collection of Past Due or Underpaid Motor Vehicles Taxes; Duties of County Treasurer and Sheriff; Judgment Liens; Effect of Failure to Send Notice. Steven W. Hirsch, Decatur County Attorney, Oberlin, October 14, 1992.**

Failure of the county treasurer to follow the procedures in K.S.A. 79-5116 does not excuse payment of interest on delinquent motor vehicle taxes. Cited herein: K.S.A. 8-127; 8-129; 8-134; K.S.A. 1991 Supp. 79-5101; K.S.A. 79-5102; 79-5106; K.S.A. 1991 Supp. 79-5107; K.S.A. 79-5114, as amended by L. 1992, Ch. 319, § 9; 79-5116; K.A.R. 92-51-21. JLM

**Opinion No. 92-130**

**Counties and County Officers—General Provisions—Expenditure of Money for Legal Counsel to County Official or Employee who has Been Indicted on Crim-**

**inal Charges. Brad L. Jones, Coffey County Attorney, Burlington, October 14, 1992.**

A county official charged with official misconduct cannot be reimbursed by the county for attorneys fees associated with the defense of those charges. If not charged with official misconduct, and if the crime charged was committed while discharging official duties in good faith or for the public benefit, the official may be reimbursed at the county's discretion. Cited herein: K.S.A. 75-6101. MJS

**Opinion No. 92-131**

**State Boards, Commissions and Authorities—Public Employees Retirement Systems; State School Retirement System Merger Into KPERS—Eligible Employees; Definition. Meredith Williams, Executive Secretary, Kansas Public Employees Retirement System, October 14, 1992.**

K.S.A. 1991 Supp. 74-4902 and 74-4932 clearly require that a person be employed in a position requiring 1,000 hours of work per year in order for that person to be considered an eligible employee under KPERS. If a person does not meet this qualification, the person may not participate in KPERS. Cited herein: K.S.A. 1991 Supp. 74-4902; 74-4911, as amended by L. 1992, ch. 321, § 6; K.S.A. 74-4931; K.S.A. 1991 Supp. 74-4932; 74-4935. RDS

**Opinion No. 92-132**

**Public Records, Documents and Information—Records Open to Public—Inspection of Records; Certain Records Not Required to be Open; Personnel Record; Employee Benefit Plans; Payments to Participant; Salary.**

**State Departments; Public Officers and Employees—Public Officers and Employees; Open Public Meetings—Secret Ballots; Binding Action in Closed or Executive Sessions; Discretionarily Closed Record Discussed or Acted Upon in an Open Meeting. Robert J. Watson, Overland Park City Attorney, Overland Park, October 15, 1992.**

The city of Overland Park board of trustees, which administers that city's police department retirement plan, is an entity subject to the provisions of the Kansas open records act (KORA), K.S.A. 45-215 *et seq.* As a public agency subject to the KORA, that entity may discretionarily close records which pertain to individual city employees and that otherwise qualify as personnel records under K.S.A. 1991 Supp. 45-221(a)(4). However, as set forth in that statute, salaries of public employees must be disclosed. It is our opinion that, for the purposes of this KORA provision, the term salary includes all forms of monetary compensation actually paid out by the city to individual employees in return for services rendered. Thus, the amount of money actually paid as a pension benefit is part of the employee's salary and must therefore be disclosed. Furthermore, public records which might otherwise be permissibly closed pursuant to K.S.A. 1991 Supp. 45-221(a)(4) must be disclosed if such records are reviewed

(continued)

and discussed by a public body during an open meeting subject to K.S.A. 75-4317 *et seq.*, or if the public body takes binding action on such a record. Cited herein: K.S.A. 45-215; 45-217, as amended by L. 1992, ch. 321, § 22; K.S.A. 1991 Supp. 45-221; K.S.A. 75-4317; 75-4318; 75-4319, as amended by L. 1992, ch. 312, § 39 and ch. 318, § 9. TMN

#### Opinion No. 92-133

**Counties and County Officers—County Commissioners; Powers and Duties—Change in Number of Commissioner Districts; Time for Holding Election. Senator Gerald "Jerry" Karr, 17th District, Emporia, October 16, 1992.**

When the legislature has named a day on which an election is to be held, or places bounds within which it must be held, a proclamation naming a day other than that fixed by the statutes is void and the election confers nothing. K.S.A. 19-204, as amended by L. 1992, ch. 38, § 4 provides that an election regarding a change in the number of county commissioners is to be conducted on the day of the general election, following not less than 60 days the presentation of the petition. Because November 3, 1992, falls within that 60-day period, an election regarding a change in the number of county commissioners for Chase county may not be called for November 3, 1992, but rather, must be called for the date of the general election to be conducted in November, 1994. Cited herein: K.S.A. 19-204, as amended by L. 1992, ch. 38, § 4; 25-2502; K.S.A. 1991 Supp. 25-3601, as amended by L. 1992, ch. 194, § 2; 25-3602, as amended by L. 1992, ch. 194, § 3; 77-201; Kan. Const., art. 4, § 2. RDS

#### Opinion No. 92-134

**Counties and County Officers—General Provisions—Home Rule Powers; Term Limitations; Advisory Elections. Nick A. Tomasic, Wyandotte County District Attorney, Kansas City, October 16, 1992.**

A board of county commissioners does not have the authority to place any greater eligibility criteria on county officials than is provided by statute or constitution. Term limitations would constitute an eligibility criterion and therefore may not be imposed by such a board. Cited herein: K.S.A. 1991 Supp. 19-101a, as amended by L. 1992, ch. 133, § 13; K.S.A. 19-201; 19-301; 19-501; 19-801; 19-1201; 19-1401; Kan. Const., art. 9, § 2. MJS

#### Opinion No. 92-135

**United States Constitution—First Amendment—Constitutionality of an Ethnic Intimidation Ordinance. Vern Jarboe, Topeka City Attorney, Topeka, October 20, 1992.**

An ordinance increasing the penalty for certain crimes when the crimes are motivated by bigotry does not violate the first amendment to the United States constitution. Cited herein: U.S. Const., Amend. I. SP

#### Opinion No. 92-136

**Cities of the Second Class; Commission Government—Commission Form of Government—Abandon-**

**ment of Organization Under Act; Petition; Time of Election; Number of Wards.**

**Elections—Sufficiency of Petitions—Petition Documents; Recital of Circulator; Constitutional or Statutory Authority; Error in Petition. Douglas D. Depew, Cherryvale City Attorney, Neodesha, October 27, 1992.**

Documents circulated by electors of the city of Cherryvale seeking to bring about a change in the form of city government and the number of wards in the city constitute two separate petitions. Each petition must be able to stand on its own in meeting the requirements for a sufficient petition. A recital of the circulator must be included in each petition. A question regarding abandonment of the commission form of government is to be submitted to the qualified electors of the city at the next city or state general or primary election following by not less than 60 days the certification of the petition. A petition requesting that the question be submitted at an election held at any other time is a nullity. Division of the city into wards is essentially an administrative function, and is not subject to initiative and referendum. A petition requesting a change in the number of wards of a city is therefore of no legal consequence. Cited herein: K.S.A. 12-184; 12-3013; 14-103; 14-1807; K.S.A. 1991 Supp. 25-3601, as amended by L. 1992, ch. 194, § 2; 25-3602, as amended by L. 1992, ch. 194, § 3. RDS

#### Opinion No. 92-137

**Schools—Student Publications Act—School District; Applicability to Community Colleges. Joe L. Levy, Counsel for Coffeyville Community College, Coffeyville, October 27, 1992.**

The provisions of the student publications act, L. 1992, ch. 5, §§ 1, 2, 3, are not applicable to community colleges. Cited herein: L. 1992, ch. 5, §§ 1, 2, 3; U.S. Const., Amend. I. RDS

#### Opinion No. 92-138

**District Officers and Employees—District Coroners—District Coroner—Notification of Death to Coroner or Deputy, When; Duties of Coroner. Senator Norma Daniels, 13th District, Valley Center, October 27, 1992.**

Upon receipt of notice of a death from other than natural causes, a coroner is required to take charge of a dead body within a period of time which is reasonable under the circumstances. The type of notice and the time frame for notifying the coroner should also be reasonable under the circumstances. Since a search warrant may be the preferable course of action in some situations, coroners are counseled to seek the advice of the district or county attorney in specific cases. Cited herein: K.S.A. 22a-231, as amended by L. 1992, ch. 312, § 35; K.S.A. 1991 Supp. 22a-232. CN

Robert T. Stephan  
Attorney General

Doc. No. 012682

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 9 through November 22:

| Date        | Room             | Time       | Committee   | Agenda  |
|-------------|------------------|------------|---|---|
| November 9  | 531-N            | 10:00 a.m. | Joint Committee on Arts and Cultural Resources          | Agenda not available.   |
| November 10 | 531-N            | 9:00 a.m.  |   |   |
| November 9  | 519-S            | 8:00 a.m.  | Special Committee on Assessment and Taxation            | Committee discussion and possible final action on all proposals; review of draft committee reports; committee discussion of possible November 30 meeting. |
| November 10 | 519-S            | 8:00 a.m.  |   |   |
| November 9  | 514-S            | 10:00 a.m. | Legislative Budget Committee                            | <u>9th</u> : Proposal No. 16; Lottery and Racing Finances; Proposal No. 17; and Insurance Dept. re: Blue Cross-Blue Shield.                               |
| November 10 | 514-S            | 9:00 a.m.  |   | <u>10th</u> : Proposal No. 15 (staff reports and Dept. of Revenue); committee review of draft reports on Proposals No. 15, 18, 19 and 20.                 |
| November 12 | 514-S            | 10:00 a.m. | Health Care Stabilization Fund Oversight Committee      | Agenda not available.   |
| November 15 | Ramada Inn       | Downtown   | Legislative Educational Planning Committee              | <u>15th and 16th</u> : Postsecondary Education Conference.  |
| November 16 | Ramada Inn       | Downtown   |   | <u>17th</u> : Instruction to staff on final reports and possible bill drafts.   |
| November 17 | 531-N            | 9:00 a.m.  |   |   |
| November 17 | 514-S            | 10:00 a.m. | Health Care Decisions for the 1990's                    | Agenda not available.   |
| November 18 | 514-S            | 9:00 a.m.  |   |   |
| November 17 | To be determined |            | Special Committee on Workers Compensation               | Agenda not available.   |
| November 18 | To be determined |            |   |   |
| November 19 | 514-S            | 10:00 a.m. | Joint Committee on Administrative Rules and Regulations | Agenda not available.   |
| November 20 | 514-S            | 9:00 a.m.  |   |   |
| November 19 | 519-S            | 10:00 a.m. | Special Committee on Children and Families              | Agenda not available.   |
| November 20 | 519-S            | 9:00 a.m.  |   |   |

Emil Lutz  
Director of Legislative  
Administrative Services

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

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

Monday, November 16, 1992

29235

Statewide—Software—microcomputers

29265

University of Kansas Medical Center—Clinical analyzer reagents and supplies (Kodak)

29266

Statewide—Laboratory solvents

29269

Department of Social and Rehabilitation Services—Psychological consultation and evaluation services, Salina

29274

Department of Social and Rehabilitation Services—Armored transport services

29275

Adjutant General's Department—Janitorial services, Salina

94335

University of Kansas—Paper, printing and binding

94359

University of Kansas—Furnish and install audio amplification system

Tuesday, November 17, 1992

A-6812(a)

University of Kansas—Remodel third floor technology center in Burge Union

29262

Statewide—Canned goods

29264

Department of Wildlife and Parks—Heavy equipment work (Marais des Cygnes and LaCygne Wildlife Areas)

29283

Department of Revenue—Janitorial services, Wichita

94298

Department of Administration/Central Motor Pool—Automobile

94305

Pittsburg State University—RISC 6000/580

Wednesday, November 18, 1992

29270

University of Kansas—Frozen foods

29273

Kansas State University—Thermal point-of-sale ticket stock

29280

University of Kansas—Microfilming service

94325

Fort Hays State University—Furnish and install windows

Thursday, November 19, 1992

A-7037

Department of Wildlife and Parks—Mined-land wildlife area, Mineral Lake, Cherokee County

27931A

Statewide—Security officers uniform components

Friday, November 20, 1992

94345

Kansas State University—Rheological system

94360

El Dorado Correctional Facility—Hooded orange sweatshirts

94361

Highway Patrol—Warning lights

94368

Department of Transportation—Polyethylene covers, Salina

Tuesday, December 1, 1992

29276

Statewide—FEIN paper products

Monday, December 7, 1992

29267

Kansas Insurance Department—Money and securities broad form, bank excess burglary and robbery insurance

29268

State Treasurer's Office—Money and securities broad form, bank burglary and robbery insurance

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## Request for Proposals

Monday, November 23, 1992

29277

Funding analysis for the Department of Health and Environment

Tuesday, November 24, 1992

29272

Data processing needs study for Kansas Public Employees Retirement System

Wednesday, November 25, 1992

29278

Substance abuse treatment for the Department of Corrections.

29279

Community sex offender treatment and after care services for the Department of Corrections

Jack R. Shipman  
Director of Purchases

Doc. No. 012687



## State of Kansas

## State Corporation Commission

## Notice of Hearing

The State Corporation Commission has directed that a hearing be conducted (pursuant to K.S.A. 1991 Supp. 55-603, 55-604, 55-703 and K.S.A. 55-703(a)) to allow the following to show cause as to why their basic proration orders should not be dissolved:

- In the matter of establishing rules and regulations relating to the production, sale and conservation of crude oil in the Mississippi Reservoir of the Conklin Estate Field in Kiowa County, Kansas, affecting the S/2 of Sections 1, 2, 3, and 4, the SE/4 of Section 5, the E/2 of Sections 8, 17, and 20, the W/2 of Sections 13 and 24, and all of Sections 9, 10, 11, 12, 14, 15, 16, 21, 22, and 23, Township 29 South, Range 17 West, Kiowa County, Kansas. Docket No. 72,882-C (C-10-721)
- In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Fruit Field, Kiowa County, Kansas, and for the establishment of appropriate allowables for wells drilled therein, affecting all of Sections 25, 26, 27, 28, 29, 32, 33, 34, 35 and the N/2 of Section 36, Township 27 South, Range 16 West; S/2 of Section 1, all of Sections 2, 3, 4, and 5, Township 28 South, Range 16 West, Kiowa County, Kansas. Docket No. 68,130-C (C-9192)
- In the matter of the application of Gabbert-Jones, Inc. for an order establishing a well spacing pattern in the Mississippi Oil Reservoir of the Martin Field, Kiowa County, Kansas, and for the establishment of appropriate allowables for wells drilled therein, affecting all of Sections 2, 3, 4, 10, and 11, Township 27 South, Range 20 West, Kiowa County, Kansas. Docket No. 81,212-C (C-13,427)
- In the matter of the application of K & E Drilling, Inc. as operator for itself and for non-operators for an order establishing a well spacing pattern and well location restrictions in Zone 3 of the Mississippi formation, being a separate common source of supply of oil in the Parkin Pool, Kiowa County, Kansas; and for the establishment of appropriate allowables for wells drilled therein, affecting the W/2 of Section 2; all of Sections 3, 4, 9, and 10; the W/2 of Section 11, Township 30 South, Range 18 West, Kiowa County, Kansas. Docket No. 82,399-C (C-13,814)
- In the matter of establishing a well spacing pattern in the Cherokee Oil Reservoir of the Fruit Field, Kiowa County, Kansas, and for the establishment of appropriate allowables for wells drilled therein, affecting all of Sections 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36, Township 27 South, Range 16 West; all of Sections 1, 2, 3, 4, and 5; and the N/2 N/2 of Section 12, Township 28 South, Range 16 West, Kiowa County, Kansas. Docket No. 67,769-C (C-9148)

The hearing will be at 9 a.m. Thursday, December 17, in the third floor hearing room, 300 Colorado Derby Building, 202 W. 1st, Wichita. Further information can

be obtained by contacting William J. Wix, Assistant General Counsel, State Corporation Commission, Conservation Division, 202 W. 1st, Wichita 67202, (316) 263-3238.

Judith McConnell  
Executive Director

Doc. No. 012679

## State of Kansas

## State Corporation Commission

## Notice of Motor Carrier Hearings

Applications set for hearing are to be heard on the date indicated before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, at 9:30 a.m. unless otherwise noticed.

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

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3196 or 271-3149.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

## Applications set for November 17, 1992

## Application for Certificate of Convenience and Necessity:

Larry L. Bieker, dba ) Docket No. 182,941 M  
Bieker Trucking )  
227 Fereen )  
Sharon Springs, KS 67758 ) MC ID No. 145017

Applicant's Attorney: Eugene Hiatt, 627 S.W. Topeka Blvd., Suite A, Topeka, KS 66603-3287

*General commodities (except household goods, classes A and B explosives and all hazardous materials as defined by 49 CFR 172.101 et seq.),*

Between all points and places in the state of Kansas.

\*\*\*\*\*

## Application for Extension of Certificate of Convenience and Necessity:

C & M Cartage, Inc. ) Docket No. 136,695 M  
5510 Kansas Ave. )  
Kansas City, KS 66106 ) MC ID No. 105376

Applicant's Attorney: Alex Lewandowski, 4420 Madison Ave., Kansas City, MO 64111

*General commodities (except classes A and B explosives and household goods),*

Between all points and places in Kansas.

\*\*\*\*\*

(continued)

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

Allan Carlson, dba ) Docket No. 182,939 M  
Allan Carlson Trucking )  
409 Wyoming )  
Scandia, KS 66966 ) MC ID No. 146039

Applicant's Attorney: None

*Grain, hay, dry feed, dry feed ingredients, dry fertilizer,  
dry fertilizer ingredients (except ammonium nitrate),  
seeds and salt,*

Between all points and places in Kansas.

\*\*\*\*\*

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

Churchill Truck Lines, Inc. ) Docket No. 11,878 M  
U.S. Highway 36 West )  
Chillicothe, MO 64601 ) MC ID No. 106937

Applicant's Attorney: Frank Taylor, Jr., 4420 Madison  
Ave., Kansas City, MO 64111

*General commodities (except classes A and B explosives and  
household goods),*

Between all points and places in Kansas.

\*\*\*\*\*

**Application for Contract Carrier Permit:**

Rose Henning, dba ) Docket No. 182,942 M  
Henning Trucking )  
Route 2, Box 8981 )  
Kingman, KS 67068 ) MC ID No. 145018

Applicant's Attorney: None

*Newspapers and newspaper supplies,*

Between all points and places in Sedgwick, Sumner,  
Harper, Kingman and Pratt counties, Kansas. Under  
contract with Wichita Eagle Publishing, of Wichita,  
Kansas.

\*\*\*\*\*

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

Petro Source Partners, Ltd. ) Docket No. 182,940 M  
723 N. Birge )  
Dumas, TX 79029 ) MC ID No. 135045

Applicant's Attorney: John Jandera, 2101 S.W. 21st,  
P.O. Box 237, Topeka, KS 66601-0237

*Fresh water, salt water and crude oil,*

Between points and places in the state of Kansas.

\*\*\*\*\*

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

Roy Sneed, dba ) Docket No. 152,482 M  
Sneed Grain & Trucking )  
315 S. Allen )  
Chanute, KS 66720 ) MC ID No. 105358

Applicant's Attorney: None

\*\*\*\*\*

**Applications set for November 24, 1992**

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

Lionel J. Dreiling, dba ) Docket No. 170,568 M  
Jim Dreiling Lease Service )  
162 Chicago )  
Gorham, KS 67640 ) MC ID No. 136362

TO:

Dreiling Lease Service, Inc.  
162 Chicago  
Gorham, KS 67640

Applicant's Attorney: Jerry Driscoll, Driscoll Building,  
P.O. Box 226, 726 Main, Russell, KS 67665

*Oil field equipment, materials and supplies,*

Between all points and places in Comanche, Barber,  
Harper, Kiowa, Pratt, Kingman, Edwards, Stafford,  
Reno, Hodgeman, Pawnee, Ness, Rush, Barton, Rice,  
Trego, Ellis, Russell, Ellsworth, Lincoln, Graham,  
Rooks, Osborne, Mitchell, Phillips, Smith and Jewell  
counties, on the one hand, and all points and places  
in the state of Kansas, on the other hand.

\*\*\*\*\*

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

Dreiling Lease Service, Inc. ) Docket No. 170,568 M  
162 Chicago )  
Gorham, KS 67640 ) MC ID No. 136362

Applicant's Attorney: Jerry Driscoll, Driscoll Building,  
P.O. Box 226, 726 Main, Russell, KS 67665

*Oilfield equipment, materials and supplies,*

Between all points and places in Kansas.

\*\*\*\*\*

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

Tad A. Dudding, dba ) Docket No. 183,746 M  
We Tow 'Em Wrecker )  
Service )  
1316 N.W. Lewis ) MC ID No. 145020  
Topeka, KS 66608

Applicant's Attorney: None

*Wrecked, disabled, repossessed and replacement  
motor vehicles and trailers,*

Between points in Nemaha, Brown, Doniphan, At-  
chison, Riley, Pottawatomie, Jackson, Jefferson, Leav-  
enworth, Wyandotte, Geary, Wabaunsee, Shawnee,  
Douglas, Johnson, Lyon, Osage, Franklin, Miami coun-  
ties, Kansas.

Also,

Between all points and places in the above named  
counties, on the one hand, and the state of Kansas,  
on the other.

\*\*\*\*\*

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

Fort Hays Trucking, Inc. ) Docket No. 183,744 M  
1303 Felten Drive )  
Hays, KS 67601 ) MC ID No. 144413

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

*Hay, grain, dry feed, dry feed ingredients, livestock, salt,  
seeds, dry fertilizer, dry fertilizer ingredients, building and  
construction materials, fencing materials and machinery  
(restricted, however, to transport no hazardous materials),*

Between all points and places in the state of Kansas.

\*\*\*\*\*

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

4-Way Trucking, Inc. ) Docket No. 171, 834 M  
Route 1, N. Hwy. 183 )  
Hays, KS 67601 ) MC ID No. 137198

Applicant's Attorney: John Jandera, 2101 S.W. 21st,  
P.O. Box 237, Topeka, KS 66601-0237

*General commodities (except household goods, classes A and  
B explosives, poison A, liquified compressed gas or com-  
pressed gas; highway route controlled quantity radioactive  
materials as defined in 49 C.F.R. 173.455, or hazardous  
substances as defined in 49 C.F.R. 171.8 when transported  
in cargo tanks, portable tanks or hopper-type vehicles with  
capacities in excess of 3,500 water gallons),*

Between all points and places in the state of Kansas.

\*\*\*\*\*

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

Craig Knoche ) Docket No. 183,745 M  
311 E. Avenue G )  
Abbyville, KS 67510 ) MC ID No. 145019

Applicant's Attorney: None

*Grain, livestock, feed, feed ingredients and dry salt,*  
Between all points and places in the state of Kansas.

\*\*\*\*\*

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

Wagner Industries, Inc. ) Docket No. 182,943 M  
925 Wyoming )  
Kansas City, MO 64101 ) MC ID No. 143467

Applicant's Attorney: Frank Taylor, Jr. 4420 Madison  
Ave., Kansas City, MO 64111

*General commodities (except classes A and B explosives and  
household goods),*

Between all points and places in Kansas.

Don Carlile  
Administrator  
Transportation Division

Doc. No. 012688

(Published in the Kansas Register, November 5, 1992.)

**Notice of Redemption  
City of Lawrence, Kansas  
Industrial Revenue Bonds, Series 1978  
(Packer Plastics, Inc.)**

Notice is hereby given that \$180,000 principal  
amount of bonds, as listed below, are called for re-  
demption on December 1, 1992, at the price of 103  
percent of the principal amount being redeemed plus  
accrued interest to the redemption date. This is a full  
call; no bonds will remain outstanding.

Date: December 1, 1993 No Cusip Assigned  
Bearer Bonds 405 thru 440

On December 1, 1992, all bonds designated for re-  
demption will become due and payable upon pres-  
entation thereof at the address given below. On and  
after December 1, 1992, interest on the principal  
amount called for redemption shall cease to accrue.  
The bonds may be presented for payment, along with  
an IRS Form W-9 verifying owner's taxpayer identifi-  
cation number, in person or by mail at the Merchants  
National Bank of Topeka, Attn: Corporate Trust, P.O.  
Box 178, Topeka, KS 66601-0178.

Doc. No. 012688

City of Lawrence, Kansas

(Published in the Kansas Register, November 5, 1992.)

**Notice of Call for Redemption  
to the holders of  
City of Oxford, Kansas  
General Obligation Bonds  
Series A, 1983, Dated June 1, 1983**

Notice is hereby given that pursuant to the provi-  
sions of Section 1 of Ordinance No. 123 of the city,  
duly adopted May 17, 1983, that the above mentioned  
bonds maturing December 1, 1993, and thereafter,  
have been called for redemption and payment on De-  
cember 1, 1992, at the principal office of Kansas State  
Treasurer, Topeka, Kansas (the bond registrar and pay-  
ing agent).

| Maturity<br>Date | Interest<br>Rate | Principal<br>Amount |
|------------------|------------------|---------------------|
| 12/01/93         | 9.00%            | \$ 55,000           |
| 12/01/94         | 9.25%            | 60,000              |
| 12/01/95         | 9.25%            | 65,000              |
| 12/01/96         | 9.50%            | 70,000              |
| 12/01/97         | 9.50%            | 80,000              |
| 12/01/98         | 9.50%            | 85,000              |

On such redemption date there shall become due  
and payable upon the presentation and surrender of  
each such bond, and all unpaid coupons appertaining  
thereto, the redemption price thereof equal to 102 per-  
cent of the principal amount of each bond together  
with interest accrued to the redemption date upon the  
presentation and surrender of each such bond. Interest  
shall cease to accrue on the bonds so called for re-  
demption from and after December 1, 1992, provided  
such funds for redemption are on deposit with the  
paying agent.

City of Oxford, Kansas  
By: Kansas State Treasurer  
Topeka, Kansas  
as Paying Agent

Doc. No. 012690

## State of Kansas

## Board of Agriculture

Notice of Hearing Concerning  
Permanent Quarantine

A hearing will be conducted pursuant to the provisions of K.S.A. 2-2117 to determine whether a temporary quarantine issued on October 22, 1992, prohibiting the importation of and the distribution or spread of the Pine Shoot Beetle, *Tomicus piniperda* (L.) within the state of Kansas should become a permanent quarantine. The public hearing will begin at 11 a.m. Tuesday, December 8, in the seventh floor conference room of the State Board of Agriculture, 901 S. Kansas Ave., Topeka, at which time all interested persons will have an opportunity to be heard regarding the adoption of a proposed permanent quarantine concerning the importation of and the distribution or spread of the Pine Shoot Beetle within the state of Kansas. The proposed permanent quarantine will become effective upon issuance or upon the expiration of the existing temporary quarantine, which will expire on January 21, 1993.

All interested persons may attend the hearing and will be given the opportunity to express comments either orally or in writing, or both. Interested parties may appear in person or by counsel.

The proposed quarantine would affect the entire state of Kansas and prohibit the importation of or distribution or spread of the Pine Shoot Beetle.

Written comments and requests for information concerning the proposed quarantine should be directed to Thomas Sim IV, Administrator, Plant Protection and Weed Control Section, Kansas State Board of Agriculture, 901 S. Kansas Ave., Topeka 66612, at or before the time of hearing. For persons intending to present oral testimony at the hearing, prior notice to this office would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to five minutes.

Copies of the Temporary Quarantine regarding the Pine Shoot Beetle may be obtained by writing Thomas Sim IV at the address above.

## Order for Quarantine

Pine Shoot Beetle, *Tomicus piniperda* (L.)

WHEREAS, it has been determined that the pine shoot beetle, *Tomicus piniperda* (L.) is a plant pest as defined in K.S.A. 2-2113.

WHEREAS, it has been determined that the pine shoot beetle has been introduced, detected, and become established in certain states, and is not known to exist in Kansas.

WHEREAS, if the pine shoot beetle becomes established in Kansas, it will drastically and adversely affect the nursery and Christmas tree industries of this state.

NOW THEREFORE, I, Sam Brownback, Secretary of the State Board of Agriculture, do hereby establish a temporary exterior quarantine of said pest to become effective immediately and propose a permanent exte-

rior quarantine to prevent the importation of the pine shoot beetle into Kansas and to prevent its spread in Kansas pursuant to K.S.A. 2-2112 et seq.

## Definitions:

All terms used within this quarantine shall have the meanings described to them in K.S.A. 2-2112 et seq. as amended and supplemented.

## Regulated Areas:

1. The counties in the states listed below are hereby considered regulated areas due to the confirmed presence of the pine shoot beetle, *Tomicus piniperda* (L.)

|               |   |
|---------------|---|
| Illinois:     | Kane County   |
| Indiana:      | Allen, Elkhart, Fulton, Jasper, Kosciusko, LaGrange, Lake, Laporte, Marshall, Noble, Porter, Pulaski, St. Joseph, Starke, and Stueben counties. |
| Michigan:     | Monroe County   |
| New York:     | Erie and Niagara counties   |
| Ohio:         | Ashland, Ashtabula, Cuyahoga, Geauga, Huron, Lake, Lorain, Mahoning, Medina, Portage, Richland, Summit, Trumbull, and Wayne counties.           |
| Pennsylvania: | Crawford, Erie, and Lawrence counties   |

2. Any other county in the United States where the presence of the pine shoot beetle, *Tomicus piniperda* (L.), is confirmed.

## Regulated Articles:

1. The pine shoot beetle, *Tomicus piniperda* (L.), in any living stage of development.
2. Live or cut plants of the genus *Pinus* spp., *Picea* spp., or *Abies* spp.
3. Timber from the genus *Pinus* spp., *Picea* spp., or *Abies* spp., with bark intact.
4. Ornamental foliage from the genus *Pinus* spp., *Picea* spp., or *Abies* spp.

## Conditions of Movement of Regulated Articles:

Regulated articles are not allowed into Kansas from any regulated area, except:

1. Specimens of *Tomicus piniperda* (L.) may be moved into Kansas only if accompanied by a valid permit allowing such movement.

## Effective Date of Quarantine:

This Order of Quarantine is effective upon the date signed by the Secretary of the State Board of Agriculture as set forth below and shall remain in effect for a period of ninety (90) days. During this time the Secretary of the Kansas State Board of Agriculture shall hold a public hearing to determine whether or not this quarantine should be made permanent and if so under what conditions.

Dated and signed this 27th day of October, 1992.

Sam Brownback  
Secretary of Agriculture

Doc. No. 012672

State of Kansas

**Department of Revenue  
Division of Vehicles**

**Notice of Proposed Establishment of  
New Vehicle Dealer**

In accordance with K.S.A. 1991 Supp. 8-2430, notice is hereby given of the proposed relocation of a new motor vehicle dealer for the Acura line-make of motor vehicle. The proposed relocation is from 9010 W. Shawnee Mission Parkway, Merriam, to 7727 Frontage Road, Overland Park. The names of vehicle dealer-operators are Hendrick Kansas Automotive Group II, Limited Partnership, Hendrick Management Corporation, and J. R. Hendrick, III Children's Trust.

By publication and separate personal notice, where required, existing new motor vehicle dealers in new motor vehicles of the same line-make, with standing, are given 30 days from this date of publication in the Kansas Register to file a petition or complaint with the Director of Motor Vehicles protesting such proposed establishment. Such petitions or complaints must be directed to the Kansas Department of Revenue, Director of Motor Vehicles, 1st Floor, Docking State Office Building, 915 S.W. Harrison, Topeka 66612.

Betty McBride  
Division of Motor Vehicles

Doc. No. 012674

(Published in the Kansas Register, November 5, 1992.)

**Summary Notice of Bond Sale  
City of Bel Aire, Kansas  
\$1,027,155.42**

**General Obligation Bonds, Series B, 1992  
(general obligation bonds payable from  
unlimited ad valorem taxes)**

**Sealed Bids**

Subject to the notice of bond sale and preliminary official statement dated November 3, 1992, sealed bids will be received by the city clerk of Bel Aire, Kansas, (the issuer), on behalf of the governing body at City Hall, 4551 N. Auburn, Wichita, KS 67220, until 4 p.m. C.S.T. on November 17, 1992, for the purchase of \$1,027,155.42 principal amount of General Obligation Bonds, Series B, 1992. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

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

| Year | Principal Amount |
|------|------------------|
| 1995 | \$ 47,155.42     |
| 1996 | 50,000.00        |
| 1997 | 55,000.00        |

|      |            |
|------|------------|
| 1998 | 55,000.00  |
| 1999 | 60,000.00  |
| 2000 | 65,000.00  |
| 2001 | 70,000.00  |
| 2002 | 75,000.00  |
| 2003 | 80,000.00  |
| 2004 | 85,000.00  |
| 2005 | 90,000.00  |
| 2006 | 95,000.00  |
| 2007 | 100,000.00 |
| 2008 | 100,000.00 |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1994.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$20,543.11 (2 percent of the principal amount of the bonds).

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before December 1, 1992, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1991 is \$15,722,205. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$4,674,755.42. Temporary notes in the principal amount of \$1,335,000 will be retired out of proceeds of the bonds and other available funds.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk, (316) 744-2451, or from the financial advisor, Ranson Capital Corporation, 120 S. Market, Suite 450, Wichita, KS 67202, Attention: David K. Shupe, (316) 262-4955.

Dated November 3, 1992.

City of Bel Aire, Kansas

Doc. No. 012689

State of Kansas

Grain Inspection Department

Temporary Administrative Regulations

Article 4.—FEES AND CHARGES

**25-4-1. Fees.** (a) Definitions. (1) "Regular hours" means 7:00 a.m. to 4:30 p.m., Monday through Friday. Regular hours for samplers may be adjusted to the elevator's hours of operation not to exceed eight hours per day.

(2) "Overtime" means work performed during any hours other than the regular hours defined in paragraph (1) of this subsection.

(3) "Travel time" means time spent in roundtrip travel from portal to portal. If an employee performs inspections at several locations on one trip, travel time may be prorated.

(4) Holidays include New Year's Day, Memorial Day, the Fourth of July, Labor Day, Veteran's Day, Thanksgiving Day, and Christmas Day.

(5) "Call in" and "call back" means any work performed for which the employee is called back to work after a regular work schedule.

(b) This revised schedule supersedes all other schedules issued by this agency. The following fees shall be charged for the services rendered by this department under the United States grain standards act, as amended. Official inspection, includes grading and sampling, except where indicated. FGIS user fees are not included.

|   |  |
|---|--|
| Carlot .....  | \$14.00/per inspection or reinspection                                 |
| Extra sample secured at time of original .....                                      | 5.50/per request   |
| New sample only .....   | 7.00/per request   |
| Truck or trailer.....   | 8.00/per inspection or reinspection                                    |
| Extra sample secured at time of original .....                                      | 4.50/per request   |
| Articulate carlot, per inspection, per 1,000 bushel or fraction .....               | 2.50/per request   |
| Extra sample or new sample .....  | 12.00  |
| Bin inspection.....   | 7.00/per bin, plus sampler regular hourly rate                         |
| Submitted sample inspection .....   | 6.00/per sample  |
| DHV Count.....  | 3.50   |
| Warehouseman sample-lot inspection, carlot.....                                     | 10.00/per sample   |
| Warehouse sample-lot inspection, truck lot.....                                     | 7.00/per sample  |
| Chemical test (bleaching) .....   | 1.00/per sample  |
| Aflatoxin test (quick test) .....   | 20.25/per request  |
| Aflatoxin test (quantitative test) .....  | 20.25/per request  |
| Aflatoxin kit .....   | 8.00   |
| Diverter-type (D/T) sample at points outside inspection point switching limits..... | 10.00/plus sampler regular hourly rate, travel hourly rate and mileage |
| Barge inspection or reinspection.....   | 2.50/per 1,000 bushels or fraction thereof                             |

|  |  |
|--|--|
| All reinspection of above carriers based on file sample .....  | 7.00   |
| Initial checktest, approval of country point diverter-type (D/T) samplers, and train elevator sampler..... | 50.00/per D/T sampler plus regular hourly rate, travel time rate and mileage |
| Diverter-type (D/T) review checktest visits at country points .....  | regular hourly rate plus mileage   |
| Checktesting diverter-type (D/T) samplers at inspection points .....                                       | regular hourly rate (1 hour minimum charge)                                  |
| Protein, grains other than wheat .....   | 3.75   |
| Oil, grains other than wheat, NIR method.....  | 3.75   |
| Oil, grains other than wheat, NMR method.....  | 5.75   |
| Oil, grains other than wheat, NMR method, in combination with a grade.....                                 | 3.75   |
| Wheat Protein, initial or reinspection .....   | 3.75   |
| Factor-only determination, one factor .....  | 3.50   |
| Factor-only determination, 2 or more factors, per factor (not to exceed full grade fee) .....              | 2.50   |
| Approved statements requested in addition to grade requirements .....                                      | 2.50   |
| Special Services—Waxy Corn.....  | 8.00/per sample  |
| Additional certificate.....  | 1.50   |
| Stowage examination, carlot.....   | 3.00/per request   |
| Stowage examination, barge.....  | 6.00/per request   |
| Stowage examination, articulate carlot .....   | 6.00 per request   |
| Report grades by telephone .....   | call collect   |
| Report grades by facsimile .....   | free   |

(c) The following fees shall be charged for the services rendered by this department under the United States agricultural marketing act of 1946, as amended.

|   |                       |
|---|-----------------------|
| Edible bean inspection (official warehouse lot).....                      | 16.00/per certificate |
| Edible bean inspection (official car sample).....                         | 16.00/per certificate |
| Edible bean inspection (official truck sample).....                       | 11.00/per certificate |
| Edible bean inspection (submitted sample).....                            | 8.00/per certificate  |
| Edible bean inspection sampling fee, checkweighing, or checkloading ..... | 15.00/per hour        |

(d) Miscellaneous fees for services provided to the grain industry under the U.S. grain standards act, as amended.

(1) The regular hourly rate shall be \$15.00. The number of regular hours shall be calculated in 1/4-hour increments.

(2) The overtime hourly rate shall be \$15.00 per hour. The number of overtime hours shall be calculated in 1/4-hour increments. For those inspections for which the fee is based on a per unit charge, the overtime hourly rate shall be applied in addition to that per unit fee. For those inspections for which fees are based on an hourly rate, the overtime hourly rate shall not be applied in addition to the regular hourly rate.

(3) The holiday hourly rate shall be \$20.00 per hour. The number of holiday hours shall be calculated in 1/4-hour increments. For those inspections for which fees are based on a per unit charge, the holiday hourly rate shall be applied in addition to that per unit fee. For inspections for which fees are based on an hourly rate, the holiday rate shall not be applied in addition to the regular hourly rate.

(4) If an employee is called in or called back, a minimum of two hours at the overtime hourly rate shall be charged.

(5) The travel time rate shall be \$15.00 per hour.

(6) Mileage expenses shall be charged at the rate per mile determined by the secretary of administration, pursuant to K.S.A. 75-4607 and amendments thereto. If any employee performs inspections at several locations on one trip, the mileage expenses may be prorated.

(e) The following fees shall be charged for the services rendered by this department which are not under the U.S. grain standards act as amended, or the U.S. agricultural marketing act of 1946, as amended.

**Weights**

|  |  |
|--|--|
| Carlot or direct transfer, per class I weight, 100% supervision (minimum of 2 cars weighed per hour or hourly charges apply on top of weighing charge) ..... | 6.00/per certificate                       |
| Carlot or direct transfer per class I weight, 25% supervision .....  | 4.00/per certificate                       |
| Barges, in or out.....   | 2.25/per 1,000 bushels or fraction thereof |
| Truck or trailer.....  | 6.00                                       |
| House transfers .....  | 1.50/per 1,000 bushels or fraction thereof |
| Weigh-up, annual.....  | 1.00/per 1,000 bushels or fraction thereof |
| In-weighing, sacked cars.....  | regular hourly rate                        |
| Out-weighing, sacked cars, with count .....  | regular hourly rate                        |
| Out-weighing, sacked cars, with count and weight each sack.....  | regular hourly rate                        |

**Miscellaneous Services**

|  |                |
|--|----------------|
| DHY count.....   | 3.50           |
| Charge for weigher, by special arrangement, per weigher..... | 15.00/per hour |

(Authorized by K.S.A. 1991 Supp. 34-103a, as amended by L. 1992, ch. 18, sec. 2; implementing K.S.A. 1991 Supp. 34-103a; effective Jan. 1, 1966; amended Jan. 1, 1967; amended, E-68-7, Feb. 20, 1968; amended Jan. 1, 1969; amended, E-69-7, May 28, 1969; amended Jan. 1, 1970; amended, E-71-26, June 18, 1971; amended Jan. 1, 1972; amended, E-72-8, Feb. 26, 1972; amended Jan. 1, 1973; amended, E-74-27, June 26, 1974; amended, E-74-61, Sept. 30, 1974; amended May 1, 1975; amended, E-78-10, March 24, 1977; modified, L. 1978, ch. 448, May 1, 1978; modified, L. 1980, ch. 345, May 1, 1980; amended May 1, 1981; amended May 1, 1982; amended, T-83-20, July 21, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-16, July 26, 1987; amended May 1, 1988; amended, T-25-6-13-88, June 13, 1988; amended Sept. 26, 1988; amended Oct. 16, 1989; amended Oct. 22, 1990; amended May 13, 1991; amended, T-25-10-23-92, Oct. 23, 1992.)

Lee Hamm  
Director

State of Kansas

Department of Commerce  
and Housing

Permanent Administrative  
Regulations

Article 5.—KANSAS ENTERPRISE ZONE ACT

**110-5-1. Definitions.** As used in these regulations, and for the purposes of administering the Kansas enterprise zone act, the following definitions apply:

- (a) "City" means the governing body of an incorporated Kansas municipality.
- (b) "County" means the county board of commissioners.
- (c) "County-wide" means within the jurisdiction of a county board of commissioners.
- (d) "Local" means within the jurisdiction of a city.
- (e) "Multi-county unit" means two or more counties making a united application for designation as a non-metropolitan region.
- (f) "Region" or "regional" means within the combined jurisdiction of all applicants, the minimum region being a single county. (Authorized by L. 1992, Chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 4(a); effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

**110-5-2. Eligible applicants.** Each applicant for designation as a nonmetropolitan region shall be:

- (a) a single county; or
- (b) a multi-county unit. (Authorized by L. 1992, Chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 4(a)(1); effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

**110-5-3. Required documentation.** Each application for designation of a nonmetropolitan region shall include:

- (a) the name, title, address, and telephone number of a primary contact person for each county making application;
- (b) the name, title, address, and telephone number of a primary contact person for the qualifying regional economic development organization;
- (c) the name, title, address, and telephone number of a primary contact person with designated responsibility to make the required annual report to the secretary of commerce and housing as required by L. 1992, Chapter 202, Section 6(a);
- (d) a list of all incorporated cities within the jurisdiction of each county making application showing the population, according to the most current census data available, of each city;
- (e) a resolution by each county represented in the application stating that a regional economic development organization has been established which has a membership representative of:
  - (1) all geographic areas of the county; and
  - (2) the manufacturing businesses, non-manufacturing businesses, and retail businesses in the county;
- (f) evidence of the regional economic development organization which,

(continued)

- (1) if the organization is incorporated, shall include:
- (A) a certified copy of the articles of incorporation; and
  - (B) a certified copy of the by-laws; or
- (2) if the organization is not incorporated, shall include:
- (A) a certified copy of the statement of purpose of the organization; and
  - (B) a certified copy of the operating guidelines of the organization or other applicable and appropriate documentation acceptable to the secretary;
  - (g) a certified copy of a regional strategic plan which shall:
    - (1) have been developed or updated not more than three years prior to the time of submission;
    - (2) provide a verifiable statement of assurance that the plan was developed with broad-based citizen participation and input;
    - (3) have specific goals for regional economic development;
    - (4) have detailed implementation strategies for each identified goal;
    - (5) have appropriate criteria to determine the effectiveness of each strategy in attaining the stated goals;
    - (6) have provisions for monitoring the plan on a regular, on-going basis; and
    - (7) have provisions for reassessing, reevaluating, and updating the plan at intervals not to exceed three years;
    - (h) a resolution by each county making application which shall:
      - (1) state support for the scope of activities identified in the regional strategic plan;
      - (2) state all regional incentives to be offered;
      - (3) state all county-wide incentives to be offered;
      - (4) state a commitment to participate in offering all stated incentives;
      - (5) give a specific, detailed plan for notifying all eligible businesses in the county of the regional and county-wide incentives available; and
      - (6) request the designation and approval of a non-metropolitan region; and
        - (i) a resolution from each city within the jurisdiction of each applicant having a population of 2,000 or more, according to the most current census data available, which shall:
          - (1) state support for the scope of activities identified in the regional strategic plan;
          - (2) state all regional and county-wide incentives to be offered;
          - (3) state all local incentives to be offered;
          - (4) state a commitment to participate in offering all stated incentives;
          - (5) give a specific, detailed plan for notifying all eligible businesses in the city of the regional, county-wide, and local incentives available;
          - (6) state consent to participate with the county, or counties, in a nonmetropolitan region; and

(7) request the designation and approval of a non-metropolitan region. (Authorized by L. 1992, chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 4; effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

**110-5-4. Quarterly report.** On or before January 15, April 15, July 15, and October 15 of each year, the Kansas department of revenue shall be given a list of nonmetropolitan regions including those which have been approved during the prior calendar quarter by the Kansas secretary of commerce and housing. (Authorized by L. 1992, Chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 5; effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

**110-5-5. Term of designation.** Upon approval of the application, a nonmetropolitan region shall be designated for a period of not more than five years. The applicant may apply for renewal of the designation within 60 days prior to the date of expiration. (Authorized by L. 1992, Chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 4(a); effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

**110-5-6. Annual report requirements.** Each annual report submitted to the secretary pursuant to L. 1992, Chapter 202, Section 6, shall include:

(a) a list of regional incentives for economic development available in the region during the prior calendar year;

(b) a list for each designated county of any additional county-wide incentives for economic development available in the county during the prior calendar year;

(c) a list for each city within the jurisdiction of each designated county of any additional local incentives for economic development available in the city during the prior calendar year;

(d) the usage of each regional, county-wide, and local incentive for economic development made available in such region during the prior calendar year and showing:

(1) a description of each regional, county-wide, and local incentive;

(2) the number of times each regional, county-wide, and local incentive was used; and

(3) the fiscal impact of each regional, county-wide, and local incentive to the authorizing governing body; and

(e) any other information as required by the secretary. (Authorized by L. 1992, Chapter 202, Section 7; implementing L. 1992, Chapter 202, Section 6(a); effective, T-110-8-26-92, Aug. 26, 1992; effective Dec. 21, 1992.)

Robert Knight  
Secretary of Commerce

Doc. No. 012669



State of Kansas

## Kansas Insurance Department

Temporary Administrative  
Regulations

## Article 8.—EXCESS COVERAGE

**40-8-7. Excess lines insurance; agents; submission of affidavit required.** (a) The excess lines agent who actually places business with a non-admitted insurer shall file the affidavit and annual statement reporting forms prescribed by the commissioner. Other excess lines agents shall file only the affidavit form prescribed by the commissioner. Forms shall be filed with the department, on or before March 1st of each year, for the contracts effected during the preceding calendar year.

(b) The excess lines agent shall include the following information with the affidavit:

(1) A full account of the gross premiums upon all policies written on risks placed between December 31, 1991 and July 1, 1992;

(2) a tax remittance in the amount of 4% of the gross premiums included in the account developed pursuant to subparagraph (1);

(3) a full account of the gross premiums upon all policies written on risks placed on and after July 1, 1992; and

(4) a tax remittance in the amount of 6% of the gross premiums included in the account developed pursuant to subparagraph (3).

(A) "Gross premium" means the amount charged to the insured for the insurance procured. When an audit or gross receipts contract requires a deposit premium, the amount collected during the calendar year either as a deposit or partial payment shall be reported on the affidavit and annual statement reporting forms as gross premium for that calendar year. Gross premium shall not include the tax due on the premium nor shall that tax be charged to the insured unless specifically identified and provided for in the policy.

(B) When a policy is renewed or an adjustment, addition, or reduction is made on a risk previously placed, the appropriate adjusting entry shall be made on the annual statement reporting form.

(c) The commissioner shall collect double the amount of excess premium tax required by K.S.A. 40-246c if the excess lines agent fails to submit a statement and pay the premium tax as required by subsections (a) and (b) of this regulation. This subsection shall not apply:

(1) If the required statement and excess premium tax payment is submitted by mail on or before the 1st day of March of each year;

(2) if the required statement and the excess premium tax payment is received by the commissioner before the 1st day of January of each year and the statement and premium include all transactions of the excess coverage licensee during the year;

(3) if the required statement and excess premium tax payment is not received by the commissioner because no transactions contemplated by the statute occurred

during the preceding year. (Authorized by K.S.A. 40-103; implementing K.S.A. 40-246b, 40-246c, as amended by 1992 HB 3169, Sec. 3; effective Jan. 1, 1966; amended Jan. 1, 1968; amended Jan. 1, 1970; amended Jan. 1, 1971; amended, E-76-29, June 19, 1975; amended May 1, 1976; amended May 1, 1979; amended, T-83-22, Aug. 11, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended, T-40-10-23-92, Oct. 23, 1992.)

Ron Todd  
Commissioner of Insurance

Doc. No. 012667

State of Kansas

Department of Revenue  
Division of Alcoholic Beverage ControlPermanent Administrative  
Regulations

## Article 10.—TRADE PRACTICES

**14-10-5. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

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

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

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

(d) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a, and 41-307, to sell or offer for sale alcoholic liquor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

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

(f) "Industry member" means any distributor, manufacturer or supplier, or any agent, salesperson or representative thereof.

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

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

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

(continued)

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

(i) "Retailer" means a retailer licensed under the Kansas liquor control act or under K.S.A. 41-2702 and amendments thereto.

(j) "Supplier" means a manufacturer of alcoholic liquor or cereal malt beverage or an agent of such a manufacturer, other than a salesperson. (Authorized by and implementing K.S.A. 1991 Supp. 41-703; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended Aug. 6, 1990; amended, T—, —; amended Dec. 21, 1992.)

**14-10-10. Advertising signs, cooperative advertising, trade journals.** (a) An industry member shall not induce a retailer, club, drinking establishment or caterer to make purchases by paying or crediting the retailer, club, drinking establishment or caterer for any advertising, display or distribution service, whether or not the advertising, display or distribution service received is commensurate with the amount paid by the retailer, club, drinking establishment, or caterer.

(1) Any arrangement in which an industry member participates with a retailer, club, drinking establishment or caterer in paying for an advertisement placed by the retailer, club, drinking establishment or caterer shall constitute paying the retailer, club, drinking establishment or caterer for advertising.

(2) The purchase by an industry member, of advertising on signs, scoreboards, programs, scorecards, and the like at ballparks, racetracks or stadiums, from the retail concessionaire shall constitute paying the retailer, club, drinking establishment or caterer for an advertising service.

(3) The purchase, by an industry member, of advertising in a retailer, club, drinking establishment or caterer publication for distribution to consumers or the general public shall constitute paying the retailer, club, drinking establishment or caterer for advertising.

(4) Industry member reimbursements to retailers, clubs, drinking establishments or caterers for setting up product or other displays shall constitute paying the retailer, club, drinking establishment or caterer for rendering a display service.

(5) A promotion whereby an industry member rents display space at a retail establishment shall constitute paying the retailer, club, drinking establishment, or caterer for rendering a display service.

(b) Industry members may furnish signs to retailers, clubs, drinking establishments and caterers under the following limitations:

(1) The sign shall have no secondary value and be of value only as product advertising to the retailer, club, drinking establishment or caterer.

(2) An industry member shall not directly or indirectly pay or credit the retailer, club, drinking establishment or caterer for displaying the sign or for any expense incidental to its installation, removal or operation.

(c) Consumer advertising specialties, including ash trays, bottle or can openers, cork screws, matches, printed recipes, informational pamphlets, cards and leaflets, blotters, post cards, posters, printed sports

schedules, pens, pencils and other similar items as approved by the director, which bear advertising matter may be furnished, given or sold to a retailer, club, drinking establishment or caterer for unconditional distribution by the retailer, club, drinking establishment or caterer to the general public. The retailer, club, drinking establishment or caterer shall not be paid or credited in any manner, directly or indirectly, for this distribution service.

(d) Any industry member may furnish, give, rent, loan, or sell wine lists or wine menus to clubs, drinking establishments or caterers.

(e) Newspaper cuts, mats, or engraved blocks for use in retailer, club, drinking establishment or caterer advertisements may be furnished, given, rented, loaned, or sold by an industry member to a retailer, club, drinking establishment or caterer selling the industry members' products. (Authorized by K.S.A. 1991 Supp. 41-703; implementing K.S.A. 1991 Supp. 41-703; 41-308 as amended by 1992 HB 2840; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended, T—, —; amended Dec. 21, 1992.)

**14-10-11. Item intended for consumers and promotions.** (a) A manufacturer may include in packaging with alcoholic liquor other goods intended to be offered directly to the consumer. All costs directly related to the assembly of packages containing alcoholic liquor and other goods shall be borne solely by the manufacturer. A manufacturer shall not include any goods in packaging with alcoholic liquor prior to obtaining written approval from the director and furnishing the distributor with a copy of the approved request. A manufacturer shall request approval by submitting the following information to the director no less than 30 days in advance of the intended shipping date:

(1) a color photograph, not less than 5 inches by 7 inches in size, of the complete package;

(2) the cost to the manufacturer of each item to be packaged with the alcoholic liquor;

(3) the total cost of the complete package, including alcoholic liquor, to be charged to the distributor by the manufacturer;

(4) a description of each item's intended use or value to the consumer, including a statement identifying the expiration date of any item intended for human consumption; and

(5) the unimeric code number assigned to the package.

(b) Contest prizes, premium offers, refunds, and like items may be offered by industry members directly to consumers. Retailers, clubs, drinking establishments or caterers shall not seek reimbursement from any industry member for any consumer promotion. Retailers, clubs, drinking establishments or caterers may distribute coupons and other consumer premiums to consumers for redemption by the industry member. The retailer, club, drinking establishment or caterer shall not accept or receive any payment or credit for this distribution service. Officers, employees and representatives of distributors or retailers, clubs, drinking establishments or caterers shall be excluded from participation. (Authorized by K.S.A. 1991 Supp. 41-

703; implementing K.S.A. 1991 Supp. 41-703 and K.S.A. 1991 Supp. 41-308 as amended by 1992 HB 2840; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-10-12. Recordkeeping requirements.** Each industry member shall maintain for three years, on the industry member's premises, records of all equipment, supplies, services, and retailer advertising specialty and product display items furnished to retailers, clubs, drinking establishments or caterers. Each industry member shall make these records available for inspection by the director or any agent or employee of the director or secretary upon request. Commercial records or invoices may be used to satisfy this recordkeeping provision if all required information is shown. These records shall show:

- (a) The name and address of the retailer, club, drinking establishment or caterer receiving the item;
- (b) the date furnished;
- (c) the item furnished;
- (d) the industry member's cost of the item furnished as determined by the manufacturer's invoice price; and
- (e) charges to the retailer, club, drinking establishment and caterer for any item. (Authorized by and implementing K.S.A. 1991 Supp. 41-703; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

#### Article 13.—RETAIL LIQUOR DEALER

**14-13-1. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

- (a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include cereal malt beverage.
- (b) "Beer" means a beverage containing more than 3.2% alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley or other grain, malt and hops in water. The term beer includes beer, ale, stout, lager beer, porter and similar beverages having such an alcoholic content.
- (c) "Beneficial interest" means any ownership interest by a person or that person's spouse in a business, corporation, partnership, trust, association or other form of business organization which exceeds 5% of the outstanding shares of that corporation or a similar holding in any other form of business organization.
- (d) "Bulk wine" means wine which is sold to a club either by a retailer or a distributor in barrels, casks or bulk containers which individually exceed 20 liters.
- (e) "Caterer" means a person licensed pursuant to Article 22 of these regulations.
- (f) "Cereal malt beverage" means any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but does not include any liquor which is more than 3.2% alcohol by weight.
- (g) "Church" means a building owned or leased by a religious organization and used exclusively as a place

for religious worship and other activities ordinarily conducted by a religious organization.

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

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

(j) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a, and 41-307, to sell or offer for sale alcoholic liquor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

(k) "Drinking establishment" means the premises or person which has been licensed pursuant to Article 21 of these regulations.

(l) "Licensed premises" means those areas described in an application for a retailer's license which are under the control of the applicant and which are intended as the area in which alcoholic liquor is to be sold for consumption off the licensed premises or stored for later sale.

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

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

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

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

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

(q) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including those beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. (Authorized by K.S.A. 1991 Supp. 41-210; implementing K.S.A. 1991 Supp. 41-102, as amended by 1992 HB 2719; effective May 1, 1988; amended Aug. 6, 1990; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-13-2. Application for retail liquor license, contents, conditions and restrictions on issuance of license.** (a) A retailer's license shall be issued by the

(continued)

director to each applicant who is determined by the director to have satisfied the requirements of the liquor control act and article 13 of these regulations.

(b) Each application for a retailer's license shall be made upon forms prepared by the director and shall contain all information the director deems necessary. Each application for a retailer's license shall be accompanied by the following documents and all other documents the director deems necessary:

(1) A copy of any partnership agreement, declaration of trust or other documents setting forth the aims and purposes of the trust, if applicable;

(2) a copy of a written lease, with at least nine months remaining in its term from the date the license is issued, or proof of ownership of the premises sought to be licensed.

(3) a certified statement from the applicant that the licensed premises are located:

(A) In an area where the zoning regulations of either the city, township or county allow the operation of a retail liquor store; or

(B) in an area where no zoning regulations have been adopted;

(4) the registration fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(5) the license fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted.

(6) a bond in the sum of \$2,000, with corporate sureties, conditioned on the retailer's compliance with the provisions of these regulations, the liquor control act and payment of all taxes, fines and forfeitures assessed by the director against the retailer;

(7) a copy of the notice given to the city clerk, if the licensed premises are located within an incorporated city, or the clerk of the township board of trustees in which the licensed premises are located, if the licensed premises are located outside an incorporated city; and

(8) a description of the licensed premises. The description shall state the location of the licensed premises, the approximate dimensions of the licensed premises and enough detail to identify the licensed premises.

(A) Subject to the prior approval of the director, the licensed premises may include:

(i) Those areas outside the main sales area which are within 100 meters of the main sales area and located upon property which is subject to the applicant's legal control; or

(ii) a detached storage area used exclusively for storage of alcoholic liquor by the retailer. The storage area shall be located within 100 meters of the licensed premises.

(B) The licensed premises shall not include:

(i) An inside entrance or opening which connects directly with any other place of business or with a residence; or

(ii) any premises which are located within 200 feet of any public or parochial school, college or church,

unless such premises were licensed at the time the school, college or church was established.

(c) An individual, trust or partnership shall not be issued a retailer's license if any individual, grantor, beneficiary, trustee, partner or spouse of any individual, grantor, beneficiary, trustee or partner:

(1) Has been convicted of a felony under the laws of this state, any other state or the United States;

(2) has been convicted of being the keeper or is keeping a house of prostitution or has forfeited bond to appear in court to answer charges of being a keeper of a house of prostitution;

(3) has been convicted of being a proprietor of a gambling house, pandering or any other crime opposed to decency and morality or has forfeited bond to appear in court to answer charges for any of those crimes;

(4) is not at least 21 years of age. This shall not apply to any beneficiary or to the spouse of any individual, grantor, beneficiary, trustee or partner;

(5) (A) Appoints or supervises any law enforcement officer, other than as a member of the governing body of a city or county;

(B) is a law enforcement official; or

(C) is an employee of the director;

(6) intends to act as the agent of another in exercising control of the license;

(7) at the time of application for renewal of the license issued by the director would be ineligible for the license upon a first application. This shall not apply if the spouse of any individual, grantor, beneficiary, trustee or partner is ineligible upon the application for renewal;

(8) has had any license or permit issued by the director revoked, except that a license may be issued to a person whose license was revoked for the conviction of a misdemeanor at any time after the lapse of 10 years following the date of the revocation;

(9) has a beneficial interest in:

(A) A license allowing the manufacture, preparation or wholesale of alcoholic liquors;

(B) any club, drinking establishment or caterer licensed by the director;

(C) another retail liquor store licensed by the director; or

(D) a license allowing the manufacture, preparation or wholesale of cereal malt beverages.

(10) has been a citizen of the United States for less than 10 years. This shall not apply to the spouse of any individual, grantor, beneficiary, trustee or partner or to an applicant who is the spouse of a deceased retail licensee if the applicant is otherwise qualified to hold a retail license and is a United States citizen or becomes a United States citizen within one year after the deceased licensee's death;

(11) has been a resident of the State of Kansas for less than four years immediately preceding the date of application. This shall not apply to the spouse of any individual, grantor, beneficiary, trustee or partner or in determining the eligibility of an applicant upon the 10th or a subsequent consecutive renewal of a license if the applicant has designated a Kansas resident agent

as provided for in K.S.A. 41-311, and amendments thereto; or

(12) is employed in the capacity of an officer or a manager, or in connection with the mixing, serving, selling and dispensing of alcoholic liquor for a club, drinking establishment or caterer which is licensed by the director. This shall not apply to a retail licensee who is also any officer, director or board member of a class A club if the retail licensee does not sell alcoholic liquor to the class A club.

(d) An application for a license may be rejected by the director if the applicant or any individual, grantor, beneficiary, trustee or partner is currently delinquent in payment of any excise or enforcement tax, fees or fines to the State of Kansas.

(e) For the purpose of determining qualification under subsections (c) and (d) of this regulation, any person who provides financing to or leases premises to a retailer upon terms which result in that person having a beneficial interest in the retailer's business shall be deemed to be a partner in the retailer's business. A person who provides financing to a retailer shall be deemed to have a beneficial interest in the retailer's business if the terms for repayment are conditioned on the amount of the retailer's receipts or profits from the sale of alcoholic liquor. A lessor shall be deemed to have a beneficial interest in a retailer's business if the lessor receives as rent, in whole or in part, a percentage of the retailer's receipts or profits from the sale of alcoholic liquor. Financing or percentage rent provisions that exclude alcoholic liquor sales shall be subject to review and approval by the director. (Authorized by K.S.A. 1991 Supp. 41-210; implementing K.S.A. 41-211; 41-301; 41-315; K.S.A. 1991 Supp. 41-710; K.S.A. 41-711; K.S.A. 1991 Supp. 41-310; K.S.A. 1991 Supp. 41-311, as amended by 1992 HB 2719; 41-312; K.S.A. 1991 Supp. 41-317; K.S.A. 1991 Supp. 41-703; effective May 1, 1988; amended Aug. 6, 1990; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-13-13. Prohibited conduct of retailer.** Any retailer violating any subsection of this regulation shall be cited by the director and subject to the penalties as provided in K.A.R. 14-16-14 et seq.:

(a) A retailer shall not permit gambling or the possession of a gambling or gaming device of any kind or character on or in the licensed premises. However, a retailer may sell, operate, possess and offer to the public lottery devices permitted by the Kansas lottery act if the retailer is authorized by the Kansas lottery commission to do so.

(b) A retailer shall not, as a condition for the sale or delivery of alcoholic liquor to a customer or to any other licensee under the liquor control act or the club and drinking establishment act, require that the other licensee or customer purchase or contract to purchase alcoholic liquor of another form, quantity or brand in addition to or partially in lieu of that specifically ordered or desired by the licensee or customer.

(c) A retailer shall not sell or deliver alcoholic liquor of a particular form or brand to a customer or to any other licensee under the liquor control act or the club and drinking establishment act under any arrange-

ment, agreement or understanding, direct or implied, such that the sale or delivery will be made only if the other licensee or customer also buys or accepts delivery of a quantity of alcoholic liquor of another form or brand.

(d) A retailer shall not refuse to permit the director or any agent or employee of the director to inspect the licensed premises and any alcoholic liquor in the retailer's possession or under the retailer's control upon the licensed premises or upon any other premises where the retailer has stored any alcoholic liquor.

(e) A retailer shall not make any false or misleading representations with respect to any alcoholic liquor product, any licensed premises or in connection with a sales transaction relating to brand, type, proof, or age of an alcoholic liquor or beer. Further, a licensee shall not deceive or attempt to deceive a customer by removing or changing any label or sanitation cover from a container of alcoholic liquor or beer.

(f) A retailer shall not sell or remove any alcoholic liquor from the licensed premises on any day other than a legal day for sale of alcoholic liquor at retail, after the legal closing hour or before the legal opening hour.

(g) A retailer shall not, directly or indirectly, offer or furnish any gifts, prizes, premiums, rebates, or similar inducements with the sale of any alcoholic liquor nor shall any retailer directly or indirectly offer, furnish, or sell any alcoholic liquor at less than its cost plus enforcement tax, except that:

(1) a retailer may include in the sale of alcoholic liquor any goods included by the manufacturer in packaging with the alcoholic liquor. Goods included by the manufacturer must be packaged with one or more original packages of alcoholic liquor in such a manner as to be delivered to the consumer as a single unit. A retailer shall not sell or give away goods included by a manufacturer which are not packaged as a single unit with the original package of alcoholic liquor as shipped by the manufacturer; and

(2) a retailer may distribute consumer advertising specialties, subject to the limitations imposed by this regulation. For the purposes of this regulation, consumer advertising specialties shall be limited to the following: ash trays, bottle or can openers, cork screws, matches, printed recipes, informational pamphlets, cards and leaflets, blotters, post cards, posters, printed sports schedules, pens, pencils and other similar items as approved by the director. Each consumer advertising specialty item shall contain advertising material relating to a brand name of alcoholic liquor or to the operation of the retail liquor store distributing the consumer advertising specialty item. No charge may be made for any consumer advertising specialty item or any purchase required in order to receive any consumer advertising specialty item.

(h) A retailer shall not open or permit to be opened, on the licensed premises, any container or original package containing alcoholic liquor or cereal malt beverage. The presence of any unsealed container or original package containing alcoholic liquor or cereal malt

(continued)

beverage found on the licensed premises shall be presumed to have been opened on the licensed premises.

(i) A retailer shall not have or permit on the licensed premises any alcoholic liquor which does not have the Kansas identification stamp or strip affixed as required by law or rule and regulation of the director.

(j) A retailer shall not permit the drinking of alcoholic liquors or cereal malt beverage in, on, or about the licensed premises.

(k) A retailer shall not allow an intoxicated person to frequent, loiter, or be employed upon the licensed premises.

(l) A retailer shall not permit any other person to use the licensed premises for the purpose of carrying on any business activity other than the sale of alcoholic liquor.

(m) A retailer shall not accept or receive from any licensed distributor's agent, servant, employee or any other person, any cash rebate or thing of value, or enter into or be a party to any agreement or transaction whatsoever with any licensed distributor, directly or indirectly, which would result in, or have as its purpose, the purchase of any alcoholic liquors by the retailer at a price less than the listed price which has been filed by the distributor in the office of the director.

(n) A retailer shall not sell, give or deliver any intoxicating liquor to any person under the age of 21 years.

(o) A retailer shall not sell, give, or deliver any intoxicating liquor to any person if the retailer knows or has reason to know that the intoxicating liquor is being obtained for a person under 21 years of age.

(p) A retailer shall not purchase or sell any alcoholic liquor on credit. A retailer shall not enter into any transaction or scheme the purpose of which is to buy or sell alcoholic liquor on credit. The following transactions shall be considered to be buying or selling alcoholic liquor on credit:

- (1) Taking or giving a post-dated check;
- (2) giving an insufficient funds check;
- (3) taking a check with knowledge that there are insufficient funds to pay the check upon presentment;
- (4) accepting delivery from a distributor without making payment for the alcoholic liquor when delivered or prior to delivery;
- (5) making delivery to a club, drinking establishment or caterer without receiving payment prior to or at the time of delivery;
- (6) allowing any alcoholic liquor to be removed from the licensed premises without receiving payment for the same; and
- (7) accepting a credit card in payment of alcoholic liquor.

(q) A retailer shall not fail to make the reports or keep the records required by these regulations.

(r) A retailer shall not do anything that is otherwise prohibited by any other provision of these regulations.

(s) A retailer who is authorized by the Kansas lottery commission to sell authorized lottery devices shall not commingle the proceeds from the sale of the lottery

devices with the proceeds from the sale of spirits, wine or beer.

(t) A retailer shall not refill a package of alcoholic liquor and shall not sell alcoholic liquor in other than the original package. (Authorized by K.S.A. 1991 Supp. 41-210; implementing K.S.A. 41-211, K.S.A. 1991 Supp. 41-308, as amended by 1992 HB 2840; 41-702; 41-703; 41-717; 41-718; 41-719; effective May 1, 1988; amended, T—, —; amended Dec. 21, 1992.)

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

**14-14-1. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

(a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

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

(c) "Beer distributor" means any person licensed pursuant to K.S.A. 1991 Supp. 41-307 to sell or offer for sale beer or cereal malt beverage to any person authorized by law to sell beer or cereal malt beverage at retail.

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

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

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

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

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

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

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

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

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

(m) "Licensed premises" means those areas described in an application for a license which are under the control of the applicant and in which the applicant will conduct the licensed business.

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

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

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

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

(1) Prostitution;

(2) procuring any person;

(3) soliciting of a child under 18 years of age for any immoral act involving sex;

(4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;

(5) rape;

(6) incest;

(7) gambling;

(8) adultery; or

(9) bigamy.

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

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

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

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

(t) "Spirits distributor" means any person licensed pursuant to K.S.A. 1991 Supp. 41-306 to sell or offer for sale spirits to any person authorized by law to sell spirits at retail.

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

(v) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies.

(w) "Wine distributor" means any person licensed pursuant to K.S.A. 1991 Supp. 41-306a, to sell or offer for sale wine to any person authorized by law to sell wine at retail. (Authorized by K.S.A. 1991 Supp. 41-210; implementing K.S.A. 1991 Supp. 41-102, 41-308a as amended by 1992 HB 2719; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended Jan. 2, 1989; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-14-11. Prohibited conduct of licensees.** (a) No manufacturer of alcoholic liquor, or cereal malt beverage holding a manufacturer's license issued by the director, manufacturer of alcoholic liquor or cereal malt beverage outside of this state manufacturing alcoholic liquor or cereal malt beverage for sale and distribution within the state, licensed distributor within the state, or their agents, salesmen or representatives shall offer, give or furnish, directly or indirectly, any gifts, prizes, coupons, premiums, rebates, quantity discounts, entertainment, decorations, or the services of any employee, including errands and administrative services, or any other inducement or thing of value of any kind to a licensed retailer, club, drinking establishment or caterer or to an applicant for a retailer, club, drinking establishment or caterer license except as provided in Article 10;

(b) No manufacturer, including a manufacturer outside of this state, that manufactures alcoholic liquor or cereal malt beverage for sale and distribution within this state shall offer, furnish or give, directly or indirectly, any rebates to any distributor, distributor's spouse, agent, salesperson or representative.

(c) A licensee shall not, as a condition for the sale or delivery of alcoholic liquor or cereal malt beverage to any other licensee or to a customer, require that the other licensee or customer purchase or contract to purchase alcoholic liquor or cereal malt beverage of another form, quantity or brand in addition to, or partially in lieu of, that which was specifically ordered or desired by the licensee or customer. Licensees of any class shall not sell or deliver alcoholic liquor or cereal malt beverage in any form or quantity or of any brand to another licensee or to a customer, under any arrangement, agreement or understanding, direct or implied, that the sale or delivery will be made only if the other licensee or customer also buys or accepts delivery of a quantity of alcoholic liquor or cereal malt beverage of another form or brand.

(d) If any licensee refuses to permit the director or any agent or employee of the director to inspect the licensed premises and any alcoholic liquor or cereal malt beverage owned or controlled by the licensee upon the licensed premises or upon any other prem-

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ises where the licensee may have liquor stored, the refusal shall be grounds for the revocation of the license.

(e) A manufacturer shall be deemed to have discriminated against licensed distributors, including those possessing a franchise to distribute alcoholic liquor or cereal malt beverage in a geographical territory, if the manufacturer directly or indirectly, or through any agent or employee:

(1) Offers to sell or sells to a distributor alcoholic liquor in any manner that results in a price different than the current price which the manufacturer has offered to all distributors;

(2) requires a licensed distributor to purchase in excess of one case lot of any brand, or kind, or container size of that alcoholic liquor that is sold by the case;

(3) refuses to sell any brand or kind of alcoholic liquor, except beer, to a licensed distributor in any quantity ordered by a distributor in lots of one or more cases when alcoholic liquor is sold to distributors by the case;

(4) refuses to sell for cash at the current price any alcoholic liquor, to a licensed distributor, if such alcoholic liquor is ordered in a lot of one case or more when the price offered to distributors is by the case;

(5) refuses to sell any brand or kind of alcoholic liquor to a licensed distributor unless the licensed distributor purchases or agrees to purchase alcoholic liquor of another kind, form, quantity or brand in addition to, or partially in lieu of, the brand or kind of alcoholic liquor specifically ordered by the licensed distributor; or

(6) fails to fill orders of distributors for alcoholic liquor, other than beer, in the chronological sequence in which orders from distributors are received. This paragraph shall not apply when the manufacturer is operating under a rationing plan approved by the director.

(f) A distributor shall be deemed to have discriminated against licensed retailers, clubs, drinking establishments or caterers if it either directly or indirectly, or by any agent or employee:

(1) Makes an offer to make any secret rebate to or enters into any transaction in any manner whatsoever with any licensed retailer, club, drinking establishment or caterer which would result in, or which has as its purpose the purchase of any alcoholic liquor or cereal malt beverage at a price different than the current price offered to all retailers, clubs, drinking establishments or caterers;

(2) requires a licensed retailer to purchase in one-case lot of any brand, or kind, or container size of alcoholic liquor, except beer;

(3) refuses to sell any brand or kind of alcoholic liquor, except beer, to a licensed retailer for cash at the current price in any quantity ordered by the licensed retailer; or

(4) refuses to sell any brand or kind of alcoholic liquor or cereal malt beverage to a licensed retailer, club, drinking establishment or caterer unless the licensed retailer, club, drinking establishment or caterer purchases or agrees to purchase alcoholic liquor or

cereal malt beverage of another kind, quantity, or brand in addition to, or partially in lieu of the brand or kind of alcoholic liquor or cereal malt beverage specifically ordered. (Authorized by K.S.A. 1991 Supp. 41-210; implementing K.S.A. 1991 Supp. 41-402, 41-702, 41-703, 41-1101; effective, T-89-2, Jan. 7, 1988; effective Oct. 1, 1988; amended Dec. 21, 1992.)

#### Article 19.—CLASS A CLUBS

**14-19-14. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

(a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

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

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

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

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

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

(g) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a, and 41-307, to sell or offer for sale alcoholic liquor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

(h) "Guest of member" means an individual who is known to and personally accompanied by a member of a club while on the licensed premises of the club. "Guest of member" shall not include members of the general public admitted to licensed club premises as guests of the club's owner, manager or employee.

(i) "Licensed premises" means those areas described in an application for a club license that are under the control of the applicant and that are intended as the area in which alcoholic liquor or cereal malt beverages are to be served pursuant to the applicant's license.

(j) "Manager" means the manager or assistant manager, or both, of any licensed club who is in charge of the daily operations of the licensed club. A manager



shall be deemed to be employed in connection with the dispensing, selling, mixing or serving of alcoholic liquor.

(k) "Member" means an individual who is a corporate stockholder, partner, trust beneficiary or associate and members of the individual's family as provided in the class A club's organizing documents.

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

- (1) prostitution;
- (2) procuring any person;
- (3) solicitation of a child under 18 years of age for any immoral act involving sex;
- (4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;
- (5) rape;
- (6) incest;
- (7) gambling;
- (8) adultery; or
- (9) bigamy.

(m) "Nonprofit fraternal club" means a nonprofit corporation, partnership, business trust or association that:

(1) is a fraternal beneficiary society, order or association operating under the lodge system which provides for the payment of life, sickness, accident or other benefits to its members or their dependents; or

(2) is organized for the exclusive benefit of the members of a fraternity operating under the lodge system.

(n) "Nonprofit social club" means a nonprofit corporation, partnership, business trust or association that:

(1) is organized and operated exclusively for the pleasure, recreation and other non-profitable use of its shareholders, partners, beneficiaries or members; and

(2) shall not distribute any of its net earnings to any shareholder, partner, beneficiary or member.

(o) "Nonprofit war veterans club" means a nonprofit corporation, partnership, business trust or association that:

(1) is a post or organization of war veterans, an auxiliary unit or society of a post or organization of war veterans or a trust or foundation for a post or organization of war veterans;

(2) requires that 75% of its shareholders, partners, beneficiaries or members be war veterans and substantially all its other members are veterans, widows of veterans or widowers of veterans; and

(3) shall not distribute any of its net earnings to any shareholder, partner, beneficiary or member.

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

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

(r) "Spirits" means any beverage that contains alcohol obtained by distillation, mixed with water or other substances in solution. The term "spirits" includes brandy, rum, whiskey, gin or other spirituous

liquors, and liquors when rectified, blended or otherwise mixed with alcohol or other substances.

(s) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2601, K.S.A. 1991 Supp. 41-2634; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended Aug. 6, 1990; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-19-15. Applications and renewals; documents required.** Each application for a class A club license shall be made upon forms prepared by the director and shall contain all information the director deems necessary. Any application which does not contain the required information may be returned to the applicant without the application being considered on its merits.

(a) General requirements. Each application for a class A club license shall be accompanied by the following documents and all other documents the director deems necessary:

(1) A copy of a written lease, with at least nine months remaining in its term from the date the license is issued, or proof of ownership by the applicant of the premises sought to be licensed;

(2) a copy of any management or catering contract in force or a proposed management or catering contract, if applicable;

(3) a description of the club premises. The description may include those areas outside the main service area that are in close proximity to the main service area and are located upon property subject to legal occupation by the applicant, as approved by the director. The description shall state the location of the licensed premises, the approximate dimensions of the licensed premises, enough detail to identify the licensed premises and a depiction of the liquor storage area;

(4) a certified statement from the applicant that the licensed premises are located:

(A) In an area where the zoning regulations of either the city, township or county allow the operation of a club; or

(B) in an area where no zoning regulations have been adopted;

(5) the registration fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(6) the license fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(7) a disclosure statement listing each owner, officer, manager, trustee, director, stockholder owning in the aggregate more than 5% of the common or preferred stock, grantor or beneficiary, and the spouses of each of these individuals. The disclosure statement shall certify that all the individuals listed are not disqualified

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from obtaining a club license as provided in K.A.R. 14-19-16; and

(8) a disclosure statement listing all personnel who will be mixing or dispensing alcoholic liquor.

(b) Corporations. In addition to the documents required by subsection (a), each application on behalf of a corporation shall include:

(1) A certified copy of the articles of incorporation as a Kansas domestic not-for-profit corporation;

(2) a copy of the corporate bylaws; and

(3) an appointment of process agent together with a power of attorney authorizing that agent to conduct the business of the club and receive all service of process on behalf of the club. The process agent shall be an individual.

(c) Business trusts or associations. In addition to the documents required by subsection (a), each application on behalf of an unincorporated business trust or association shall include a copy of the constitution, articles of association, declaration of trust, or other documents setting forth the aims and purposes of the business trust or association, setting forth the membership requirements and declaring the county in which the business trust or association is to be located.

(d) Partnerships. In addition to the documents required by subsection (a), each application on behalf of a partnership shall include a copy of the partnership agreement. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2606; 41-2608; 41-2610; 41-2622; 41-2623; as amended by 1992 HB 2719; 41-2625; 41-2634; 41-2637; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

#### Article 20.—CLASS B CLUBS

**14-20-14. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

(a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

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

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

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

(e) "Cereal malt beverage" means any fermented but undistilled liquor brewed or made from malt or from

a mixture of malt or malt substitute, but does not include any liquor which is more than 3.2% alcohol by weight.

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

(g) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a and 41-307, to sell or offer for sale alcoholic liquor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

(h) "Guest of member" means an individual who is known to and personally accompanied by a member of a club while on the licensed premises of the club. "Guest of member" shall not include members of the general public admitted to licensed club premises as guests of the club's owner, manager or employee.

(i) "Food service establishment" has the meaning provided by K.S.A. 36-501 and amendments thereto.

(j) "Licensed premises" means those areas described in an application for a club license that are under the control of the applicant and that are intended as the area in which alcoholic liquor or cereal malt beverages are to be served pursuant to the applicant's license.

(k) "Manager" means the manager or assistant manager, or both, of any licensed club who is in charge of the daily operations of the licensed club. A manager shall be deemed to be employed in connection with the dispensing, selling, mixing or serving of alcoholic liquor.

(l) "Member" means any individual who has been accepted into membership by a licensed class B club, as provided in the club's organizing documents, and that individual's spouse.

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

- (1) prostitution;
- (2) procuring any person;
- (3) solicitation of a child under 18 years of age for any immoral act involving sex;
- (4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;
- (5) rape;
- (6) incest;
- (7) gambling;
- (8) adultery; or
- (9) bigamy.

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

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

(p) "Restaurant" means:

(1) In the case of a club, a licensed food service establishment which, as determined by the director, derives from sales of food for consumption on the licensed club premises not less than 50% of its gross receipts from all sales of food and beverages on such premises in a 12-month period;

(2) in the case of a drinking establishment subject to a food sales requirement under K.S.A. 1991 Supp. 41-2642 and amendments thereto, a licensed food service establishment which, as determined by the director, derives from sales of food for consumption on the licensed drinking establishment premises not less than 30% of its gross receipts from all sales of food and beverages on such premises in a 12-month period; and

(3) in the case of a drinking establishment subject to no food sales requirement under K.S.A. 1991 Supp. 41-2642 and amendments thereto, a licensed food service establishment.

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

(r) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including similar beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2601; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended Aug. 6, 1990; amended, T—, —; amended Dec. 21, 1992.)

**14-20-15. Applications and renewals; documents required.** Each application for a class B club license shall be made upon forms prepared by the director and shall contain all information the director deems necessary. Any application which does not contain the required information may be returned to the applicant without the application being considered on its merits.

(a) General requirements. Each application for a class B club license shall be accompanied by the following documents and all other documents the director deems necessary:

(1) A copy of a written lease, with at least nine months remaining in its term from the date the license is issued, or proof of ownership by the applicant of the premises sought to be licensed;

(2) a copy of any management or catering contract in force or a proposed management or catering contract, if applicable;

(3) a description of the club premises. The description may include those areas outside the main service area that are in close proximity to the main service area and are located upon property subject to the legal occupation by the applicant, as approved by the director. The description shall state the location of the licensed premises, the approximate dimensions of the licensed premises, enough detail to identify the licensed premises and a depiction of the liquor storage area;

(4) a certified statement from the applicant that the licensed premises are located:

(A) In an area where the zoning regulations of either the city, township or county allow the operation of a club; or

(B) in an area where no zoning regulations have been adopted;

(5) the registration fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(6) the license fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(7) a disclosure statement listing each owner, officer, manager, trustee, director, stockholder owning a beneficial interest, grantor or beneficiary, and the spouses of any of these individuals. The disclosure statement shall certify that all the individuals listed are not disqualified from obtaining a club license as provided in K.A.R. 14-20-16; and

(8) a disclosure statement listing all personnel who will be mixing or dispensing alcoholic liquor.

(b) Corporations. In addition to the documents required by subsection (a), each application on behalf of a corporation shall include:

(1) A certified copy of the articles of incorporation as a Kansas domestic for-profit corporation;

(2) a copy of the corporate bylaws that shall require each member of the club who is not a temporary member as provided in K.A.R. 14-20-25:

(A) to be of good moral character;

(B) to pay an annual membership fee of not less than ten dollars; and

(C) to wait 10 days from the date of making application until said member may make use of the licensed premises; and

(3) an appointment of process agent together with a power of attorney authorizing that agent to conduct the business of the club and receive all service of process on behalf of the club. The process agent shall be an individual.

(c) Partnerships. In addition to the documents required by subsection (a), each application on behalf of a partnership shall include a copy of the partnership agreement.

(d) Trusts. In addition to the documents required by subsection (a), each application on behalf of a trust shall include a copy of the declaration of trust or other documents setting forth the aims and purposes of the trust. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2606; 41-2608; 41-2610; 41-2622; 41-2623, as amended by 1992 HB 2719; 41-2625; 41-2641; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T—, —; amended Dec. 21, 1992.)

**14-20-16. Requirements for class B club license.**

(a) A class B club license shall not be issued to any corporation, partnership, trust or individual if any owner, partner, grantor, trustee, beneficiary, officer, manager, director, stockholder owning a beneficial interest in a corporation or spouse of these individuals:

(1) Has been convicted of a felony under the laws of this state, any other state or the United States;

(2) has been convicted of being the keeper or is keeping a house of prostitution or has forfeited bond

(continued)

to appear in court to answer charges of being a keeper of a house of prostitution;

(3) has been convicted of being a proprietor of a gambling house, pandering or any other crime opposed to decency and morality or has forfeited bond to appear in court to answer charges for any of those crimes;

(4) is not at least 21 years of age. This shall not apply to the spouse of the individual or to the beneficiary of a trust;

(5) (A) appoints or supervises any law enforcement officer, other than as a member of the governing body of a city or county;

(B) is a law enforcement official; or

(C) is an employee of the director;

(6) intends to act as the agent of another in exercising control of the license;

(7) at the time of application for renewal of the license issued by the director would be ineligible for the license upon a first application. This provision shall not apply to the spouse of the individual;

(8) has had any license or permit issued by the director under the club and drinking establishment act revoked; or

(9) has a beneficial interest in the manufacture, preparation or wholesale or retail sale of alcoholic liquors or a beneficial interest in any other club or drinking establishment licensed by the director. This shall not apply to any owner, partner, grantor, trustee, beneficiary, officer, manager, director, stockholder or spouse who owns a beneficial interest in another club or drinking establishment if:

(A) the application is for licensed premises located in a hotel and all of the individual's beneficial interests are in clubs or drinking establishments located in hotels; or

(B) the application is for licensed premises that is a restaurant and all of the individual's beneficial interests are in clubs or drinking establishments that are restaurants.

(b) A corporation shall not be issued a class B club license if any officer, manager, director or stockholder owning a beneficial interest in the corporation has been an officer, manager, director, or stockholder owning a beneficial interest in a corporation which:

(1) has had a license revoked under the provisions of the club and drinking establishment act; or

(2) has been convicted of a violation of the club and drinking establishment act or the cereal malt beverage laws of this state.

(c) A partnership, trust or individual shall not be issued a class B club license if any owner, manager, grantor, trustee, beneficiary or partner:

(1) has been a citizen of the United States for less than 10 years;

(2) has been a resident of the state of Kansas for less than one year immediately preceding the date of application; or

(3) is not a resident of the county in which the club is to be located.

(d) Each corporate applicant shall be a Kansas domestic for-profit corporation.

(e) For the purpose of determining qualifications under subsections (a), (b) and (c) of this regulation, any person who provides financing to or leases premises to a class B club upon terms which result in that person having a beneficial interest in the club's business shall be deemed to be a partner in the club's business. A person who provides financing to a class B club shall be deemed to have a beneficial interest in the club's business if the terms for repayment are conditioned on the amount of the club's receipts or profits for the sale of alcoholic liquor, other items to be mixed with alcoholic liquor or club membership fees. A lessor shall be deemed to have a beneficial interest in a club's business if the lessor receives as rent, in whole or in part, a percentage of the licensee's gross receipts or profits from the sale of alcoholic liquor, other items to be mixed with alcoholic liquor, or club membership fees. Financing or percentage rent provisions that exclude these items shall be subject to review and approval by the director. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2623 as amended by 1992 HB 2719; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T—, —; amended Dec. 21, 1992.)

#### Article 21.—DRINKING ESTABLISHMENTS

**14-21-1. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

(a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

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

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

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

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

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

(g) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a, and 41-307, to sell or offer for sale alcoholic liq-

uor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

(h) "Food service establishment" has the meaning provided by K.S.A. 36-501 and amendments thereto.

(i) "Licensed premises" means those areas described in an application for a drinking establishment license that are under the control of the applicant and that are intended as the area in which alcoholic liquor or cereal malt beverages are to be served pursuant to the applicant's license.

(j) "Manager" means the manager or assistant manager, or both, of any licensed drinking establishment who is in charge of the daily operations of the licensed drinking establishment. A manager shall be deemed to be employed in connection with the dispensing, selling, mixing or serving of alcoholic liquor.

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

- (1) prostitution;
- (2) procuring any person;
- (3) solicitation of a child under 18 years of age for any immoral act involving sex;
- (4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;
- (5) rape;
- (6) incest;
- (7) gambling;
- (8) adultery; or
- (9) bigamy.

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

(m) "Restaurant" means:

(1) In the case of a club, a licensed food service establishment which, as determined by the director, derives from sales of food for consumption on the licensed club premises not less than 50% of its gross receipts from all sales of food and beverages on such premises in a 12-month period;

(2) in the case of a drinking establishment subject to a food sales requirement under K.S.A. 1991 Supp. 41-2642 and amendments thereto, a licensed food service establishment which, as determined by the director, derives from sales of food for consumption on the licensed drinking establishment premises not less than 30% of its gross receipts from all sales of food and beverages on such premises in a 12-month period; and

(3) in the case of a drinking establishment subject to no food sales requirement under K.S.A. 1991 Supp. 41-2642 and amendments thereto, a licensed food service establishment.

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

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

(p) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including those beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2601; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended Aug. 6, 1990; amended T—, —; amended Dec. 21, 1992.)

**14-21-2. Applications and renewals; documents required.** Each application for a drinking establishment license shall be made upon forms prepared by the director and shall contain all information the director deems necessary. Any application which does not contain all required information may be returned to the applicant without the application being considered on its merits.

(a) General requirements. Each application for a drinking establishment license shall be accompanied by the following documents and all other documents the director deems necessary:

(1) A copy of a written lease, with at least nine months remaining in its term from the date the license is issued, or proof of ownership by the applicant of the premises sought to be licensed;

(2) a description of the drinking establishment premises, which shall clearly identify the licensed premises. The description may include those areas outside the main service area that are in close proximity to the main service area and are located within or upon property subject to legal occupation by the applicant, as approved by the director. If the applicant is also a hotel, the applicant may include guest rooms, banquet rooms or other facilities as part of its licensed premises. For the purpose of determining the fee to be paid by the applicant which is also a hotel, the director shall consider the following:

(A) If the hotel describes its licensed premises as a part of the hotel premises that is located on one level, within a single building and contiguous, the license fee shall be \$1,000.00 per year; or

(B) If the hotel describes its licensed premises as more than the area described in paragraph (1) above, the license fee shall be \$3,000.00 per year;

(3) a certified statement from the applicant that the licensed premises are located;

(A) in an area where the zoning regulations of either the city, county or township allow the operation of a drinking establishment; or

(B) in an area where no zoning regulations have been adopted;

(4) the registration fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(5) the license fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(6) a disclosure statement listing each officer, manager, director, trustee, grantor, beneficiary, owner, stockholder owning a beneficial interest in a corpora-

(continued)

tion, partner, and the spouses of these individuals. The disclosure statement shall certify that all the individuals listed are not disqualified from obtaining a drinking establishment license as provided in K.A.R. 14-21-3;

(7) a disclosure statement listing all personnel who will be mixing or dispensing alcoholic liquor; and

(8) a statement of gross receipts showing the ratio of food sales to alcoholic beverage sales is not less than 30%, when applicable.

(b) Corporations. In addition to the documents required by subsection (a), each application on behalf of a corporation shall include:

(1) A certified copy of the articles of incorporation as a Kansas domestic for-profit corporation;

(2) a copy of the corporate bylaws; and

(3) an appointment of process agent together with a power of attorney authorizing said agent to conduct the business of the drinking establishment and receive all service of process on behalf of the drinking establishment. The process agent shall be an individual.

(c) Partnerships. In addition to the documents required by subsection (a), each application on behalf of a partnership shall include a copy of the partnership agreement.

(d) Trusts. In addition to the documents required by subsection (a), each application on behalf of a trust shall include a copy of the declaration of trust or other documents setting forth the aims and purposes of the trust. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2606; 41-2608; 41-2610; 41-2622; 41-2623, as amended by 1992 HB 2719; 41-2625; 41-2642; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T—, —; amended Dec. 21, 1992.)

**14-21-3. Requirements for drinking establishment license.** (a) A drinking establishment license shall not be issued to any corporation, partnership, trust, association or individual if any owner, partner, grantor, trustee, beneficiary, officer, manager, director, stockholder owning a beneficial interest in a corporation or spouse of these individuals:

(1) Has been convicted of a felony under the laws of this state, any other state or the United States;

(2) has been convicted of being the keeper or is keeping a house of prostitution or has forfeited bond to appear in court to answer charges of being a keeper of a house of prostitution;

(3) has been convicted of being a proprietor of a gambling house, pandering or any other crime opposed to decency and morality or has forfeited bond to appear in court to answer charges for any of those crimes;

(4) is not at least 21 years of age. This shall not apply to the spouse of the individual or to the beneficiary of a trust;

(5) (A) appoints or supervises any law enforcement officer, other than as a member of the governing body of a city or county;

(B) is a law enforcement official; or

(C) is an employee of the director;

(6) intends to act as the agent of another in exercising control of the license;

(7) at the time of application for renewal of the license issued by the director would be ineligible for the license upon a first application. This shall not apply to the spouse of the individual;

(8) has had any license or permit issued by the director under the club and drinking establishment act revoked; or

(9) has a beneficial interest in the manufacture, preparation or wholesale or retail sale of alcoholic liquors or a beneficial interest in any other club or drinking establishment licensed by the director. This shall not apply to any owner, partner, grantor, trustee, beneficiary, officer, manager, director, stockholder or spouse who owns a beneficial interest in another club or drinking establishment if:

(A) the application is for licensed premises located in a hotel and all of the individual's beneficial interests are in clubs or drinking establishments located in hotels; or

(B) the application is for licensed premises that are a restaurant and all of the individual's beneficial interests are in clubs or drinking establishments which are restaurants.

(b) A corporation shall not be issued a drinking establishment license if any officer, manager, director or stockholder owning a beneficial interest in the corporation has been an officer, manager, director or stockholder owning a beneficial interest in a corporation which:

(1) Has had a license revoked under the provisions of the club and drinking establishment act; or

(2) has been convicted of a violation of the club and drinking establishment act or the cereal malt beverage laws of this state.

(c) A partnership, trust or individual shall not be issued a drinking establishment license if any owner, manager, grantor, trustee, beneficiary or partner:

(1) has been a citizen of the United States for less than 10 years.

(2) has been a resident of the State of Kansas for less than one year immediately preceding the date of application; or

(3) is not a resident of the county in which the drinking establishment is to be located.

(d) Each corporate applicant shall be a Kansas domestic for-profit corporation.

(e) For the purpose of determining qualifications under subsections (a), (b), and (c) of this regulation, any person who provides financing to or leases premises to a drinking establishment upon terms which result in that person having a beneficial interest in the drinking establishment's business shall be deemed to be a partner in the drinking establishment's business. A person who provides financing to a drinking establishment shall be deemed to have a beneficial interest in the drinking establishment's business if the terms for repayment are conditioned on the amount of the drinking establishment's receipts or profits from the sale of alcoholic liquor or other items to be mixed with alcoholic liquor. A lessor shall be deemed to have a

beneficial interest in a drinking establishment's business, if the lessor receives as rent, in whole or in part, a percentage of the licensee's receipts or profits from the sale of alcoholic liquor or other items to be mixed with alcoholic liquor. Financing or percentage rent provisions that exclude these items shall be subject to review and approval by the director. The restrictions of this subsection shall not be applied if the lessor is a city, county, the state of Kansas or any department or agency thereof. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 41-2623 as amended by 1992 HB 2719; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T—, —; amended, Dec. 21, 1992.)

#### Article 22.—CATERER

**14-22-1. Definitions.** As used in this article of these regulations, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation:

(a) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being. Alcoholic liquor shall not include any cereal malt beverage.

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

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

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

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

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

(g) "Distributor" means those persons licensed by the director, pursuant to K.S.A. 1991 Supp. 41-306, 41-306a, and 41-307, to sell or offer for sale alcoholic liquor, spirits, wine, beer or cereal malt beverage to any person authorized by law to sell alcoholic liquor, spirits, wine, beer or cereal malt beverage at retail.

(h) "Event" means any occasion at which a licensed caterer will offer for sale, sell and serve alcoholic liquor.

(i) "Licensed premises" means those areas described in an application for a club or drinking establishment license which are under the control of the applicant and which are intended as the area in which alcoholic liquor or cereal malt beverages are to be served pursuant to the applicant's license.

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

- (1) prostitution;
- (2) procuring any person;
- (3) solicitation of a child under 18 years of age for any immoral act involving sex;
- (4) possession or sale of narcotics, marijuana, amphetamines or barbiturates;

- (5) rape;
  - (6) incest;
  - (7) gambling;
  - (8) adultery; or
  - (9) bigamy.
- (k) "Organization" means any nonprofit charitable organization that conducts charitable activities in the state.

(l) "Permitted premises" means those areas described in the notification of an event that are under the control of the caterer and are intended as the areas in which alcoholic liquor may be served to the public.

(m) "Person" means any natural person, corporation, trust or partnership.

(n) "Principal place of business" means the place from which a caterer will conduct its business, other than events, which is described in the caterer's application.

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

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

(q) "Sponsor" means the person or organization which contracts with a caterer to conduct an event.

(r) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including those beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2601; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended Aug. 6, 1990; amended, T—, —; amended Dec. 21, 1992.)

**14-22-2. Applications and renewals; documents required.** Each application for a caterer's license shall be made upon forms prepared by the director and shall contain all information as the director deems necessary. Any application which does not contain all required information may be returned to the applicant without the application being considered on its merits.

(a) General requirements. Each application for a caterer's license shall be accompanied by the following documents and all other documents the director deems necessary:

- (1) a copy of a written lease, with at least nine months remaining in its term from the date the license

(continued)

is issued, or proof of ownership by the applicant of the principal place of business sought to be licensed;

(2) the registration fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted;

(3) the license fee in the form of a certified check, cashier's check, money order or cash. Personal or business checks shall not be accepted; and

(4) a disclosure statement listing each officer, manager, director, trustee, owner, partner, grantor, beneficiary or stockholder owning a beneficial interest in a corporate applicant, and the spouses of these individuals. The disclosure statement shall certify that all the individuals listed are not disqualified from obtaining a caterer's license as provided in K.A.R. 14-22-3.

(b) Corporations. In addition to the documents required under subsection (a), each application on behalf of a corporation shall include:

(1) a certified copy of the articles of incorporation as a Kansas domestic for-profit corporation;

(2) a copy of the corporate bylaws; and

(3) an appointment of process agent together with a power of attorney authorizing said agent to conduct the business of the caterer and receive all service of process on behalf of the caterer. The process agent shall be an individual.

(c) Partnerships. In addition to the documents required by subsection (a), each application on behalf of a partnership shall include a copy of the partnership agreement.

(d) Trusts. In addition to the documents required by subsection (a), each application on behalf of a trust shall include a copy of the declaration of trust or other documents setting forth the aims and purposes of the trust. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2606, 41-2610, 41-2622, 41-2623 as amended by 1992 HB 2719; 41-2625; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

**14-22-3. Requirements for caterer's license.** (a) A caterer's license shall not be issued to any corporation, partnership, trust or individual if any owner, partner, grantor, trustee, beneficiary, officer, manager, director or stockholder owning a beneficial interest in a corporation or spouse of these individuals:

(1) has been convicted of a felony under the laws of this state, any other state or the United States;

(2) has been convicted of being the keeper or is keeping a house of prostitution or has forfeited bond to appear in court to answer charges of being a keeper of a house of prostitution;

(3) has been convicted of being a proprietor of a gambling house, pandering or any other crime opposed to decency and morality or has forfeited bond to appear in court to answer charges for any of those crimes;

(4) is not at least 21 years of age. This shall not apply to the spouse of the individual or to the beneficiary of a trust;

(5)(A) appoints or supervises any law enforcement officer, other than as a member of the governing body of a city or county;

(B) who is a law enforcement official; or

(C) who is an employee of the director;

(6) intends to act as the agent of another in exercising control of the license;

(7) at the time of application for renewal of the license issued by the director would be ineligible for the license upon a first application. This shall not apply to the spouse of the individual;

(8) has had any license or permit issued by the director under the club and drinking establishment act revoked; or

(9) has a beneficial interest in the manufacture, preparation, wholesale or retail sale of alcoholic liquors.

(b) A corporation shall not be issued a caterer's license if any officer, manager, director or stockholder owning a beneficial interest in the corporation has been an officer, manager, director or stockholder owning a beneficial interest in a corporation which:

(1) has had a license revoked under the provisions of the club and drinking establishment act; or

(2) has been convicted of a violation of the club and drinking establishment act or the cereal malt beverage laws of this state.

(c) A partnership, trust or individual shall not be issued a caterer's license if any owner, manager, grantor, trustee, beneficiary or partner:

(1) has been a citizen of the United States for less than 10 years; or

(2) has been a resident of the state of Kansas for less than one year immediately preceding the date of application.

(d) Each corporate applicant shall be a Kansas domestic for-profit corporation.

(e) For the purpose of determining qualifications under subsections (a), (b) and (c) of this regulation, any person who provides financing to or leases premises to a caterer upon terms which result in that person having a beneficial interest in the caterer's business, shall be deemed to be a partner in the caterer's business. A person who provides financing to a caterer shall be deemed to have a beneficial interest in the caterer's business if the terms for repayment are conditioned on the amount of the caterer's receipts or profits from the sale of alcoholic liquor or other items to be mixed with alcoholic liquor. A lessor shall be deemed to have a beneficial interest in a caterer's business, if the lessor receives as rent, in whole or in part, a percentage of the caterer's receipts or profits from the sale of alcoholic liquor or other items to be mixed with alcoholic liquor. Financing or percentage rent provisions that exclude these items shall be subject to review and approval by the director. The restrictions of this paragraph shall not be applied if the lessor is a city, county, the state of Kansas or any department or agency thereof. (Authorized by K.S.A. 1991 Supp. 41-2634; implementing K.S.A. 1991 Supp. 41-2623 as amended by 1992 HB 2719; effective, T-88-22, July 1, 1987; effective May 1, 1988; amended, T-\_\_\_\_, \_\_\_\_; amended Dec. 21, 1992.)

Robert Engler  
Director, Division of  
Alcoholic Beverage Control



**INDEX TO ADMINISTRATIVE REGULATIONS**

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

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

| Reg. No. | Action  | Register             |
|----------|---------|----------------------|
| 1-2-30   | New     | V. 11, p. 278        |
| 1-2-34   | 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   |
| 1-9-18   | Amended | V. 11, p. 1020       |
| 1-9-19a  | Amended | V. 11, p. 279        |
| 1-9-21   | Amended | V. 10, p. 1692       |
| 1-9-23   | New     | V. 11, p. 1194, 1257 |
| 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             |
|----------|---------|----------------------|
| 7-23-8   | New     | V. 11, p. 1257, 1296 |
| 7-29-1   | Amended | V. 11, p. 1369, 1423 |
| 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. 11, p. 1371 |
| 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 |

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|-------------------------|---------|----------------|
| 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    |
| 17-22-1                 | New     | V. 11, p. 1371 |

**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  |
| 19-40-4  | New     | V. 11, p. 1369 |
| 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. 11, p. 1643 |
| 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 |
| 28-15-11 | Amended | V. 11, p. 1231 |
| 28-15-13 | Amended | V. 11, p. 1232 |

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| 28-15-14  | Amended | V. 11, p. 1233             |
| 28-15-15  | Revoked | V. 11, p. 1236             |
| 28-15-15a | New     | V. 11, p. 1236             |
| 28-15-20  | Amended | V. 11, p. 1237             |
| 28-16-29  | Revoked | V. 11, p. 1260             |
| 28-16-30  |         |                            |
| through   |         |                            |
| 28-16-36  | New     | V. 11, p. 1260, 1261       |
| 28-17-6   | Amended | V. 11, p. 1543, 1584       |
| 28-17-12  | Amended | V. 11, p. 1543, 1584       |
| 28-17-20  | Amended | V. 11, p. 1543, 1584       |
| 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          |
| 28-59-7   | Amended | V. 11, p. 1643             |

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

| Reg. No. | Action  | Register             |
|----------|---------|----------------------|
| 30-2-16  | Amended | V. 11, p. 1295       |
| 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 |
| 30-4-73  | Amended | V. 11, p. 1262       |
| 30-4-90  | Amended | V. 11, p. 1044       |
| 30-4-101 | Amended | V. 11, p. 1011, 1045 |
| 30-4-109 | Amended | V. 11, p. 1263       |
| 30-4-111 | Amended | V. 10, p. 341        |
| 30-4-112 | Amended | V. 11, p. 1263       |
| 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. 1480       |
| 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. 11, p. 1264       |
| 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. 11, p. 1265       |
| 30-5-115 | Amended | V. 10, p. 963        |
| 30-5-116 | Amended | V. 10, p. 1496, 1649 |

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| 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 |
| 30-6-73   | Amended | V. 11, p. 1265       |
| 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, 1266 |
| 30-6-107  | Amended | V. 10, p. 705        |
| 30-6-109  | Amended | V. 11, p. 1268       |
| 30-6-111  | Amended | V. 10, p. 351        |
| 30-6-112  | Amended | V. 11, p. 1269       |
| 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. 1481       |
| 30-10-1b  | Amended | V. 11, p. 1483       |
| 30-10-1c  | Amended | V. 11, p. 1484       |
| 30-10-2   | Amended | V. 11, p. 1484       |
| 30-10-3   | Revoked | V. 11, p. 1485       |
| 30-10-4   | Revoked | V. 11, p. 1485       |
| 30-10-6   | Amended | V. 11, p. 1485       |
| 30-10-7   | Amended | V. 10, p. 354        |
| 30-10-8   | Revoked | V. 11, p. 1485       |
| 30-10-11  | Amended | V. 11, p. 376        |
| 30-10-15a | Amended | V. 11, p. 1485       |
| 30-10-15b | Amended | V. 11, p. 1486       |
| 30-10-16  | Revoked | V. 10, p. 709        |
| 30-10-17  | Amended | V. 11, p. 1487       |
| 30-10-18  | Amended | V. 11, p. 1488       |
| 30-10-19  | Amended | V. 11, p. 1490       |
| 30-10-23a | Amended | V. 11, p. 1491       |
| 30-10-23b | Amended | V. 11, p. 1491       |
| 30-10-23c | Amended | V. 11, p. 1491       |
| 30-10-24  | Amended | V. 10, p. 1377       |
| 30-10-25  | Amended | V. 11, p. 1492       |
| 30-10-27  | Amended | V. 10, p. 1379       |
| 30-10-28  | Amended | V. 11, p. 1493       |
| 30-10-29  | Amended | V. 11, p. 1493       |
| 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. 11, p. 1270       |
| 30-10-215 | Amended | V. 10, p. 1206       |

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| 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 |
| 40-4-37d | New     | V. 11, p. 1586 |
| 40-14-10 | New     | V. 11, p. 1586 |

AGENCY 44: DEPARTMENT OF CORRECTIONS

| Reg. No.   | Action  | Register       |
|------------|---------|----------------|
| 44-6-106   | Amended | V. 10, p. 1195 |
| 44-6-108   | Amended | V. 10, p. 1195 |
| 44-6-114c  | Amended | V. 10, p. 1196 |
| 44-6-120   | Amended | V. 11, p. 230  |
| 44-6-124   | Amended | V. 11, p. 230  |
| 44-6-125   | Amended | V. 11, p. 231  |
| 44-6-126   | Amended | V. 10, p. 1197 |
| 44-6-133   | Amended | V. 10, p. 1197 |
| 44-6-134   | Amended | V. 10, p. 1197 |
| 44-6-135   | Amended | V. 11, p. 231  |
| 44-6-142   | Amended | V. 10, p. 1198 |
| 44-7-113   | Amended | V. 11, p. 316  |
| 44-7-115   | New     | V. 11, p. 316  |
| 44-12-101  | Amended | V. 11, p. 316  |
| 44-12-102  | Amended | V. 11, p. 316  |
| 44-12-104  | Amended | V. 11, p. 316  |
| 44-12-105  | Amended | V. 11, p. 317  |
| 44-12-201  | Amended | V. 11, p. 317  |
| 44-12-202  | Amended | V. 11, p. 317  |
| 44-12-204  | Amended | V. 11, p. 317  |
| 44-12-205  | Amended | V. 11, p. 317  |
| 44-12-208  | Amended | V. 11, p. 317  |
| 44-12-209  | Amended | V. 11, p. 317  |
| 44-12-209  | Amended | V. 11, p. 317  |
| 44-12-301  | Amended | V. 11, p. 317  |
| 44-12-307  | Amended | V. 11, p. 317  |
| 44-12-308  | Amended | V. 11, p. 317  |
| 44-12-309  | Amended | V. 11, p. 317  |
| 44-12-312  | Amended | V. 11, p. 317  |
| 44-12-313  | Amended | V. 11, p. 318  |
| 44-12-314  | Amended | V. 11, p. 318  |
| 44-12-315  | Amended | V. 11, p. 318  |
| 44-12-316  | Revoked | V. 11, p. 318  |
| 44-12-317  | Amended | V. 11, p. 318  |
| 44-12-319  | Amended | V. 11, p. 318  |
| 44-12-321  | Amended | V. 11, p. 318  |
| 44-12-323  | Amended | V. 11, p. 318  |
| 44-12-324  | Amended | V. 11, p. 319  |
| 44-12-325  | Amended | V. 11, p. 319  |
| 44-12-326  | Amended | V. 11, p. 319  |
| 44-12-328  | New     | V. 11, p. 319  |
| 44-12-401  | Amended | V. 11, p. 319  |
| 44-12-501  | Amended | V. 11, p. 319  |
| 44-12-502  | Amended | V. 1, p. 319   |
| 44-12-503  | Amended | V. 11, p. 319  |
| 44-12-505b | New     | V. 11, p. 320  |
| 44-12-601  | Amended | V. 11, p. 320  |
| 44-12-602  | Amended | V. 11, p. 321  |
| 44-12-701  | Revoked | V. 11, p. 321  |
| 44-12-901  | Amended | V. 11, p. 321  |
| 44-12-902  | Amended | V. 11, p. 322  |
| 44-12-1001 | Amended | V. 11, p. 322  |
| 44-12-1002 | Amended | V. 11, p. 322  |
| 44-12-1101 | Amended | V. 11, p. 322  |
| 44-12-1201 | Amended | V. 11, p. 322  |
| 44-12-1202 | Amended | V. 11, p. 322  |
| 44-12-1301 | Amended | V. 11, p. 323  |
| 44-12-1302 | Amended | V. 11, p. 323  |
| 44-12-1303 | Amended | V. 11, p. 323  |
| 44-12-1304 | Revoked | V. 11, p. 323  |
| 44-12-1306 | Amended | V. 11, p. 323  |
| 44-12-1307 | Amended | V. 11, p. 324  |
| 44-13-101  | Amended | V. 11, p. 324  |
| 44-13-101a | Amended | V. 11, p. 325  |
| 44-13-103  | Amended | V. 11, p. 325  |
| 44-13-104  | Amended | V. 11, p. 325  |
| 44-13-106  | Amended | V. 11, p. 325  |
| 44-13-115  | Revoked | V. 11, p. 325  |
| 44-13-201  | Amended | V. 11, p. 325  |
| 44-13-201b | New     | V. 11, p. 326  |
| 44-13-202  | Amended | V. 11, p. 327  |
| 44-13-203  | Amended | V. 11, p. 327  |
| 44-13-301  | Revoked | V. 11, p. 327  |
| 44-13-302  | Revoked | V. 11, p. 327  |
| 44-13-302a | New     | V. 11, p. 327  |
| 44-13-303  | Revoked | V. 11, p. 328  |
| 44-13-304  | Amended | V. 11, p. 328  |

|            |         |               |
|------------|---------|---------------|
| 44-13-401  | Amended | V. 11, p. 328 |
| 44-13-402  | Amended | V. 11, p. 328 |
| 44-13-403  | Amended | V. 11, p. 328 |
| 44-13-404  | Amended | V. 11, p. 330 |
| 44-13-405  | Revoked | V. 11, p. 331 |
| 44-13-405a | Amended | V. 11, p. 331 |
| 44-13-406  | Amended | V. 11, p. 331 |
| 44-13-407  | Revoked | V. 11, p. 332 |
| 44-13-408  | Amended | V. 11, p. 332 |
| 44-13-501  | Amended | V. 11, p. 332 |
| 44-13-502  | Revoked | V. 11, p. 332 |
| 44-13-502a | New     | V. 11, p. 332 |
| 44-13-503  | Revoked | V. 11, p. 332 |
| 44-13-504  | Revoked | V. 11, p. 333 |
| 44-13-506  | Amended | V. 11, p. 333 |
| 44-13-507  | Amended | V. 11, p. 333 |
| 44-13-601  | Amended | V. 11, p. 333 |
| 44-13-603  | Amended | V. 11, p. 333 |
| 44-13-610  | Amended | V. 11, p. 333 |
| 44-13-701  | Amended | V. 11, p. 333 |
| 44-13-702  | Amended | V. 11, p. 334 |
| 44-13-703  | Amended | V. 11, p. 334 |
| 44-13-704  | Amended | V. 11, p. 334 |
| 44-13-705  | Amended | V. 11, p. 334 |
| 44-13-706  | Amended | V. 11, p. 334 |
| 44-13-707  | Amended | V. 11, p. 335 |
| 44-15-101  | Amended | V. 11, p. 335 |
| 44-15-102  | Amended | V. 11, p. 335 |
| 44-15-105a | New     | V. 11, p. 336 |
| 44-16-104  | Amended | V. 11, p. 337 |

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS' COMPENSATION

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

AGENCY 60: BOARD OF NURSING

| Reg. No.  | Action  | Register             |
|-----------|---------|----------------------|
| 60-3-105  | Amended | V. 10, p. 1040       |
| 60-3-106  | Amended | V. 10, p. 1040       |
| 60-4-101  | Amended | V. 11, p. 83         |
| 60-4-103  | 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       |
|----------|---------|----------------|
| 68-2-20  | Amended | V. 11, p. 1611 |
| 68-7-10  | Amended | V. 10, p. 1082 |

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|           |         |                    |
|-----------|---------|--------------------|
| 68-7-12   | Amended | V. 11, p. 1611     |
| 68-9-1    | Amended | V. 10, p. 1083     |
| 68-11-1   | Amended | V. 11, p. 1612     |
| 68-12-2   | Amended | V. 11, p. 1612     |
| 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 |
| 86-1-13  | Amended | V. 11, p. 1230 |
| 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 |

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|----------|---------|----------------|
| 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 |
| 88-8-2   | Amended | V. 11, p. 1675 |
| 88-8-9   | New     | V. 11, p. 1675 |
| 88-9-3   | Amended | V. 11, p. 1675 |
| 88-13-4  | Amended | V. 11, p. 1675 |
| 88-13-11 | Amended | V. 11, p. 1675 |
| 88-18-3  | Amended | V. 11, p. 1676 |
| 88-18-8  | Amended | V. 11, p. 1676 |
| 88-19-2  | Amended | V. 11, p. 1676 |
| 88-19-4  | Amended | V. 11, p. 1676 |
| 88-20-3  | Amended | V. 11, p. 1676 |
| 88-20-9  | Amended | V. 11, p. 1677 |
| 88-21-3  | Amended | V. 11, p. 1677 |
| 88-21-8  | Amended | V. 11, p. 1677 |

**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     |
| 91-5-7    | Amended | V. 11, p. 1584     |
| 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. 1176-1178, 1258-1260 |
| 110-5-1  |        |                                |
| through  |        |                                |
| 110-5-6  | New    | V. 11, p. 1370, 1371           |

**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. 81       |
| 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      |
| 111-2-21  | New     | V. 11, p. 1471     |
| 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. 1472       | 111-4-362 |         |                      | 111-7-12  |         |                      |
| 111-4-101  | Amended | V. 11, p. 976        | through   |         |                      | through   |         |                      |
| 111-4-102  | Amended | V. 11; p. 976        | 111-4-365 | New     | V. 10, p. 1723       | 111-7-32  | New     | V. 7, p. 1194-1196   |
| 111-4-103  | Amended | V. 10, p. 1211       | 111-4-362 | Amended | V. 11, p. 13         | 111-7-33  |         |                      |
| 111-4-104  | Amended | V. 11, p. 977        | 111-4-366 |         |                      | through   |         |                      |
| 111-4-105  | Amended | V. 11, p. 977        | through   |         |                      | 111-7-43  | New     | V. 7, p. 1197, 1198  |
| 111-4-106  | Amended | V. 11, p. 1472       | 111-4-379 | New     | V. 11, p. 136-139    | 111-7-33a | New     | V. 8, p. 300         |
| 111-4-106a | Amended | V. 11, p. 1149       | 111-4-380 |         |                      | 111-7-44  |         |                      |
| 111-4-107  | Amended | V. 11, p. 978        | through   |         |                      | through   |         |                      |
| 111-4-108  | Amended | V. 11, p. 978        | 111-4-383 | New     | V. 11, p. 477, 478   | 111-7-54  | New     | V. 9, p. 1367-1370   |
| 111-4-110  | Amended | V. 11, p. 978        | 111-4-384 |         |                      | 111-7-46  | Amended | V. 11, p. 1152       |
| 111-4-111  | Amended | V. 9, p. 1366        | through   |         |                      | 111-7-54  | Amended | V. 11, p. 1511       |
| 111-4-112  | Amended | V. 11, p. 978        | 111-4-387 | New     | V. 11, p. 414        | 111-7-55  |         |                      |
| 111-4-113  | Amended | V. 9, p. 1366        | 111-4-388 |         |                      | through   |         |                      |
| 111-4-114  | Amended | V. 9, p. 1366        | through   |         |                      | 111-7-63  | Revoked | V. 10, p. 1217       |
| 111-4-153  |         |                      | 111-4-400 | New     | V. 11, p. 478-481    | 111-7-60  | Amended | V. 10, p. 262        |
| through    |         |                      | 111-4-401 |         |                      | 111-7-64  |         |                      |
| 111-4-160  | Revoked | V. 9, p. 1676, 1677  | through   |         |                      | through   |         |                      |
| 111-4-177  |         |                      | 111-4-404 | New     | V. 11, p. 980, 981   | 111-7-75  | New     | V. 11, p. 13, 14     |
| through    |         |                      | 111-4-405 |         |                      | 111-7-66  | Amended | V. 11, p. 1153       |
| 111-4-212  | Revoked | V. 9, p. 1677, 1678  | through   |         |                      | 111-7-76  |         |                      |
| 111-4-213  |         |                      | 111-4-413 | New     | V. 11, p. 756, 757   | through   |         |                      |
| through    |         |                      | 111-4-405 |         |                      | 111-7-83  | New     | V. 11, p. 1478-1480  |
| 111-4-220  | Revoked | V. 10, p. 1213       | through   |         |                      | 111-8-1   | New     | V. 7, p. 1633        |
| 111-4-217  | Amended | V. 9, p. 986         | 111-4-409 | Amended | V. 11, p. 1473, 1474 | 111-8-2   | New     | V. 7, p. 1633        |
| 111-4-221  |         |                      | 111-4-411 | Amended | V. 11, p. 1474       | 111-8-3   | Amended | V. 10, p. 886        |
| through    |         |                      | 111-4-412 | Amended | V. 11, p. 1475       | 111-8-4   | New     | V. 7, p. 1714        |
| 111-4-224  | Revoked | V. 10, p. 1585       | 111-4-413 | Amended | V. 11, p. 1475       | 111-8-4a  | New     | V. 7, p. 1995        |
| 111-4-225  |         |                      | 111-4-414 |         |                      | 111-8-5   |         |                      |
| through    |         |                      | through   |         |                      | through   |         |                      |
| 111-4-228  | Revoked | V. 10, p. 1585       | 111-4-428 | New     | V. 11, p. 981-983    | 111-8-13  | New     | V. 7, p. 1634        |
| 111-4-229  |         |                      | 111-4-414 | Amended | V. 11, p. 1150       | 111-9-1   |         |                      |
| through    |         |                      | 111-4-429 |         |                      | through   |         |                      |
| 111-4-236  | Revoked | V. 10, p. 1585, 1586 | through   |         |                      | 111-9-12  | New     | V. 7, p. 1714-1716   |
| 111-4-237  |         |                      | 111-4-432 | New     | V. 11, p. 1118       | 111-9-1   |         |                      |
| through    |         |                      | through   |         |                      | 111-9-6   | Revoked | V. 9, p. 1680        |
| 111-4-240  | Revoked | V. 11, p. 413        | 111-4-436 | New     | V. 11, p. 1150, 1151 | 111-9-13  |         |                      |
| 111-4-241  |         |                      | 111-4-437 |         |                      | through   |         |                      |
| through    |         |                      | through   |         |                      | 111-9-18  | Revoked | V. 9, p. 1680        |
| 111-4-244  | New     | V. 9, p. 1812        | 111-4-444 | New     | V. 11, p. 1475-1477  | 111-9-25  |         |                      |
| 111-4-245  |         |                      | 111-5-1   |         |                      | through   |         |                      |
| through    |         |                      | through   |         |                      | 111-9-30  | New     | V. 9, p. 699, 700    |
| 111-4-248  | New     | V. 10, p. 200        | 111-5-23  | New     | V. 7, p. 209-213     | 111-9-31  |         |                      |
| 111-4-249  |         |                      | 111-5-9   |         |                      | through   |         |                      |
| through    |         |                      | through   |         |                      | 111-9-36  | New     | V. 10, p. 262        |
| 111-4-252  | New     | V. 9, p. 1813        | 111-5-15  | Amended | V. 8, p. 210, 211    | 111-9-37  |         |                      |
| 111-4-253  |         |                      | 111-5-11  | Amended | V. 9, p. 505         | through   |         |                      |
| through    |         |                      | 111-5-12  | Amended | V. 11, p. 415        | 111-9-48  | New     | V. 10, p. 1439, 1440 |
| 111-4-256  | New     | V. 10, p. 530        | 111-5-17  | Amended | V. 8, p. 211         | 111-10-1  |         |                      |
| 111-4-257  |         |                      | 111-5-18  | Amended | V. 10, p. 13         | through   |         |                      |
| through    |         |                      | 111-5-19  | Amended | V. 8, p. 212         | 111-10-9  | New     | V. 8, p. 136-138     |
| 111-4-286  | Revoked | V. 11, p. 413, 414   | 111-5-21  |         |                      | 111-10-7  | Amended | V. 8, p. 301         |
| 111-4-287  |         |                      | through   |         |                      |           |         |                      |
| through    |         |                      | 111-5-33  | New     | V. 11, p. 415-418    |           |         |                      |
| 111-4-300  | New     | V. 10, p. 883-886    | 111-5-22  | Amended | V. 11, p. 481        |           |         |                      |
| 111-4-301  |         |                      | 111-5-23  | Amended | V. 11, p. 481        |           |         |                      |
| through    |         |                      | 111-5-24  | Amended | V. 11, p. 983        |           |         |                      |
| 111-4-307  | New     | V. 10, p. 1015, 1016 | 111-5-25  | Amended | V. 11, p. 482        |           |         |                      |
| 111-4-301  |         |                      | 111-5-27  | Amended | V. 11, p. 482        |           |         |                      |
| through    |         |                      | 111-5-28  | Amended | V. 11, p. 483        |           |         |                      |
| 111-4-306  | Amended | V. 11, p. 979        | 111-6-1   |         |                      |           |         |                      |
| 111-4-308  |         |                      | through   |         |                      |           |         |                      |
| through    |         |                      | 111-6-15  | New     | V. 7, p. 213-217     |           |         |                      |
| 111-4-320  | New     | V. 10, p. 1214, 1215 | 111-6-1   | Amended | V. 11, p. 1477       |           |         |                      |
| 111-4-308  | Amended | V. 10, p. 1472       | 111-6-3   | Amended | V. 9, p. 200         |           |         |                      |
| 111-4-311  | Amended | V. 10, p. 1472       | 111-6-4   | Amended | V. 10, p. 1413       |           |         |                      |
| 111-4-312  | Amended | V. 10, p. 1472       | 111-6-5   | Amended | V. 10, p. 14         |           |         |                      |
| 111-4-322  |         |                      | 111-6-6   | Amended | V. 11, p. 1151       |           |         |                      |
| through    |         |                      | 111-6-7   | Amended | V. 11, p. 1477       |           |         |                      |
| 111-4-331  | New     | V. 10, p. 1411-1413  | 111-6-8   | Amended | V. 11, p. 1478       |           |         |                      |
| 111-4-332  |         |                      | 111-6-9   | Amended | V. 10, p. 1217       |           |         |                      |
| through    |         |                      | 111-6-12  | Amended | V. 8, p. 212         |           |         |                      |
| 111-4-335  | New     | V. 10, p. 1473       | 111-6-13  | Amended | V. 8, p. 299         |           |         |                      |
| 111-4-336  |         |                      | 111-6-17  | Revoked | V. 10, p. 1475       |           |         |                      |
| through    |         |                      | 111-7-1   |         |                      |           |         |                      |
| 111-4-345  | New     | V. 10, p. 1526-1528  | through   |         |                      |           |         |                      |
| 111-4-336  |         |                      | 111-7-10  | New     | V. 7, p. 1192, 1193  |           |         |                      |
| through    |         |                      | 111-7-1   | Amended | V. 8, p. 212         |           |         |                      |
| 111-4-340  | Amended | V. 11, p. 1472, 1473 | 111-7-3   | Amended | V. 11, p. 1152       |           |         |                      |
| 111-4-341  | Revoked | V. 11, p. 1473       | 111-7-4   | Amended | V. 9, p. 1367        |           |         |                      |
| 111-4-344  | Amended | V. 11, p. 1473       | 111-7-5   | Amended | V. 9, p. 986         |           |         |                      |
| 111-4-346  |         |                      | 111-7-6   | Amended | V. 9, p. 987         |           |         |                      |
| through    |         |                      | 111-7-9   | Amended | V. 9, p. 1569        |           |         |                      |
| 111-4-361  | New     | V. 10, p. 1586-1589  | 111-7-11  | Amended | V. 10, p. 1475       |           |         |                      |

AGENCY 112: KANSAS RACING COMMISSION

| Reg. No.  | Action  | Register            |
|-----------|---------|---------------------|
| 112-4-1   | Amended | V. 11, p. 1331      |
| 112-4-4   | Amended | V. 11, p. 165       |
| 112-4-5   | Amended | V. 11, p. 1332      |
| 112-4-6   | Amended | V. 11, p. 1332      |
| 112-4-8   | Amended | V. 11, p. 1332      |
| 112-4-9a  | New     | V. 11, p. 1332      |
| 112-4-12  | Amended | V. 11, p. 1332      |
| 112-4-13  | Revoked | V. 11, p. 1333      |
| 112-4-14b | New     | V. 10, p. 162       |
| 112-4-16  | Amended | V. 11, p. 1333      |
| 112-4-17  | Amended | V. 11, p. 1333      |
| 112-4-18  | Amended | V. 11, p. 1333      |
| 112-4-19  | Amended | V. 11, p. 1333      |
| 112-4-21  | New     | V. 10, p. 162       |
| 112-4-21a | New     | V. 11, p. 1334      |
| 112-4-22  | Amended | V. 11, p. 1334      |
| 112-4-23  | New     | V. 11, p. 1334      |
| 112-6-1   |         |                     |
| through   |         |                     |
| 112-6-5   | Amended | V. 10, p. 163-165   |
| 112-6-8   | Amended | V. 10, p. 165       |
| 112-7-2   | Amended | V. 11, p. 1334      |
| 112-7-5   |         |                     |
| through   |         |                     |
| 112-7-10  | Amended | V. 11, p. 1334-1336 |
| 112-7-13  | Amended | V. 11, p. 1336      |
| 112-7-15  | Revoked | V. 11, p. 1336      |
| 112-7-15a | New     | V. 11, p. 1337      |

(continued)

112-7-15b New V. 11, p. 1337  
 112-7-16 Amended V. 11, p. 1338  
 112-7-16a New V. 11, p. 1338  
 112-7-18 Amended V. 11, p. 1338  
 112-7-18a New V. 11, p. 1339  
 112-7-20 Amended V. 11, p. 1339  
 112-7-21 Amended V. 11, p. 1339  
 112-7-22 Amended V. 11, p. 1340  
 112-7-23 New V. 11, p. 1341  
 112-8-3 Amended V. 10, p. 166  
 112-8-4 Amended V. 10, p. 167  
 112-8-5 Amended V. 10, p. 167  
 112-8-8 Amended V. 10, p. 168  
 112-8-10 Amended V. 10, p. 168  
 112-9-11a New V. 11, p. 560  
 112-9-12 through  
 112-9-21 Revoked V. 11, p. 560, 561  
 112-9-12a New V. 11, p. 561  
 112-9-13a New V. 11, p. 561  
 112-9-14a New V. 11, p. 561  
 112-9-15a New V. 11, p. 562  
 112-9-16a New V. 11, p. 563  
 112-9-16b New V. 11, p. 563  
 112-9-17a New V. 11, p. 564  
 112-9-18a New V. 11, p. 564  
 112-9-19a New V. 11, p. 565  
 112-9-21a New V. 11, p. 566  
 112-9-22 Revoked V. 11, p. 566  
 112-9-22a New V. 11, p. 566  
 112-9-39 Revoked V. 11, p. 568  
 112-9-39a New V. 11, p. 568  
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 112-17-14 New V. 11, p. 1612-1617  
 112-18-2 through  
 112-18-19 New V. 11, p. 1512-1516, 1579-1583

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

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| 115-2-1          | Amended | V. 11, p. 1329      |
| 115-2-2          | Amended | V. 11, p. 1330      |
| 115-2-3          | Amended | V. 11, p. 1330      |
| 115-2-4          | Amended | V. 11, p. 1330      |
| 115-4-1          | Amended | V. 10, p. 458       |
| 115-4-3          | Amended | V. 11, p. 601       |
| 115-4-5          | Amended | V. 11, p. 602       |
| 115-4-6          | Amended | V. 11, p. 603       |
| 115-4-7          | Amended | V. 11, p. 605       |
| 115-4-11         | Amended | V. 10, p. 461       |
| 115-4-12         | New     | V. 10, p. 461       |
| 115-7-1          | Amended | V. 10, p. 1820      |
| 115-8-9          | Amended | V. 11, p. 1330      |
| 115-11-2         | Amended | V. 11, p. 1144      |
| 115-12-3         | New     | V. 10, p. 1821      |
| 115-13-1 through |         |                     |
| 115-13-5         | New     | V. 10, p. 917-919   |
| 115-14-1 through |         |                     |
| 115-14-10        | New     | V. 10, p. 1441-1443 |

115-15-1 Amended V. 11, p. 1145  
 115-15-2 Amended V. 11, p. 1146  
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 115-17-6 Amended V. 11, p. 606  
 115-17-7 Amended V. 11, p. 606  
 115-17-9 Amended V. 11, p. 607  
 115-17-10 through  
 115-17-13 New V. 10, p. 461, 462  
 115-17-14 New V. 11, p. 607  
 115-18-8 New V. 11, p. 608  
 115-20-3 Amended V. 10, p. 1821  
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AGENCY 117: REAL ESTATE APPRAISAL BOARD

| Reg. No.        | Action  | Register                |
|-----------------|---------|-------------------------|
| 117-1-1         | Amended | V. 10, p. 911, 951      |
| 117-2-1         | Amended | V. 10, p. 911, 952      |
| 117-2-2         | Amended | V. 10, p. 912, 952      |
| 117-2-3         | New     | V. 10, p. 912, 952      |
| 117-2-4         | New     | V. 10, p. 912, 952      |
| 117-3-1         | Amended | V. 10, p. 912, 953      |
| 117-3-2         | Amended | V. 10, p. 913, 953      |
| 117-3-3         | New     | V. 10, p. 913, 953      |
| 117-3-4         | New     | V. 10, p. 913, 953      |
| 117-4-1 through |         |                         |
| 117-4-4         | New     | V. 10, p. 913, 914, 954 |
| 117-6-1         | Amended | V. 10, p. 914, 954      |
| 117-6-2         | Amended | V. 10, p. 915, 955      |
| 117-6-3         | Amended | V. 10, p. 915, 955      |
| 117-7-1         | Amended | V. 11, p. 657, 722      |
| 117-8-1         | New     | V. 10, p. 916, 956      |
| 117-9-1         | New     | V. 10, p. 916, 956      |
| 117-7-1         | Amended | V. 11, p. 657           |

AGENCY 118: STATE HISTORICAL SOCIETY

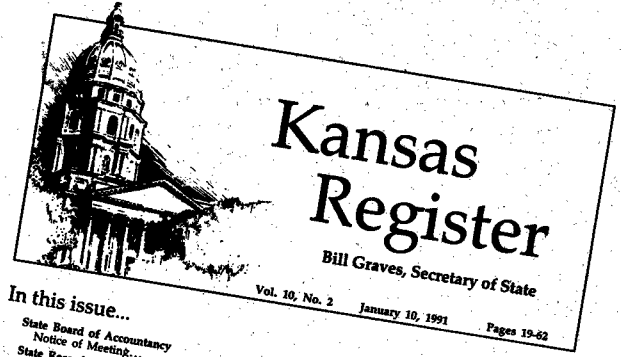
| Reg. No.        | Action | Register               |
|-----------------|--------|------------------------|
| 118-1-1 through |        |                        |
| 118-1-4         | New    | Vol. 11, p. 1119, 1120 |
| 118-2-1         | New    | V. 11, p. 554          |

AGENCY 119: KANSAS DEVELOPMENT FINANCE AUTHORITY

| Reg. No. | Action | Register      |
|----------|--------|---------------|
| 119-1-1  | New    | V. 10, p. 263 |
| 119-1-2  | New    | V. 10, p. 264 |
| 119-1-3  | New    | V. 10, p. 264 |

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