

Kansas Register

Bill Graves, Secretary of State

Vol. 13, No. 9

March 3, 1994

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 (913) 296-3489

State of Kansas

Kansas Technology Enterprise Corporation**Notice of Meeting**

The Kansas Technology Enterprise Corporation Board of Directors will meet at 10:30 a.m. Friday, March 11, at the Mercantile Bank, lower level, 8th and Jackson, Topeka.

Richard A Bendis
Acting President

Doc. No. 014499

State of Kansas

Wichita State University**Notice to Bidders**

The Wichita State University is accepting bids on the following item:

Closing March 21, 1994

Quotation 940362-1

Environmental chamber

Bids must be submitted to the Wichita State University, Office of Purchasing, Morrison Hall, Room 021, 1845 N Fairmount, Wichita 67260-0012, by 2 p.m. on the above specified closing date. Please refer to the above quotation number on all correspondence. For additional information contact the Office of Purchasing, (316) 689-3080.

Gary D. Link
Director of Purchasing

Doc. No. 014530

State of Kansas

Kansas Racing Commission**Request for Proposals**

The Kansas Racing Commission will accept applications for research grant monies from qualified applicants who propose to conduct research within the state of Kansas relating to the prevention of injury to and disease of greyhounds, as authorized by K.S.A. 74-8831(b)(3). Commission regulations governing the research grant procedure appear at K.A.R. 112-15-1 through and including K.A.R. 112-15-7. A copy of the full text of the regulations may be reviewed or obtained at the commission office.

Each application proposal must meet the requirements of K.A.R. 112-15-2, 112-15-3 and 112-15-6. The grant committee will conduct its review of each application in accordance with K.A.R. 112-15-4.

Applications must be submitted by June 1 to Janet A. Chubb, Executive Director, Kansas Racing Commission, 3400 S.W. Van Buren, Topeka 66611-2228, (913) 296-5800.

Janet A. Chubb
Executive Director

Doc. No. 014528

State of Kansas

Board of Adult Care Home Administrators**Notice of Meeting**

The Board of Adult Care Home Administrators will meet at 9:30 a.m. Friday, March 11, in Room C of the Kansas National Education Association (K-NEA) Building, 715 S.W. 10th, Topeka.

Cathy Rooney, Director
Health Occupations Credentialing

Doc. No. 014504

State of Kansas

State Conservation Commission**Notice to Contractors**

Sealed bids for the construction of a 59,000 cubic yard detention dam, Site 36 in Greenwood County, will be received by the Walnut-West Creeks Watershed District No. 72 at the Soil Conservation Service (SCS) Office, Courthouse, 311 N. Main, Eureka 67045, until 8 p.m. March 17, and then opened. A copy of the invitation for bids and plans and specifications can be obtained at the SCS office, (913) 448-3642, or from Ed Fry, contracting officer, Route 1, Hamilton, (316) 678-3317, after March 6.

Kenneth F. Kern
Executive Director

Doc. No. 014506

State of Kansas

**University of Kansas
Assistive Technology Center****Request for Proposals**

The Assistive Technology for Kansans Project is announcing a Request for Proposals to establish assistive technology access sites across the state of Kansas. Funds were provided by a federal grant from the National Institute on Disability and Rehabilitation Research under the Technology-Related Assistance for Individuals with Disabilities Act of 1988. Collaborative efforts between individuals with disabilities and agencies in Kansas are encouraged in order to address regionally identified assistive technology needs. Five regional assistive technology access sites will be established. Funds will be available for a grant period of May 1, 1994 through September 30, 1994, with grant awards of \$20,000 for each project; funds will also be available for an additional two years. An RFP may be obtained by contacting Sheila Simmons, Assistive Technology for Kansans Project, 2601 Gabriel, Parsons 67357, (316) 421-6550, ext. 1894.

Sheila Simmons
Project Coordinator

Doc. No. 014502

State of Kansas

Private Industry Council

Public Notice

The Kansas Private Industry Council of Service Delivery Area (SDA) III is submitting a two-year Job Training Plan to the Governor of Kansas through the Department of Human Resources. Funding for this plan is through Title IIA (Adults) and Title IIC (Youth) of the Job Training Partnership Act (JTPA) as amended in 1992. The purpose of the act is to establish programs to prepare economically disadvantaged adults and youth facing serious barriers to employment for participation in the labor force by providing job training and other services that will result in increased employment and earnings, increased educational and occupational skills, and decreased welfare dependency, thereby improving the quality of the work force and enhancing the productivity and competitiveness of the nation. The respective program years are July 1, 1994 to June 30, 1995 (PY 94), and July 1, 1995 to June 30, 1996 (PY 95). The PY 94 Title IIA Funding level is estimated to be \$822,085, and the PY 95 Title IIC funding level is estimated to be \$543,008. The SDA plans to serve approximately 410 eligible adults and 320 eligible youth (50 percent out-of-school and 50 percent in-school) during this program year. The plan will become effective July 1, 1994.

The Kansas Private Industry Council of SDA III is also submitting to the Governor through the Department of Human Resources a Summer Youth Employment and Training Plan (SYETP). The respective program years are October 1, 1993 to September 30, 1994 (CY 94), and October 1, 1994 to September 30, 1995 (CY 95). The funding level for the program year beginning October 1, 1993 and ending September 30, 1994 (summer of 1994) is estimated to be \$932,232. The SDA plans to serve an estimated 580 eligible youth during the summer of 1994. Funding for the SYETP is through Title IIB of the Job Training Partnership Act (JTPA) as amended. The purpose of the SYETP is to provide job training for economically disadvantaged youth, ages 14-21, facing serious barriers to employment, with exposure to the world of work, to enhance basic educational skills, and to encourage school completion or enrollment in supplementary or alternative school programs.

In addition, the Kansas Private Industry Council of SDA III is submitting to the Governor through the Department of Human Resources a Title III Economic Dislocation and Worker Adjustment Act (EDWAA) Plan. The respective program years are July 1, 1994 to June 30, 1995 (PY 94), and July 1, 1995 to June 30, 1996 (PY 95). The funding level for PY 94 is estimated to be \$810,635. The SDA plans to serve approximately 405 eligible participants during PY 94. The purpose of the program is to assist workers who have been terminated, laid off or have received a notice of termination or layoff due to a permanent closure or substantial layoff at a plant or facility find employment by providing readjustment, retraining and other services for dislocated workers. The plan will become effective July 1, 1994.

There is a 30-day review and comment period for the proposed plan modification. The full Title IIA, Title IIB,

Title IIC and Title III plans are available at the following location and may be reviewed upon request. Questions and comments may be directed to the Kansas Private Industry Council, Service Delivery Area III, 1020 Gateway Centre Tower II, 4th and State Ave., Kansas City, KS 66101, (913) 371-1607.

Shirley Robinson
Executive Secretary

Doc. No. 014518

State of Kansas

Real Estate Appraisal Board

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, May 24, in the second floor conference room of the Columbian Title Building, 820 S. Quincy, Topeka, to consider the adoption of an amendment to regulations 117-2-2, 117-3-2, 117-4-2, and 117-6-1.

This 30-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Appraisal Board, Suite 314, Columbian Title Building, 820 S. Quincy, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

The regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and economic impact follows.

K.A.R. 117-2-2, 117-3-2 and 117-4-2 are amended to limit the number of experience hours an appraiser may use for review appraisals, because it is believed that this type of experience alone is not adequate to become licensed or certified. This regulation is not mandated by federal law. There is no anticipated fiscal impact on the appraisers, other governmental units, private citizens or consumers, and no anticipated costs to state agencies as a result of the amendment.

K.A.R. 117-6-1 is amended to allow an appraiser to carry over up to 30 hours of continuing education credit. This regulation is not mandated by federal law. There is no anticipated fiscal impact on the appraisers, other governmental units, private citizens or consumers, and no anticipated costs to state agencies as a result of the amendment.

Copies of the regulation and its economic impact statement may be obtained from the Kansas Real Estate Appraisal Board at the address given above, (913) 296-0706.

Michael K. Haynes
Director

Doc. No. 014505

State of Kansas

Board of Education

Notice of Available Federal Funding
for Adult Education

Pursuant to assurances as set out in the amended Kansas State Plan for Adult Education, notification of available federal funding for four programs is announced. These funds are authorized by Sections 322 and 353 of the Adult Education Act (P.L. 100-297).

Section 322 of the Adult Education Act provides federal financial assistance to states to assist and expand existing programs and to develop new programs for adults whose lack of basic skills:

- (a) renders them unemployable;
- (b) keeps them, whether employed or unemployed, from functioning independently in society, and
- (c) severely reduces their ability to have a positive effect on the literacy of their children.

Two grant programs are available under Section 322. The Basic Program Grant provides eligible entities direct and equitable access to federal funds provided under Section 322. The eligible entities are local education agencies, public or private nonprofit agencies, community-based organizations, correctional education agencies, postsecondary educational institutions, and institutions which serve educationally disadvantaged adults. Applications will be accepted until May 10 for grants under this section.

The Gateway Grant program is available only to public housing authorities. These are competitive two-year grants for literacy programs and related activities. Any public housing authority that receives a grant shall consult with local adult education providers in conducting programs and activities with assistance provided under the grant. Applications will be accepted until May 10 for grants under this program.

Two grant programs are also available under Section 353. Staff Development Grant applications are a necessary companion to the applications for a Section 322 Basic Grant Program. No Section 322 Basic Grant Program will be approved without an approved Section 353 Staff Development Grant application. Staff Development Grants must address the following priorities established by the Adult Education Act:

- (a) training for full-time professional adult educators;
- (b) training for minority educators;
- (c) training for educators of adults with limited English proficiency; and
- (d) training teachers to recognize and more effectively serve illiterate individuals with learning disabilities and individuals who have a reading ability below the fifth grade level.

Applications will be accepted until May 10 for grants under this program.

In addition, mini-grants of up to \$500 are available under Section 353 for research and special demonstration projects. Proposals for these projects should address the federal and state staff developmental priorities. Applications will be accepted until December 30 for grants under this program.

For further information and applications, contact Janet Stotts, Adult Education Specialist, Kansas State Board of Education, 120 S.E. 10th Ave., Topeka 66612-1182, (913) 296-3192.

Dr. Lee Droegemueller
Commissioner of Education

Doc. No. 014516

State of Kansas

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

Notice is hereby given of the commencement of negotiations for architectural and engineering services for projects in the Capitol Complex area, Topeka.

Architectural Services

- 1) ADA improvements, Statehouse and Landon State Office Building; door hardware installation, Statehouse; exterior signage, Statehouse; shower installation, Landon State Office Building. Estimated construction cost—\$107,000.
- 2) Investigation and construction documents for the repair and restoration of exterior stonework, Statehouse. Estimated construction cost—\$265,000.

Engineering Services

- 1) Investigate and design expansion of the existing fire alarm system, Landon State Office Building; investigate and design hold-open devices for existing doors, Landon State Office Building. Estimated construction cost—\$70,000.
- 2) Investigate and design purifier purge and heater system for Centrivac chillers in the Statehouse, Landon State Office Building and Forbes Building 725; investigate and design emergency ventilation system for the chiller room, Docking State Office Building. Estimated construction cost—\$100,000.

Both architectural projects and the first engineering project will require design and construction documents using AutoCAD Release 12.0 software. Responding firms should indicate which project or projects they are interested in.

Any questions or expressions of interest should be directed to Gary Grimes, Deputy Director, Planning and Project Management, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before March 18. An original and five copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest for each project of interest.

J. David DeBusman
Director, Division of
Architectural Services

Doc. No. 014507

State of Kansas

City of Kansas City

Notice to Archeologists

The city of Kansas City, Kansas, is seeking a qualified archeologist consultant for the following transportation enhancement-historic project:

Quindaro Townsite Stabilization

(Underground Railroad Site)

Project No. 105-TE-0049-01

City of Kansas City, Wyandotte County

A signed letter of interest must be mailed to Frederick A. Backus, P.E., City Engineer, Municipal Office Building, 701 N. 7th, Kansas City, KS 66101. Responses must be received by 4 p.m. Friday, March 18, if the archeologist consultant wishes to be considered.

This project requires archeological services for the emergency stabilization and the continued recordation, reporting, and planning of long-term development of the portion of Quindaro Townsite owned by the city of Kansas City, Kansas, and listed on the Kansas Register of Historic Places.

Archeologists that express an interest will receive background information, project details, and a prequalification questionnaire. Based on the completion and submittal of this questionnaire, and supplemental documentation, the city will select the most highly qualified firms (not less than three, nor more than five). After selection of these most qualified archeologists, the remaining firms will be notified by mail.

Those firms selected will be invited to a pre-proposal conference where a negotiating committee will conduct discussions. The negotiating committee will select one firm with which to negotiate a contract. The following are some of the criteria that will be used as a basis for selection of the archeologist consultant:

1. Professional qualifications and staff.
2. Experience on historical buildings.
3. Location of firm with respect to proposed project.
4. Present work load of firm.
5. List of historical type projects.

After the contract has been awarded, the remaining firms will be notified by letter:

Frederick A. Backus, P.E.
City Engineer
Procurement Officer

Doc. No. 014500

State of Kansas

State Fair Board

Notice of Meeting

The State Fair Board meeting scheduled for February 23 in Topeka was cancelled because of inclement weather. The meeting has been rescheduled for 10 a.m. Thursday, March 10, at the Department of Agriculture offices, 901 Kansas Ave., Topeka. For further information, contact Deana Novak at (316) 669-3612.

Deana Novak
Administrative Officer

Doc. No. 014524

State of Kansas

Department of Commerce
and HousingNotice Concerning Emergency Shelter
Grant Program

The notice of funding availability (NOFA) for the Emergency Shelter Grant (ESG) program for federal fiscal year 1994 will be available March 7. The state of Kansas expects to receive \$661,000 in ESG funds from the U.S. Department of Housing and Urban Development. The state has changed priorities for the use of ESG funds in 1994, emphasizing a continuum of care approach, including homeless prevention. The eligible applicants for ESG funds are units of general local government. The deadline for submitting ESG applications to the state is 5 p.m. April 21.

Copies of the NOFA for the ESG program will be sent to all units of general local government. Copies of the NOFA also will be available upon request from the Department of Commerce and Housing, 700 S.W. Harrison, Suite 1300, Topeka 66603-3712, (913) 296-2686 or TTY (913) 296-3487.

Bob Knight
Secretary of Commerce
and Housing

Doc. No. 014526

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

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

Monday, March 14, 1994

30286

Department of Social and Rehabilitation Services—
Security guard services

30287

Kansas Highway Patrol—8mm videocassettes

98285

Department of Transportation—Lawn equipment repair parts, Garden City

Tuesday, March 15, 1994

A-7346

Department of Social and Rehabilitation Services—Replace cooling tower, Chanute

30269

Kansas State University and University of Kansas—Commercial compressed gases

30280

University of Kansas Medical Center—Frozen juices

98288

Department of Transportation—Aggregate (Topeka)

98289

University of Kansas—RISC based color graphics workstation and external drives

98290

University of Kansas—Hematology analyzer

98291

Kansas State University—Animal cage racks

98298

Department of Transportation—Portable generators, various locations

Wednesday, March 16, 1994

30271

Statewide—Medical gases

30279

Statewide—Frozen eggs

30282

Kansas State University—April (1994) meat products

98301

Kansas State University—Truck

98305

Kansas Highway Patrol—Law enforcement command vehicle

98306

University of Kansas—Color graphics workstation (RS/6000-355)

Thursday, March 17, 1994

30259

Kansas State University—Pesticides, insecticides

30267

Department of Human Resources—Janitorial services, Kansas City, Kansas

30272

Department of Social and Rehabilitation Services—Medical transcription services

30273

Statewide—Acetylene, oxygen and liquid nitrogen

98320

University of Kansas Medical Center—Ice machines/dispensers

Friday, March 18, 1994

30248

Osawatomie State Hospital—Optometry services

30249

Osawatomie State Hospital—Physical therapy services

30250

Osawatomie State Hospital—Radiology services

30251

Osawatomie State Hospital—Dental services

30260

Emporia State University—Boiler life and safety studies

30266

Osawatomie State Hospital—Refuse collection services

30285

University of Kansas Medical Center—High efficiency air filters

98311

Kansas State University—Tractor truck

98312

University of Kansas—Composition services

98319

Kansas State University and Department of Revenue—Modems

98321

Wichita State University—Color Xwindow terminals

Monday, March 21, 1994

30252

Osawatomie State Hospital—Administrative consultation

30253

Osawatomie State Hospital—Psychiatric services

30275

Statewide—Northern Telecom CPE equipment

30277

University of Kansas Medical Center—Vehicle service/maintenance

30281

Department of Administration, Division of Facilities Management—Automated teller machine services

Monday, April 4, 1994

30276

Board of Regents, various institutions—Individual professional liability insurance

Request for Proposals

Thursday, March 31, 1994

30268

Underground mine rehabilitation and mine shaft closure project for the Department of Health and Environment

Jack R. Shipman
Director of Purchases

Doc. No. 014525

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

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

Public Notice No. KS-AG-94-10/11

Name and Address of Applicant	Legal Description	Receiving Water
Roger F. Murphy Trust Route 5, Box 150 Great Bend, KS 67530	NW/4, Sec. 2, T19S, R14W, Barton County	Upper Arkansas River Basin
Kansas Permit No. A-UABT-C005 Federal Permit No. KS-0088537		

The proposed draft permit has been amended due to public comments raised during the original 30-day comment period on Public No. KS-AG-91-147/156 dated December 5, 1991.

The feedlot has capacity for approximately 1,000 cattle and a contributing drainage area of approximately 6 acres. This is an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 4.5 acre-feet.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Kansas State University Fort Hays Experiment Station Patrick I. Coyne 1232 240th Ave. Hays, KS 67601	SW/4, Sec. 4, T14S, R18W, Ellis County	Smoky Hill River Basin
Kansas Permit No. A-SHEL-B001		

The feedlot has capacity for approximately 900 cattle with a contributing drainage area of approximately 11.3 acres. This is an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 4.8 acre-feet.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop

nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Public Notice No. KS-94-7

Name and Address of Applicant	Waterway	Type of Discharge
Heartland Cement Company East of City, P. O. Box 428 Independence, KS 67301	Verdigris River via Rock Creek	001-Cooling water, filter backwash water, boiler blowdown, lime treatment sludge, zeolite blowdown, stormwater. 002-Stormwater from quarry.
Kansas Permit No. I-VE23-P001		Fed. Permit No. KS-0001210

Description of Facility: The facility manufactures Portland cement. Wastewater and stormwater discharges are directed to a three-cell lagoon. The final cell discharges to Rock Creek through Outfall 001. In addition, there is stormwater runoff to Rock Creek from an active quarry operation. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before April 1 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-94-10/11 and KS-94-7) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

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

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 014523

State of Kansas

Board of Healing Arts

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, April 6, at the office of the Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of proposed permanent changes to K.A.R. 100-10a-1, 100-24-1, 100-26-1, 100-35-7, 100-46-3, 100-46-5 and 100-60-13.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit comments prior to the hearing to the address above. All interested parties also will be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed regulations. In order to give all persons an opportunity to present their views, it may be necessary to limit oral presentations to five minutes. Following the hearing, all written and oral comments submitted by interested parties will be considered in making changes to the proposed regulations.

The following is a brief summary of the purpose of the proposed changes to the regulations and the anticipated fiscal impact of each proposed change:

K.A.R. 100-10a-1. Exempt license applications. The proposed change eliminates the requirement of signing an application for an exempt license under oath. No economic impact from this amendment is expected.

K.A.R. 100-24-1. Patient records; adequacy; minimal requirements. The proposed change clarifies the adequacy of patient records documenting the course of treatment. The maintenance of rough drafts, notes, other writings or recordings is not required once such information is converted into a final patient record. No economic impact from this amendment is expected.

K.A.R. 100-26-1. Services rendered to individuals located in this state. The proposed regulation states that any person who performs an act constituting the practice of the healing arts upon an individual located in this state shall be required to have a license issued by the board. No economic impact from this amendment is expected.

K.A.R. 100-35-7. Physical therapy examination. The proposed amendment changes the physical therapist and physical therapist assistant examination scoring to criterion-referenced scaled scoring and establishes a minimum score. No economic impact from this amendment is expected.

K.A.R. 100-46-3. Extension of physical therapy registration; same; number. The proposed amendment changes the number of physical therapist assistants who may work under the direction of each physical therapist from three to four. No economic impact from this amendment is expected.

K.A.R. 100-46-5. Lapsed physical therapy registrations and certifications; revival and extension. The proposed change addresses the continuing educational requirements for registrations lapsed more than two years. No economic impact from this amendment is expected.

K.A.R. 100-60-13. Physicians' assistants; prescription-only drugs. The proposed change simply corrects a citation within the regulation. No substantive change to this regulation is proposed. No economic impact from this amendment is expected.

Copies of the full text of the proposed changes and complete economic impact statements may be obtained by contacting the executive director of the Kansas State Board of Healing Arts at the address above, (913) 296-7413.

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 014531

State of Kansas

Department of Health
and Environment

Notice of Meeting

The Department of Health and Environment will meet at 9 a.m. Tuesday, March 22, at the Kansas Historical Society Auditorium, 120 W. 10th, Topeka. The meeting is open to the public. Telephone hookups are provided at the KDHE district offices located in Chanute, Wichita, Dodge City, Hays, Salina and Lawrence; and the Pittsburg Office of Surface Mining. Any person requiring visual or communication aid or assistance, building access assistance or other similar assistance should contact Mary Ann Cummings at (913) 296-0461 immediately so appropriate arrangements can be made. The agenda includes:

- Secretary's remarks.
- Report from Division of Health.
- Report from Division of Environment.
- Other items.
- Adoption of rules and regulations:

Article 39—Licensure of Adult Care Homes—
Nursing Facilities for Mental
Health

New—K.A.R. 28-39-227; 28-39-228; 28-39-229;
28-39-230; 28-39-231; 28-39-232; 28-39-
233; 28-39-234; 28-39-235; 28-39-236;
28-39-237; 28-39-238; 28-39-239

- Public hearing and adoption:
- Article 29—Solid Waste Management
- Amended—K.A.R. 28-29-98
- Revoked—K.A.R. 28-29-99

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 014522

State of Kansas

Office of the Governor

Executive Order No. 94-163

Establishing the William I. Koch Commission on Crime Reduction and Prevention

WHEREAS, crime is growing in serious proportions in Kansas, creating tragic situations for victims, their families and our children; and

WHEREAS, the quality of life for all citizens of Kansas is adversely affected by a resulting loss of security and safety; and

WHEREAS, the causes of criminal conduct are complex and solutions must be comprehensive; and

WHEREAS, the welfare of the citizens of the State of Kansas is best served by focused efforts in addressing ways in which criminal conduct can be reduced and prevented.

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby establish the William I. Koch Commission on Crime Reduction and Prevention.

1. Membership on the Commission and the chairperson shall be by official commission of appointment of the Governor, certified by and filed with the Secretary of State.

2. The Governor shall appoint a chairperson of the Commission. The members of the Commission shall meet upon the call of the chairperson as necessary to carry out its duties under this Executive Order.

3. Members of the Commission shall receive no compensation, subsistence allowance, mileage or expenses from the State.

4. The Commission shall act independently from the Governor's office and shall set its own agenda and meeting schedule.

5. The Commission shall provide recommendations for future actions that will aid in the reduction and prevention of criminal conduct and protection of the citizens of the State of Kansas.

6. The provisions of this Executive Order shall expire on January 31, 1996, unless an earlier expiration date is specified by Executive Order.

This document shall be filed with Secretary of State as Executive Order No. 94-163 and shall become effective immediately.

Dated February 18, 1994.

Joan Finney
Governor
Attest: Bill Graves
Secretary of State

Doc. No. 014503

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1992 Supp. 75-4210. These rates and their uses are defined in K.S.A. 75-4201(1), 12-1675(b)(c)(d) and 75-4209(a)(1)(B), as amended by 1993 Session Laws of Kansas, Chapter 207.

Effective 3-7-94 through 3-13-94

Table with 2 columns: Term, Rate. Rows include 0-90 days (3.25%), 3 months (3.42%), 6 months (3.69%), 9 months (3.90%), 12 months (4.10%), 18 months (4.44%), 24 months (4.70%), 36 months (5.08%), 48 months (5.41%).

Sally Thompson
State Treasurer

Doc. No. 014497

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 10 a.m. March 24, and then publicly opened:

District One—Northeast

Johnson—46 N-0003-01—Roe Boulevard, 47th to 51st Street in Roeland Park, 0.6 mile, grading and surfacing. (Federal Funds)

Leavenworth—992-52 K-5244-01—K-92, bridge 26, Missouri River and Missouri Pacific Railroad, bridge painting. (State Funds)

Pottawatomie—75 C-2989-01—K-16 north to Leonard Street in Onaga, 0.9 mile, grading, bridge and surfacing. (Federal Funds)

Shawnee—89 U-1373-01—6th Street, Golden Avenue to Deer Creek Parkway in Topeka, 0.6 mile, grading and surfacing. (Federal Funds)

Shawnee—40-89 K-4644-01—U.S. 40, east of Deer Creek, east to Rice Road, 0.7 mile, pavement reconstruction. (State Funds)

Wyandotte—635-105 K-5355-01—Northbound and southbound Kansas River bridges 44 and 45 in Kansas City, bridge repair. (State Funds)

Wyandotte—105 N-0008-01—K-7, east 900 feet to Kansas Avenue in Bonner Springs, 0.2 mile, grading and bridge. (Federal Funds)

District Two—Northcentral

Chase—177-9 K-5228-01, K-177, bridge 33, Rock Creek, 14.1 miles north of the Chase-Butler county line, 0.1 mile, bridge overlay. (State Funds)

Saline—143-85 K-2057-01—K-143, Saline River bridge 101, 1.2 miles north of I-70, bridge widening. (Federal Funds)

District Three—Northwest

Phillips—74 C-3145-01—County road, 5 miles north of Agra, then north, 5 miles, surfacing. (Federal Funds)

Sherman—70-91 K-5322-01—I-70, Port of Entry, east of the Colorado-Kansas state line, install concrete barriers. (State Funds)

Thomas—97 C-3156-01—County road, 5.3 miles south and 1.5 miles east of Colby, 0.1 mile, grading and surfacing. (Federal Funds)

District Four—Southeast

Allen—54-1 K-3331-01—U.S. 54, 1.1 miles east of the Woodson-Allen county line, east to the west city limits of Iola, 4.8 miles, grading, bridge and surfacing. (State Funds)

Allen—54-1 K-4077-01—U.S. 54, Neosho River, Neosho River overflow and Coon Creek, bridge replacements. (Federal Funds)

Allen—54-1 K-4229-01—U.S. 54, from the west city limits of Iola; southeast to the south junction of U.S. 169 in Iola, 0.2 mile, grading and surfacing. (State Funds)

Bourbon—54-6 K-5229-01—U.S. 54, culvert 545, 20 miles east of the Woodson-Allen county line, culvert. (State Funds)

Bourbon—69-6 K-5236-01—U.S. 69, culvert 541, 17.5 miles north of the Bourbon-Crawford county line, culvert. (State Funds)

Coffey—16 C-1640-01—County road, 6 miles east and 0.6 miles south of Gridley, then south, 0.3 mile, bridge replacement. (Federal Funds)

Crawford—19 C-1555-01—Local road over Cow Creek at the south edge of Pittsburg, 0.2 mile, bridge replacement. (Federal Funds)

Crawford—19 C-2926-01—County road, 0.5 mile south of Pittsburg, 0.2 mile, grading and bridge. (Federal Funds)

Franklin—68-30 K-5233-01—K-68, bridge 71, Island Creek, 10.9 miles east of the Osage-Franklin county line, bridge painting. (State Funds)

Franklin—30 U-0970-01—Wilson Street from Main Street to Davis Street in Ottawa, 1 mile, grading and surfacing. (Federal Funds)

District Five—Southcentral

Barber—160-4 K-4050-01—U.S. 160, from the west junction of U.S. 281, east to the east junction of U.S. 281, 0.6 mile, grading, bridge and surfacing. (State Funds)

Barber—281-4 K-4051-01—U.S. 281, from the north city limits of Medicine Lodge northwest to the Barber-Pratt county line, 15.5 miles, grading, bridge and surfacing. (State Funds)

Comanche—17 C-3113-01—East edge of Protection, then east, 0.6 mile, grading and bridge. (Federal Funds)

Kingman—42-48 K-2604-01—K-42, bridges 52, 53, 54 and 55, 3.2 to 7.1 miles east of K-14, bridge replacement. (State Funds)

Reno—78 C-3098-01—County road, 3.5 miles north of Yoder, then north, 2.5 miles, grading and surfacing. (Federal Funds)

Sedgwick—135-87 K-5247-01—I-135, bridge 25, Chisholm Creek drainage and bridge 27, Hydraulic Avenue, bridge overlay. (State Funds)

District Six—Southwest

Finney—28 C-2232-01—County road, 0.5 mile east and 4.6 miles north of Garden City, then west, 3 miles, surfacing. (Federal Funds)

Finney—83-28 K-4439-01—U.S. 83, junction of U.S. 83/U.S. 50/K-156 northeast of Garden City, 0.4 miles, grading, bridge and surfacing. (State Funds)

Grant—34 C-3115-01—County road, 8 miles south and 11.6 miles east of Ulysses, 0.1 mile, grading and bridge. (Federal Funds)

Greeley—27-36 K-5213-01—K-27, bridge 6 Ladder Creek, 29.2 miles north of the Greeley-Hamilton county line, bridge repair. (State Funds)

Lane—23-51 K-5208-01—K-23, bridge 1, South Fork Walnut Creek, 14.4 miles north of the Finney-Lane county line, bridge repair. (State Funds)

Meade—60 C-3185-01—County road, 2 miles west and 5.5 miles north of Fowler, grading and bridge. (Federal Funds)

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

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

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

Michael L. Johnston
Secretary of Transportation

Doc. No. 014490

State of Kansas

Legislature

Legislative Bills Introduced

The following numbers and titles of bills and resolutions have recently been introduced by the 1994 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, Topeka 66612, (913) 296-4096.

Bills Introduced February 17-23:

House Bills

HB 3056, by Committee on Appropriations: An act concerning the department of commerce and housing; creating a summer youth employment program; prescribing certain powers, duties and functions for the secretary of commerce and housing; authorizing certain grants; providing for rules and regulations.

HB 3057, by Committee on Federal and State Affairs: An act concerning animals; relating to certain crimes and penalties therefor; providing for disposition of certain animals taken into custody; relating to licensure and regulation of pounds and animal shelters; amending K.S.A. 21-4311, 21-4316, 47-1701, 47-1704, 47-1710, 47-1718, 47-1721 and 47-1731 and K.S.A. 1993 Supp. 21-4310 and repealing the existing sections.

House Concurrent Resolutions

HCR 5040, A proposition to amend the bill of rights of the constitution of the state of Kansas by adding a new section thereto; regarding rights of parents and guardians.

House Resolutions

HR 6009, A resolution in memory of Robert McCrum.

Senate Bills

SB 809, by Committee on Federal and State Affairs: An act relating to travel and tourism; establishing the division of travel and tourism development supplemental revenue fund, the transfer of moneys to such fund and the use and making of expenditures from such fund; and providing for the administration of the act.

SB 810, by Committee on Ways and Means: An act concerning retirement; relating to the Kansas public employees retirement system; membership waiting period; vesting of benefits; normal retirement date; amending K.S.A. 74-4911 and K.S.A. 1993 Supp. 74-4914 and 74-4917 and repealing the existing sections.

SB 811, by Committee on Federal and State Affairs: An act relating to income taxation; providing for refundable income tax credits for certain retired military personnel.

SB 812, by Committee on Federal and State Affairs: An act relating to income taxation; providing refunds for certain retired military personnel.

SB 813, by Committee on Ways and Means: An act concerning the legislative coordinating council; membership thereon; amending K.S.A. 46-1201 and 46-1204 and repealing the existing sections.

SB 814, by Committee on Ways and Means: An act concerning the governor's residence; authorizing the friends of cedar crest association to accept and own certain gifts and donations.

Senate Concurrent Resolutions

SCR 1626, A concurrent resolution creating the Council on Privatization; designating its membership, authority and responsibilities; and requiring a report to the 1995 Kansas Legislature on its findings and recommendations.

Senate Resolutions

SR 1812, A resolution congratulating and commending the Wichita Golden Bulldogs football team and Coach Theo Cribbs, Jr., for the outstanding record in the Wichita Park Board Junior Football League.

SR 1813, A resolution designating Hutchinson's Fox Theatre as the State Movie Palace of Kansas.

SR 1814, A resolution congratulating and commending Topeka High School Boys' Basketball Coach Wilfred W. (Willie) Nicklin on his 500th career victory.

SR 1815, A resolution in memory of Arnold Berman.

SR 1816, A resolution congratulating and commending Christie Allen Logue for her high academic achievements and her National Collegiate Athletic Association (NCAA) Division II National Track and Field Titles.

SR 1817, A resolution congratulating and commending Lorne Schlatter for being named the Time Magazine Quality Automobile Dealer of the Year.

SR 1818, A resolution designating March, 1994, as SOS (Save Outdoor Sculpture) month.

SR 1819, A resolution congratulating and commending the Hays, Kansas American Legion Post No. 173, Chairman Charles Staab, Jr. and the Vietnam Memorial Moving Wall Committee for the planning, placement and dedication of the Permanent Vietnam Veterans Memorial.

Doc. No. 014498

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Secretary of Transportation will offer for sale at public auction at 9 a.m. April 7 the following improvement located on the south side of U.S. 56, 707 E. Wyatt Earp Blvd., Dodge City, Ford County, Kansas, described as follows:

Tr. 14, 60' x 24' metal frame/siding containing office space with small bath, insulated, 2 OH doors 10x10 and 9x12, 3 OH heaters.

An inspection of property will be from 10:30 to 11 a.m. March 28 and 30 minutes prior to sale.

The successful bidder will be required to remove the structure from the right of way on or before May 9. A performance bond of \$2,500 must be posted on the day of the sale as a guarantee of removal of the structure. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchaser shall have no right, title, interest or claim to or lien upon said remaining item or part thereof, nor any claim against the Department of Transportation for the sale price paid after said date. The purchaser shall not permit use or occupancy of said structure pending removal from highway right of way. If applicable, the purchaser shall, during interim period of moving the improvement and filling in the basement, mark the area with tape, ribbon or fencing warning the public of the opening.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap, or national origin.

Terms of the Sale

Money order, certified or cashier's check for full price on day of sale. Make check payable to "Secretary of Transportation." The purchaser will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Beverly Lee, Bureau of Right of Way, (913) 296-6933.

Michael L. Johnston
Secretary of Transportation

Doc. No. 014496

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. 1992 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 natural gas in the Collingwood Morrow Sand Gas Pool of Meade County, Kansas, therein affecting Sections 14, 15, 16, 17, 19, 20, 21, 22, 23; N/2 of Section 28; N/2 of Section 29; Section 30, Township 32 South, Range 30 West, Meade County, Kansas
Docket No. 63,046-C (C-7801)
 - In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Kismet Field, Seward County, Kansas, and for the establishment of appropriate allowables for wells drilled therein affecting the S/2 of Section 13; the S/2 of Section 14; SE/4 of Section 15; E/2 of Section 22; all of Sections 23, 24, 25 and 26; the E/2 of Section 27; E/2 of Section 34; all of Sections 35 and 36, all in Township 33 South, Range 31 West; NE/4 of Section 3; the N/2 of Section 2 and the N/2 of Section 1, all in Township 34 South, Range 31 West, all in Seward County, Kansas.
Docket No. 66,902-C (C-8902)
 - In the matter of establishing a well spacing pattern in the Viola Limestone Oil Reservoir of the Jem Field in Pratt County, Kansas, and for the establishment of appropriate allowables for wells drilled therein affecting the SW/4 of Section 27; W/2 of Section 34; W/2 of Section 21; W/2 and SE/4 of Section 28; and all of Sections 20, 29, 32, 33, all in Township 29 South, Range 13 West, Pratt County, Kansas.
Dockets No. 67,058-C (C-8943), 149,349-C (C-21,513)
 - In the matter of the application of W.R. Murfin, dba Murfin Drilling Company, for an order establishing rules and regulations relating to the formation of drilling units, well spacing and locations, and assignments of allowables, production, sales, and conservation of oil in the Morrow Formation in certain lands in Clark County, Kansas, therein affecting all of Section 3; all of Section 10; the N/2 of Section 11; the W/2 of the SE/4 of Section 2, all in Township 30 South, Range 25 West, Clark County, Kansas.
Docket No. 137,906-C (C-20,349)
 - In the matter of the application of Cities Service Company for an order establishing a basic proration order for a pool to be designated the North Winter Upper Morrow for certain lands in Morton County, Kansas, therein affecting the S/2 of Section 2, N/2 of Section 11, all in Township 33 South, Range 43 West, Morton County, Kansas.
Docket No. 136,377-C (C-20,247)
 - In the matter of the application of Cities Service Oil and Gas Corporation for an order establishing a basic proration order for the Upper Morrow Formation in the West Half of Section 30, Township 33 South, Range 42 West, and the East Half and Southwest Quarter of Section 25, Township 33 South, Range 43 West, Morton County, Kansas, therein affecting the NW/4 of Section 30, Township 33 South, Range 42 West; and the E/2 and SW/4 of Section 25, Township 33 South, Range 43 West, Morton County, Kansas.
Docket No. 142,562-C (C-20,656)
 - In the matter of establishing rules and regulations relating to the production, sale and conservation of crude oil in the Mississippi Reservoir of the McVicker Field in Ness County, Kansas, therein affecting the S/2 of Section 13; all of Sections 23, 24, 25; E/2 of Section 26; NE/4 of Section 36, Township 20 South, Range 26 West; S/2 of Section 18; all of Section 19; NE/4 NW/4 SW/4 of Section 30; NW/4 of Section 31, Township 20 South, Range 25 West, Ness County, Kansas.
Docket No. 79,130-C (C-12,695)
 - In the matter of establishing a well spacing pattern in the Mississippi Oil Reservoir of the Nirvana Field, Ness County, Kansas, and for the establishment of appropriate allowables for wells drilled therein affecting all of Sections 10, 11, 12, 13, 14, 15; N/2 of Section 22; N/2 of Sections 23 and 24, Township 18 South, Range 24 West, Ness County, Kansas.
Docket No. 70,012-C (C-9759)
 - In the matter of establishing rules and regulations relating to the production, sale, and conservation of natural gas in the Sitka Northeast Morrow Gas Pool, Clark County, Kansas, therein affecting Sections 27, 28, 29, 30, 31, 32, 33, 34, Township 32 South, Range 21 West; Sections 25 and 36, Township 32 South, Range 22 West; Sections 6 and 7, Township 33 South, Range 21 West, all in Clark County, Kansas.
Docket No. 65,702-C (C-8591)
 - In the matter of the application of Pan American Petroleum Corporation for an order redesignating the Kinsler West Lower Morrow Gas Pool, Morton County, Kansas, therein affecting the S/2 of Section 16; S/2 of Section 17; all of Sections 20 and 21; N/2 of Section 28; N/2 of Section 29; all of Sections 30 and 31, Township 31 South, Range 40 West; SW/4 of Section 24; all of Section 25; SE/4 of Section 26; E/2 of Section 36, Township 31 South, Range 41 West, Morton County, Kansas.
Docket No. 70,381-C (C-9923)
- The hearing will be at 9 a.m. Thursday, April 7, in the third floor hearing room of the Conservation Division, 202 W. 1st, Wichita. Further information may be obtained by contacting William J. Wix, Assistant General Counsel, State Corporation Commission, Conservation Division, (316) 263-3238.

Judith McConnell
Executive Director

Doc. No. 014520

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 271-3146.

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

The State Corporation Commission has scheduled the following applications for hearing. Anyone needing special accommodations shall give notice to the commission 10 days prior to the scheduled hearing date.

Applications set for March 22, 1994

Application for Certificate of Convenience and Necessity:

Bandy Truck & Supply, Inc.) Docket No. 71,329 M
P.O. Box 364)
Canton, KS 67428) MC ID No. 100599

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614

Crude oil, used in and for production, processing, treating, salvage, construction and for lease road purposes, in bulk, fresh water for drilling purposes and salt water for disposal purposes,

Between all points and places in Graham, Trego, Ness, Rooks, Ellis, Rush, Pawnee, Edwards, Kiowa, Russell, Barton, Stafford, Pratt, Barber, Ellsworth, Rice, Reno, Kingman, Harper, Saline, McPherson, Harvey, Sedgwick, Sumner, Dickinson, Marion, Morris, Chase, Butler and Cowley counties, Kansas.

Oilfield equipment, machinery, materials and supplies (restricted, however, to transport no hazardous commodities),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Donald V. Boos, dba) Docket No. 190,070 M
Boos Trucking)
Route 1, Box 17)
Severance, KS 66081) MC ID No. 150095

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614

Livestock, hay, grain, feed, feed ingredients, fertilizer, salt, seeds, building and construction materials, fencing materials, machinery and iron and steel articles,

Between all points and places in the state of Kansas.

Application for Transfer of Certificate of Convenience and Necessity:

Ken Chandler, dba) Docket No. 180,763 M
Chandler Trucking)
422 S. Center)
Mankato, KS 66956) MC ID No. 141460
TO:
Ted Cashman, dba) Docket No. 187,653 M
Cashman & Son's)
P.O. Box 267)
Cawker City, KS 67430) MC ID No. 148898

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

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

Between all points and places in the state of Kansas.

Application for Abandonment of Certificate of Convenience and Necessity:

Ken Chandler, dba) Docket No. 180,763 M
Chandler Trucking)
422 S. Center)
Mankato, KS 66956) MC ID No. 141460

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

Application for Certificate of Convenience and Necessity:

Core Carrier Corporation) Docket No. 168,839 M
3545 Kansas Ave.)
Kansas City, KS 66106) MC ID No. 136134

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 CFR 172.101 et seq.),

Between all points and places in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Jeffrey Wayne Crawford, dba) Docket No. 165,919 M
Jeff's Roustabout Service)
1-70 Village)
Victoria, KS 67671) MC ID No. 133538

Applicant's Attorney: None

Oilfield supplies and equipment,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Lloyd E. Denman, dba) Docket No. 186,041 M
Denman Transport Delivery)
Route 5, Box 277)
Joplin, MO 64804) MC ID No. 147772

Applicant's Attorney: Anthony Jacobs, 702 Pearl, Joplin, MO 64801

General commodities (except classes A and B explosives, hazardous commodities and household goods),
Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Robert L. Erskin, Jr., dba) Docket No. 173,011 M
Majestic Service)
West Highway 36)
St. Francis, KS 67756) MC ID No. 138825

Applicant's Attorney: None

General commodities, including wrecked, disabled, repossessed and replacement vehicles,

Between all points and places in Cheyenne, Rawlins, Decatur, Norton, Phillips, Sherman, Thomas, Sheridan, Wallace, Logan and Gove counties, Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Glacier Petroleum, Inc.) Docket No. 152,489 M
825 Commercial)
Emporia, KS 66801) MC ID No. 117240

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614

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

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Roy Hiser, dba) Docket No. 190,071 M
Car Haulers R Us)
Route 2, Box 21A)
Conway Springs, KS 67031) MC ID No. 150096

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614

Vehicles and wrecked, disabled repossessed and replacement motor vehicles, trailers, recreational vehicles, recreational trailers, golf carts, campers, pick up toppers, boats and motorcycles,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Danny J. Petz, dba) Docket No. 190,072 M
Petz Trucking)
Route 1, Box 28)
McCracken, KS 67556) MC ID No. 150097

Applicant's Attorney: None

Grain, building materials, livestock, livestock equipment, hay, farm machinery, bagged feed and seed, salt blocks and minerals,

Between all points and places in Barton, Edwards, Ellis, Ellsworth, Ford, Gove, Harvey, Hodgeman, Lane,

Lincoln, McPherson, Ness, Pawnee, Pratt, Reno, Rice, Rush, Russell, Saline, Scott, Sedgwick, Stafford and Trego counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Nan Y. Peyton, dba) Docket No. 189,904 M
PMS Truckin')
511 S. Court)
Ulysses, KS 67880) MC ID No. 150278

Applicant's Attorney: None

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

Between all points and places in the state of Kansas.

Application for Transfer of Certificate of Convenience and Necessity:

Kenneth Pratt, dba) Docket No. 165,914 M
K & P Trucking)
I-29 and HH Hwy.)
Platte City, MO 64079) MC ID No. 133745

TO:
K & P Trucking, Inc.
I-29 and HH Hwy.
Platte City, MO 64079

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

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

Between all points and places in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Southwest Hay, Inc.) Docket No. 186,419 M
West Highway 56)
Satanta, KS 67870) MC ID No. 149228

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

General commodities (except household goods),

Between all points and places in the state of Kansas.

Don Carlile
Administrator
Transportation Division

Doc. No. 014521

State of Kansas

Secretary of State

Usury Rate for March

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 March 1, 1994 through March 31, 1994, is 8.95 percent.

Bill Graves
Secretary of State

Doc. No. 014501

State of Kansas

Board of Regents
Fort Hays State University

Notice of Hearing on Proposed
Traffic Regulations

The Board of Regents will conduct a public hearing at 3:30 p.m. Wednesday, April 6, and at 10:45 a.m. Monday, April 11, in the Prairie Room of the Memorial Union, Fort Hays State University, Hays, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways, and parking facilities at Fort Hays State University.

There are no proposed changes for the 1994-95 fiscal year.

Interested persons will be given a reasonable opportunity at the two public hearings to present their views regarding the adoption of the existing regulations. Written comments and a request for a copy of the existing regulations should be submitted to John E. Huber, Hearing Officer, Traffic and Parking Regulations, Room 238, Malloy Hall, Fort Hays State University, 600 Park St., Hays 67601-4099.

Ted D. Ayres
General Counsel

Doc. No. 014514

State of Kansas

Board of Regents
University of Kansas Medical Center

Notice of Hearing on Proposed
Traffic Regulations

The Board of Regents will conduct a public hearing at 2 p.m. Friday, April 15, in the Wahl Hall east auditorium, G010 ground floor, University of Kansas Medical Center, Kansas City, Kansas, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways and parking facilities at the University of Kansas Medical Center.

1. General Regulations. The current regulations specify who is subject to these rules and regulations and that all vehicles must have a valid parking permit. The proposed amendment will delete the last sentence stating that the green permits are not honored on the Lawrence campus.

2. Student, Faculty, Employee and Staff Parking. The current regulations specify that the university maintain various types of parking to meet the needs of faculty, staff, employee and students. The proposed amendment will delete any reference to green zone parking.

3. Patient, Visitor and Special Restricted Parking Areas. The current regulations specify the various types of parking that are available on campus. The proposed amendment will state that there will no longer be free parking at 36th and Rainbow Blvd. Also, all references to green zone parking will be deleted.

4. Parking Offenses. The current regulations specify violations for which a vehicle may be ticketed and the cost of such violations. No amendments are proposed.

5. Payment of Fines. The current regulations specify the method and procedures for payment of violation notices, late payment, which constitutes excessive violations and consequences of excessive violations and towing and impoundment procedures. No amendments are proposed.

6. Appeal of Violation Notices. The current regulations establish the procedures for appeals from a charge of misuse of parking area. No amendments are proposed.

7. Permit Fees. The current regulations specify the fees charged for all controlled parking areas. The proposed amendments are as follows:

Table with 4 columns: Category, Current Annual, Current Semi-Annual, and another set of Current Annual/Semi-Annual values. Rows include Blue, Red, Yellow, Green, Lot 27 gate card.

K.U.M.C. students considered full time (Note: 7 hours or more enrolled hours per semester) shall receive a 25% discount off the annual Yellow Permit price. Students must show proof of enrollment from Student Records and Registration.

The permit fees shall be prorated each month during the fiscal year by the following amounts:

Table with 4 columns: Category, Current Annual, Current Semi-Annual, and another set of Current Annual/Semi-Annual values. Rows include Blue, Red, Yellow, Green, Day Card, Reserved Area, Night Card.

Ted D. Ayres
General Counsel

Doc. No. 014509

State of Kansas

**Board of Regents
Kansas State University-Salina**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 2 p.m. Thursday, April 7, in the Shuttle Room of the Student Union, Kansas State University-Salina, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways and parking facilities at Kansas State University-Salina. The following is a summary of the substance of the rules and proposed changes:

The traffic and parking regulations for the Salina campus are similar to those at Kansas State University in Manhattan. Minor changes have been made to fit the unique environment of the Salina campus.

The changes affecting most individuals are in Section II. B., Fee Schedule. Student and part-time faculty vehicle parking permits will be increased from \$16.00 to \$17.00 annually. Faculty and staff vehicle parking permits will be increased from \$27.00 to \$28.00 annually. Motorcycle permits will increase from \$5.00 to \$6.00. Other changes affecting those who violate the regulations are in Section VII. B., Misuse Fees. The misuse fee for most violations will increase from \$4.00 to \$5.00. Several serious violations have been added with misuse fees of \$25.00 and \$50.00. Section E. 1., Parking for the Physically Disabled, has been expanded.

Ted D. Ayers
General Counsel

Doc. No. 014513

State of Kansas

**Board of Regents
University of Kansas**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 3 p.m. Thursday, April 7, in the Parking Department conference room, 1501 Irving Hill Road, University of Kansas, Lawrence, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways, and parking facilities at the University of Kansas. The following is a summary of the substance of the rules and proposed changes:

1. General Regulations. The current regulations specify who is subject to these rules and regulations, that all vehicles must have a valid parking permit, and the hours of access to the central campus. The proposed amendment would change the hours of restriction of Jayhawk Boulevard from 7:45 a.m.-4:45 p.m. to 7:45 a.m.-5 p.m.

2. Definitions. The current regulations specify, for the purpose of these regulations, the definitions of student, faculty, staff, visitors, residence hall visitor, medical parking needs, handicap parking, moped and motorcycle parking. No amendments are proposed.

3. Visitor Parking. The current regulations specify conditions under which visitors may legally park at the University of Kansas. No amendments are proposed.

4. Parking Permits. The current regulations establish procedures pertaining to parking permits and the types of permits available. The proposed amendments will specify the childcare centers, Haworth/Dole and Hilltop, for which the existing Childcare Load Permit shall be purchased.

5. Student, Faculty, and Staff Parking. The current regulations establish procedures by which parking permits for vehicles may be obtained and appealed, and procedures for new employees. No amendments are proposed.

6. Permit Fees. The current regulations specify the fees charged for parking permits. The proposed amendment will allow for a refund of a permit if requested within 14 days after the permit is received, rather than 14 days after payment for a permit.

7. Control of Parking Lots and Zones. The current regulations specify times and locations for parking restrictions at the University of Kansas. The proposed amendment will remove the evening restriction on the portion of lot 3 east of the Spencer overhang, behind Bailey Hall. The portion of the lot on Poplar Lane from Jayhawk Boulevard to the Overhang, and the Overhang itself will remain restricted. The three 24-hour reserved Vice Chancellor stalls will now be restricted from 7 a.m. to 6 p.m.

8. Violations. The current regulations specify violations for which a vehicle may be ticketed and the cost of such violations. No amendments are proposed.

9. Payment of Fees for Violations. The current regulations specify the method and procedure for payment of violation notices, late payment, what constitutes excessive violations and consequences of excessive violations, and towing and impoundment procedures. No amendments are proposed.

10. Appeal of Violation Notices. The current regulations establish the procedures for appeals from a charge of misuse of parking area. No amendments are proposed.

11. Statutory Authorization. The current regulations establish the authorization of the Board of Regents to promulgate regulations for the control of parking and traffic on the University of Kansas campus and to establish misuse fees for violations of the regulations. No amendments are proposed.

Interested persons will be given reasonable opportunity at the hearing to present their views concerning the adoption of the proposed amendments to the existing regulations. Written comments may also be submitted prior to the hearing. Written comments or a request for a copy of the proposed regulations and a copy of the financial impact statement of such changes should be submitted to Raymond K. Moore, Professor, Civil Engineering, University of Kansas, 2006D Learned Hall, Lawrence 66045.

Ted D. Ayers
General Counsel

Doc. No. 014510

State of Kansas

**Board of Regents
Wichita State University**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 2 p.m. Thursday, April 7, in Room 212 of the Campus Activities Center, Wichita State University, Wichita, concerning the adoption of regulations governing traffic and parking on roads, streets, driveways and parking facilities at Wichita State University.

Interested persons will be given an opportunity to present their views concerning the adoption of the proposed amendments to the existing regulations. Written comments may also be submitted but must be received prior to April 15. Written comments or a request for a copy of the proposed regulations and a copy of the financial impact statement of such changes should be submitted to Charles Rummery, Chief of University Police, Wichita State University, 1845 N. Fairmount, Box 3, Wichita 67260-0003. The following is a summary of the substance of the rules and the proposed changes.

Article 5.8—Vehicles are required to park in designated parking areas appropriate to the permit classification as posted on parking lot entrance/parking area signs. Open parking is permitted in University Lots and designated parking areas between 6:45 p.m. and 7:00 a.m. 6:30 p.m. and 7:30 a.m. Monday through Friday, on Saturday, Sunday and all recognized University holidays except for handicapped stalls, marked reserve stalls, service and loading zones. All vehicles parked in residence hall lots must display a current residence hall parking sticker.

Article 9.2—Appeals must be made within ten (10) calendar days. Late appeals will be accepted only for special circumstances which must be approved by the Traffic Court Appeals Committee.

Article 9.5—If the appellant has requested to appear in person, the appellant will be notified by postcard regarding the time and place when the University Traffic Court Traffic Appeals Committee will hear the oral appeal.

Article 9.7—A charge of one dollar (~~\$1~~) five dollars (\$5) will be made to those appeals not ~~annulled~~ sustained.

Article 9.8—Failure to pay a ticket upheld by the Traffic Court Appeals Committee within ten (10) days following receipt of the Court's Committee's decision will result in the assessment of a \$3.00 late fee.

Article 9.9—The University Traffic Court Traffic Appeals Committee is prohibited from reducing the traffic fines incorporated in these regulations.

Ted D. Ayres
General Counsel
State Board of Regents

Doc. No. 014517

State of Kansas

**Board of Regents
University of Kansas School
of Medicine-Wichita**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 4 p.m. Monday, April 11, at the Roberts Amphitheater, University of Kansas School of Medicine-Wichita, concerning the adoption of regulations governing traffic and parking on parking facilities at the University of Kansas School of Medicine-Wichita for the 1995 fiscal year.

1. General Regulations. The current regulations specify who is subject to these rules and regulations and that all vehicles must have a valid parking permit. No changes are proposed.

2. Student, Faculty and Staff Parking. The current regulations specify that the university maintain various types of parking to meet the needs of faculty, staff, employee and students. No amendments are proposed.

3. Patient and Visitor Parking. The current regulations specify the various types of parking that is available on campus. There are no recommended changes at this time.

4. Special Restricted Parking Areas. This section specifies parking permit classifications by color zone for the Wichita campus. No changes are proposed.

5. Parking Area Restrictions. The regulations review parking for certain groups of campus visitors: patients, deliveries, and library patrons. No amendments are proposed.

6. Parking Offenses. The current regulations specify violations for which a vehicle may be ticketed and the cost of such violations. The recommended changes are as follows:

6.1 Increase the fee for Group I violations from \$5 to \$10.

6.2 Increase the fee for Group II violations from \$7.50 to \$20.

6.3 Increase the fee for Group III violations from \$25 to \$35. Delete item 13 on handicap parking and move it to section 6.4.

6.4 Create a new category for handicap parking violations and move it from section 6.3. The fee for violations will be \$100 and will be referred to as Group IV.

6.5 Move previous section 6.4 on GROUP IV UNIVERSITY VIOLATIONS to section 6.5 and change it to GROUP V UNIVERSITY VIOLATIONS.

7. Payment of Fines. The current regulations specify the method and procedures for payment of violations and late payments. No changes are proposed.

8. Appeal of Violation Notices. The current regulations establish the procedures for appeals from a charge of misuse of parking areas. No amendments are recommended.

9. Permit Fees and Refunds. The existing regulations specify the fees charged for all controlled parking areas and applicable refund procedures. The proposed fees are as follows:

	FY94 Rate	Proposed FY95 Rate
Orange zone	\$30	\$40
Tan zone	\$60	\$80
Student/Resident:		
Orange zone	\$20	\$25
Tan zone	\$30	\$60

Ted D. Ayres
General Counsel

Doc. No. 014511

State of Kansas

**Board of Regents
Kansas State University**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 3 p.m. Thursday, April 14, in the Student Union, Big 8 Room, Kansas State University, Manhattan, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways and parking facilities at Kansas State University. The following is a summary of the substance of the rules and proposed changes:

General:

Revisions in wording and structure were made for the purpose of clarity and understanding. New misuse fees were established to better align them with misuse fees at comparable universities. Also, by increasing misuse fees, the Council on Traffic, Parking, and Police Operations did not find it necessary to increase parking permit fees for faculty, staff, and students. Another major change was the addition of a new section (booklet) on bicycle regulations and safety tips. Reserved stall costs have increased, the first increase for them in five years.

1. Page 1

Requirements:

Section A.

1. The Parking Services Office will close at 4:30 p.m. to allow daily bookkeeping duties to be completed by 5:00 p.m.

2. Page 4

New Definitions:

Section I.B.

10. Park or parking—the standing of a vehicle, whether occupied or not.
11. Accessible stall—a space reserved for the physically disabled.
12. Disabled vehicle—any inoperable vehicle.

3. Page 5

Fee Schedule:

Section II.B.

	Annual	Semi-Annual
KSU State Vehicle (Reserved Stall)	\$110	\$55
KSU State Vehicle, Faculty/Staff Lots	\$ 60	\$30

KSU State Vehicle,	0	-
Outlying Lots		
Reserved Stall		
(In addition to a permit)		
24 hour	\$300	-
10 hour	\$200	-

The monthly payroll deduction table has been corrected to reflect the reserved stall changes as listed.

4. Page 6

II. Parking Permits

C.1. Add, . . . first day of classes of the fall semester until the first day of classes of the fall semester of the following year . . .

5. Page 7

E. Salina—Vehicles with Student and Faculty/Staff parking permits issued by the Salina campus may park in any Student or Faculty/Staff lot but may not park in residence hall lots or restricted parking areas.

F. Special Permits

1. Parking for Physically Disabled

a. Permits that allow disabled faculty, staff, or students to use parking spaces designated for the physically disabled may be obtained from KSU Parking Services. Temporary medical permits are issued by KSU Parking Services at no cost provided the individual has a valid KSU parking permit. Temporary medical permits must be displayed with a valid KSU parking permit in order to park in the area designated on the temporary medical permit.

b. No person shall stop, stand, or park any vehicle in a parking space which is clearly marked as being reserved for the use of physically disabled persons or persons responsible for the transportation of physically disabled persons unless such vehicle displays a special license, permanent placard, temporary placard issued pursuant to K.S.A. 8-161 or K.S.A. 8-1,125 and amendments thereto, and is being operated by or used for the transportation of a physically disabled person requiring the use of that particular stall. In addition all vehicles must display a valid KSU Parking Permit.

c. Vehicles parked in accessible spaces must also display a KSU parking permit.

d. Any physically disabled person requiring long term daily parking should apply to KSU Parking Services for an individual reserved stall. There is no additional charge for a reserved stall permit issued to a physically disabled person. The reserved stall may be used only by the person to whom it is assigned and the stall may not be shared.

g. No person shall stop, stand, or park any vehicle so that it blocks or restricts a ramp accessible to a wheelchair.

(continued)

6. Page 10

F.2. f. Jardine Terrace residents, in addition to receiving a permanent visitors permit as an "Inventory Item," may also obtain parking permits for guests from the Department of University Police.

h. Visitors who have not obtained a visitor permit and have been issued a parking citation for not having a valid permit may submit the citation to KSU Parking Services within five business days for cancellation (voidance). Only one citation per person/vehicle may be canceled for any 12 month period.

7. Page 13

Parking Hours

C. No vehicle shall be stored in general parking areas, nor shall any trailer, disabled vehicle, or vehicle not displaying a current license plate lawfully issued to such vehicle be stored on University property unless prior authorization is obtained from KSU Parking Services.

8. Page 17

VIII. Enforcement/Misuse Fees/Penalties Appeals.

B. Parking Violations:

A vehicle may be re-ticketed every 24 hours for the same violation if the violation is not corrected. This provision does not apply to numbers 01, 02, or 17.

01. VIOLATION WARNING—A warning of being in violation
02. \$5.00 EXPIRED METER—Meter violations are \$5.00 if paid within five (5) business days, \$10.00 thereafter. Vehicles may be re-ticketed based on the time limit posted on the respective meter.
03. \$15.00 MUTILATED PERMIT—Displaying a damaged or mutilated parking permit.
04. \$15.00 NO VALID PERMIT/AUTHORIZATION—No valid parking permit or authorization displayed or visible.
05. \$15.00 NOT WITHIN MARKED STALL—Vehicle not within marked parking stall.
06. \$15.00 NO PARKING AREA—Parking in an area not specifically designated as a parking area for motor vehicles.
07. \$15.00 PARKED IN WRONG AREA—Parking in an area other than specified on the permit.
08. \$15.00 OVERTIME PARKING—Overtime parking in an area regulated by a time limited sign.
09. \$15.00 WRONG SIDE OF STREET—Parked parallel to the street on wrong side of street or parking apron or diagonal parking stall facing oncoming traffic.
10. \$15.00 OTHER—Any other parking violation deemed inappropriate.

11.-21.—Vehicles may be impounded and a towing or wheel lock removal fee be assessed in addition to the misuse fee.

11. \$30.00 BLOCKING DRIVE OR VEHICLE—Blocking drive, roadway, or vehicles, including illegally parked vehicles.
12. \$30.00 RESTRICTING TRAFFIC FLOW—Restricting normal flow of traffic.
13. \$30.00 FIRE LANE—Parking in designated fire lane.
14. \$30.00 FIRE HYDRANT—Parking adjacent to fire hydrant or fire department connection (within 15 feet of curb space both directions).
15. \$30.00 UNAUTHORIZED STORAGE—Unauthorized storage of a vehicle or trailer on Kansas State University property.
16. \$30.00 HANDICAP STALL—Illegally parking in a space designated for the physically disabled.
17. \$30.00 EXCESSIVE VIOLATOR—Excessive violations (5 or more past due parking citations).
18. \$30.00 EMERGENCY VEHICLE AREA—Illegally parking in an emergency vehicle area.
19. \$30.00 RESERVED/SERVICE STALL—Illegally parking in a designated reserved stall or service stall.
20. \$30.00 SERVICE PERMIT—Improper use or violation of terms for a service permit.
21. \$30.00 OTHER—Any other parking problem deemed as a violation or an unsafe condition.
- 22.-24.—Permits must be surrendered to KSU Parking Services or the Department of University Police upon notification.
22. \$60.00 forged, altered, or stolen permit—Displaying a forged, altered, or lost /stolen parking permit.
23. \$60.00 ILLEGAL REGISTRATION—Misrepresentation or illegal registration.
24. \$60.00 OTHER—Any other parking problem deemed as a violation by KSU Parking Services or the Department of University Police to be inappropriate, unsafe, or a habitual violator.

Moving Violations:

Notices to Appear for moving violations are processed by the Riley County District Court or the Courts of the 21st Judicial District.

Bicycle Violations: (See Bicycle Regulations)

1. \$25.00 RIDING ON SIDEWALK OR GRASS—Riding on sidewalk, pedestrian walkways, or grass.
2. \$15.00 IMPROPER PARKING—Improper parking (also subject to impoundment or removal at owner's expense).

Skateboard Violations:

\$15.00 Skateboarding on sidewalk, parking lots, paved areas adjacent to buildings, or inside buildings.

C. OTHER PENALTIES

1. Students—Students having unpaid fees will not be permitted to re-enroll, drop/add, or receive a transcript or records.
2. Faculty/Staff—In the case of termination of employment of a faculty or staff member, his or her final salary payment may be withheld pending settlement of unpaid misuse fees.
3. Delinquent accounts may be forwarded to a collection agency and/or the Set-off program as created in K.S.A. 75-6201.
4. No vehicle may be parked on University property if at least five (5) University parking citations issued to such vehicle remain delinquent and the vehicle is subject to impoundment. Any vehicle impounded under this section may not be released until all citations and impounding fee have been paid or payment arrangements have been made to the satisfaction of KSU Parking Services.
5. Students, faculty, and staff may be permitted, at the discretion of the Director of KSU Parking Services, to enter into a payment agreement for payment of unpaid misuse fees.

D. APPEALS—The KSU Parking Appeals Board was established by the University to review the validity of violation notices when a review is requested by the violator. The procedures are:

1. An Appeals Form must be completed, filed, reviewed, and recorded at Parking Services by the close of business on the fifth business day after the issuance of the violation notice. The Appeals Committee may uphold or dismiss the violation. Paid tickets may not be appealed. Appeals made after five (5) business days from the date of the violation will not be accepted.
2. All actions of the Appeals Committee are final.
3. All penalties must be paid within 10 days following the decision date of the Appeals Committee. Failure to do so may result in the impoundment of the vehicle.

Ted D. Ayres
General Counsel

Doc. No. 014512

State of Kansas

**Board of Regents
Pittsburg State University**

**Notice of Hearing on Proposed
Traffic Regulations**

The Board of Regents will conduct a public hearing at 4 p.m. Tuesday, April 12, at the Overman Student Center, Pittsburg State University, Pittsburg, concerning the adoption of regulations governing traffic and parking on the roads, streets, driveways and parking facilities at Pittsburg State University. A summary of the proposed changes are as follows:

Permit Fees

Student parking costs are included in student fees. Students are charged a parking fee of \$1.00 per credit hour for the first ~~six (6)~~ ^{seven (7)} hours. ~~Seven (7)~~ ^{Eight (8)} or more hours is a flat fee of ~~\$7.00~~ ^{\$8.00} per semester.

The following permit fees shall be charged faculty/staff:

Motorcycle Permits . . .	\$14	\$16	academic year,	\$12	\$13	spring semester or	\$12	\$13	summer session
Blue zone . . .	\$23	\$24	academic year,	\$20	\$21	spring semester or	\$20	\$21	summer session
Red zone . . .	\$45	\$47	academic year,	\$40	\$41	spring semester or	\$40	\$41	summer session
Brown zone . . .	\$14	\$16	academic year,	\$12	\$13	spring semester or	\$12	\$13	summer session
Gold zone . . .	\$45	\$47	academic year,	\$40	\$41	spring semester or	\$40	\$41	summer session

Students, faculty and staff must meet guidelines set by the Parking Committee to purchase parking permits. Persons who have purchased a parking permit for a vehicle may receive (charge ~~\$2.00~~ ^{\$3.00}) a new permit for a replacement vehicle if identifiable remnants of the original permit are presented to the University Police and Parking Services Office. If no identifiable remnants are returned, the cost shall be the zone cost fee.

Car Pooling for Faculty and Staff

By definition, car pooling means the use of one vehicle at a time for the transportation of two or more persons to a parking facility at the university by mutual consent of all parties involved.

Permits may be issued to all parties in the car pool upon approval by the University Police and Parking Services Office. Each vehicle in the pool shall be issued a permit identifying the vehicle as a pool car. One validation hanger shall be issued to the car pool members. This hanger shall be displayed by suspending it from the rear view mirror on the vehicle being used on campus at that time. This shall validate the permit. A person desiring parking permits for two or more vehicles registered to the same person may apply for car pool privilege. The fee charged for the pool permit shall be that required for the purchase of one permit. An additional charge will be assessed for each member thereafter, at a cost of ~~\$2.00~~ ^{\$3.00} each, for each car pool permit. The vehicle displaying the validation hanger shall be the only vehicle of that car pool eligible to use permit park-

(continued)

ing in the authorized area. Non-car pool permits may be switched to car pool permits by returning identifiable remnants of the original permit to the University Police and Parking Services Office and purchasing a duplicate permit at a cost of \$2.00 \$3.00 for each vehicle. Proof of ownership or authorized use of vehicles is required of any person who wishes to purchase duplicate stickers.

Ted D. Ayers
General Counsel

Doc. No. 014508

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. The following appointments were filed February 21-25:

State Representative, 79th District

Joe Shriver, 820 N. 9th, Arkansas City 67005. Term expires when a successor is elected and qualifies according to law. Succeeds Rand Rock, resigned.

Advisory Council on Aging

Louie DeRoin, Public Service Area Number Nine, Route 1, Box 58A, White Cloud 66094. Term expires June 30, 1996. Succeeds Norman Ellis.

Governor's Commission on Housing and Homelessness

L. Jane Young, Cohen-Esrey Real Estate, 400 S.W. 8th, Suite 110, Topeka 66603. Serves at the pleasure of the Governor. New position.

William I. Koch Commission on Crime Reduction and Prevention

(Established by Executive Order No. 94-163. Terms expire January 31, 1996.)

Brian E. Barents, Learjet, Inc., P.O. Box 7707, Wichita 67277-7707.

Pattie Besse, 10622 W. 97th, Overland Park 66214.

Steven J. Davies, Box 416, Kingman 67068.

Renee Gardner, Office of the Governor, 2nd Floor, State Capitol, 300 S.W. 10th Ave., Topeka 66612.

Joseph Jennings, Turning Point Outreach, M536 Birch St., Marshfield, WI 54449.

William I. Koch, Chairperson, Oxbow Corporation, 1601 Forum Place, West Palm Beach, FL 33401.

W. Walter Menninger, The Menninger Foundation, P.O. Box 829, Topeka 66601.

Eric R. Rosen, 416 S.W. Woodlawn, Topeka 66606.

David J. Theroux, The Independent Institute, 134 98th Ave., Oakland, CA 94603.

Bill Graves
Secretary of State

State of Kansas

Consumer Credit Commissioner

Permanent Administrative Regulations

Article 6.—UNIFORM CONSUMER CREDIT CODE

75-6-6. Computation of time for all contracts made on and after July 1, 1994. For the purpose of computation of time in the calculation of all finance or interest charges, a creditor shall use a 365-day year and shall count the exact number of days between the interval of payment. The occurrence of leap year may be disregarded. (Authorized by and implementing K.S.A. 16a-6-104(e); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; amended April 18, 1994.)

William F. Caton
Consumer Credit Commissioner

Doc. No. 014529

State of Kansas

Secretary of State

Permanent Administrative Regulations

Article 23.—VOTER REGISTRATION

7-23-13. Central voter registration format. (a) The county election officer in each county shall transmit voter registration information through the use of a computer media compatible with the hardware and software of the secretary of state. The secretary of state shall determine whether the media, hardware and software are compatible.

(b) The data shall be transmitted four times per year and shall reflect the voter registration data base of the county as of January 1, April 1, July 1, and October 1. When that date falls on a weekend or holiday the data shall reflect the voter registration data base as of the next business day.

(c) The data shall be transmitted to the secretary of state's office not later than the 14th day following the dates specified in subsection (b).

(d) The data shall be in the following format:

Field Name	Field Length
First Name	15
Middle Name	15
Last Name	20
Suffix	3
House Number	7
Direction	2
Street Name	20
Subdirection	1
Street type	4
Apartment/Suite Number	6
City	15
State	2
County	2
Zip code	5
Zip + Four	4

Mailing Address 1	20
Mailing Address 2	20
Mailing City	15
Mailing State	2
Mailing Zip code	5
Mailing Zip + Four	4
Social Security number	9
Date of Birth	8
Sex	1
Party Affiliation	1
Date of Registration	8
Phone number	10
Voter History	
—last two general	8
—last two primary	8
City/Township	30
Ward	3
Precinct	4
Senate District	3
Representative District	3
U.S. Representative District	1
Unified School District	3
State Board of Education District	2
Judicial District number	3

(Authorized by and implementing K.S.A. 1992 Supp. 25-2304; effective April 18, 1994.)

Bill Graves
Secretary of State

Doc. No. 014527

State of Kansas

Attorney General

Opinion No. 94-22

Cities and Municipalities—General Provisions—Countywide and City Retailers' Sales Taxes; Situs of Taxable Transactions.

Taxation—Kansas Compensating Tax—Rate Where Article Already Subjected to Tax. Representative Alex Scott, 65th District, Junction City, February 21, 1994.

The legislature may, by statute, authorize imposition of a local use tax on motor vehicles in an attempt to equalize the effect of local sales taxes. Cited herein: K.S.A. 12-191; 12-198; 79-3704. JLM

Opinion No. 94-23

Cities and Municipalities—Code for Municipal Courts; General Provisions—Prosecution and Arrest.

Constitution of the State of Kansas—Corporations—Cities' Powers of Home Rule. Edward C. Redmon, Kansas State Fire Marshal, Topeka, February 21, 1994.

A municipality, by valid charter ordinance, may grant a fire chief and members of the fire prevention bureau authority to serve warrants and notices to appear in municipal court for violations of the local fire code. Cited herein: K.S.A. 12-4113; 12-4201; 12-4203; 31-145; 31-157; Kan. Const., Art. 12, § 5. JWC

Opinion No. 94-24

Constitution of the United States—Rights and Immunities of Citizens—Escheat of Abandoned Bank De-

posits to City. C. E. Russell, Oxford City Attorney, Wellington, February 21, 1994.

1994 House Bill 2698 violates the Fourteenth Amendment to the United States constitution because it does not provide due process protection for a person who may have an interest in inactive bank deposits and a right to receive further lease payments—both of which may escheat to the city under this proposed legislation. However, these constitutional infirmities may be cured by the inclusion of provisions which provide for a presumption of abandonment after a period of years and a judicial determination of escheat with the concomitant provisions of notice and an opportunity to object. Cited herein: K.S.A. 1993 Supp. 58-3902; K.S.A. 59-514; K.S.A. 1993 Supp. 59-901; K.S.A. 59-903. MF

Opinion No. 94-25

Criminal Procedure—Conditions of Release—Release Prior to Trial; Local Court Rule Concerning Pretrial Release. Representative Marvin Smith, 50th District, Topeka; Senator Lana Oleen, 22nd District, Manhattan; Judge William Carpenter, 3rd Judicial District, Topeka, February 22, 1994.

District Court Rule 3.324 does not sanction the practice of nonjudicial officers admitting persons in custody to bail. Rather, the court has determined bond amounts and types of bonds for certain crimes, and the nonjudicial officers are charged merely with executing the court's mandate.

K.S.A. 22-2814 *et seq.* does not authorize the practice of allowing a defendant to post 10 percent of the bond amount with the clerk of the district court. Furthermore, it is not permissible for a court to retain any portion of a cash deposit for the purpose of bond; however, the "fee" which the Third Judicial District is currently collecting from the defendants is not a "fine, penalty, or forfeiture" pursuant to K.S.A. 1993 Supp. 20-350 and, therefore, does not have to be turned over to the state treasurer.

K.S.A. 22-2809 requires that a court release a surety on the bond if the latter surrenders the defendant and requests discharge from the obligation. Consequently, a court may not impose a condition in the bond obligation which requires that a surety remain liable on the bond until the criminal proceeding is over.

Paragraph 15 of the district court rule requires that the court's order reflect the type of bond procedure that the defendant is using. Cited herein: K.S.A. 1993 Supp. 20-350; 22-2802; K.S.A. 22-2809; 22-2814; Kan. Const., art. 2, § 16. MF

Robert T. Stephan
Attorney General

Doc. No. 014515

(Published in the Kansas Register, March 3, 1994.)

**Notice of Redemption
to all holders of
City of Leonardville, Kansas
Industrial Revenue Bonds
Series A 1983**

(Leonardville Nursing Home, Inc.)

You are hereby notified that all of the outstanding above-described bonds have been called for redemption in full on April 1, 1994. All bonds maturing April 1, 1995, or after are subject to this notice of redemption. The bonds will be redeemed at a price equal to 100 percent of the principal amount, plus a premium of 3 percent of the face amount of the outstanding bonds. Interest on all outstanding bonds will cease to accrue from and after April 1, 1994. Such bonds should be surrendered to the paying agent, First Manhattan Trust Company, successor to First National Bank of Manhattan, P.O. Box 66, Manhattan, KS 66502-0001, for redemption and payment as indicated above.

City of Leonardville, Kansas

Doc. No. 014519

(Published in the Kansas Register, March 3, 1994.)

**Notice of Redemption
Elk County, Kansas
Unified School District 282
Series 1976**

Notice is hereby given that \$400,000 principal amount of bonds are called for redemption on April 1, 1994, at 102 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

Bond Numbers: 301 through 380

Maturity Dates: October 1, 1994 through
October 1, 1997

Cusips: 287232AS-1, 287232AT-9,
287232AU-6 and 287232AV-4

On April 1, 1994, all bonds designated for redemption will become due and payable upon presentation thereof at the address given below. On or after April 1, 1994, interest on the principal amount called for redemption shall cease to accrue. The bonds, along with IRS Form W-9 (verification of taxpayer identification number), may be presented for payment in person or by mail at the Office of the State Treasurer, Attn: Bond Redemption Dept., 900 S.W. Jackson, 2nd Floor, Topeka, KS 66612.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of principal on municipal securities will be obligated to withhold 31 percent of the payment of principal to holders who have failed to provide the paying agent with a valid taxpayer identification number. Holders of the above securities will avoid such withholding by providing a certified taxpayer identification number when presenting securities for payment.

Unified School District 282
Elk County, Kansas

Doc. No. 014534

State of Kansas

Secretary of State

I, Bill Graves, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

In Testimony Whereof, I have hereunto subscribed my name and affixed my official seal.

Bill Graves
Secretary of State

(Published in the Kansas Register, March 3, 1994.)

HOUSE Substitute for SENATE BILL No. 397

AN ACT concerning hospices; providing that medicare certified hospices may hold themselves out to the public as a hospice or a licensed hospice; exempting medicare certified hospices from certain statutes; providing injunctive remedies for violations; amending K.S.A. 39-923 and 65-5112 and K.S.A. 1993 Supp. 65-425 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) Each hospice located in this state which is certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 *et seq.* and amendments thereto shall be known and may hold itself out to the public as a hospice or as a licensed hospice so long as such hospice is certified to participate in the medicare program.

(b) Prior to January 1, 1996, an agency, organization or other entity which is engaged primarily in providing hospice services but which is not certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 *et seq.* and amendments thereto may hold itself out to the public as a hospice.

(c) On and after January 1, 1996, no agency, organization or other entity other than a hospice certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 *et seq.* and amendments thereto shall hold itself out to the public as a hospice or as a licensed hospice.

(d) The secretary of health and environment may file for an injunction against any agency, organization or other entity or person to restrain or prevent any violations of the provisions of this section.

Sec. 2. K.S.A. 39-923 is hereby amended to read as follows: 39-923. (a) As used in this act:

(1) "Adult care home" means any nursing facility, intermediate personal care home, one to five bed adult care home and any boarding care home, all of which classifications of adult care homes are required to be licensed by the secretary of health and environment. Adult care home does not mean adult family home.

(2) "Nursing facility" means any place or facility operating for not less than 24 hours in any week and caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who by reason of aging, illness, disease or physical or mental infirmity are unable to sufficiently or properly care for themselves, and for whom reception, accommodation, board and skilled nursing care and treatment is provided, and which place or facility is staffed to provide 24 hours a day licensed nursing personnel plus additional staff, and is maintained and equipped primarily for the accommodation of individuals who are not acutely ill and are not in need of hospital care but who require skilled nursing care.

(3) "Intermediate personal care home" means any place or facility operating for not less than 24 hours in any week and caring for six or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who by reason of aging, illness, disease or physical or mental infirmity are unable to sufficiently or properly care for themselves and for whom reception, accommodation, board, personal care and treatment or simple nursing care is provided, and which place or facility is staffed, maintained and equipped primarily for the accommodation of individuals not acutely ill or in need of hospital care, nursing facility care or moderate nursing care but who require domiciliary care and simple nursing care.

(4) "One-to-five-bed adult care home" means any place or facility which place or facility may be a private residence and which place or facility is operating for not less than 24 hours in any week and caring for not more than five individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who by reason of aging, illness, disease or physical or mental infirmity are unable to sufficiently or properly care for themselves and for whom reception, accommodation, board, personal care and treatment and skilled nursing care, supervised nursing care or simple nursing care is provided by the adult care home, and which place or facility is staffed, maintained and equipped primarily for the accommodation of individuals not acutely ill or in need of hospital care but who require domiciliary care and skilled nursing care, supervised nursing care or simple nursing care provided by the adult care home. When the home's capabilities are questioned in writing, the licensing agency shall determine according to its rules and regulations if any restriction will be placed on the care the home will give residents.

(5) "Boarding care home" means any place or facility operating for not less than 24 hours in any week and caring for three or more individuals not related within the third degree of relationship to the administrator or owner by blood or marriage and who by reason of aging, illness, disease or physical or mental infirmity are unable to sufficiently or properly care for themselves and for whom reception, accommodation, board and supervision is provided and which place or facility is staffed, maintained and equipped primarily to provide shelter to residents who require some supervision, but who are ambulatory and essentially capable of managing their own care and affairs.

(6) "Place or facility" means a building or any one or more complete floors of a building, or any one or more complete wings of a building, or any one or more complete wings and one or more complete floors of a building, and the term "place or facility" may include multiple buildings.

(7) "Skilled nursing care" means services commonly performed by or under the immediate supervision of a registered professional nurse and additional licensed nursing personnel for individuals requiring 24 hour a day care by licensed nursing personnel including: Acts of observation, care and counsel of the ill, injured or infirm; the administration of medications and treatments as prescribed by a licensed physician or dentist; and other nursing functions requiring substantial specialized judgment and skill based on the knowledge and application of scientific principles.

(8) "Supervised nursing care" means services commonly performed by or under the immediate supervision of licensed nursing personnel at least eight hours a day for at least five days a week including: Acts of observation, care and counsel of the ill, injured or infirm; the administration of medications and treatments as prescribed by a licensed physician or dentist; and other selected functions requiring specialized judgment and certain skills based on the knowledge of scientific principles.

(9) "Simple nursing care" means selected acts in the care of the ill, injured or infirm requiring certain knowledge and specialized skills but not requiring the substantial specialized skills, judgment and knowledge of licensed nursing personnel.

(10) "Resident" means all individuals kept, cared for, treated, boarded or otherwise accommodated in any adult care home.

(11) "Person" means any individual, firm, partnership, corporation, company, association or joint-stock association, and the legal successor thereof.

(12) "Operate an adult care home" means to own, lease, establish, maintain, conduct the affairs of or manage an adult care home, except that for the purposes of this definition the word "own" and the word "lease" shall not include hospital districts, cities and counties which hold title to an adult care home purchased or constructed through the sale of bonds.

(13) "Licensing agency" means the secretary of health and environment.

(14) "Skilled nursing home" means a nursing facility.

(15) "Intermediate nursing care home" means a nursing facility.

(b) The term "adult care home" shall not include institutions operated by federal or state governments, hospitals or institutions for the treatment and care of psychiatric patients, boarding homes for children under the age of 16 years, day nurseries, child caring

institutions, maternity homes, hotels or offices of physicians or hospices which are certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 et seq. and amendments thereto and which provide services only to hospice patients.

(c) The licensing agency may by rule and regulation change the name of the different classes of homes when necessary to avoid confusion in terminology and the agency may further amend, substitute, change and in a manner consistent with the definitions established in this section, further define and identify the specific acts and services which shall fall within the respective categories of facilities so long as the above categories for adult care homes are used as guidelines to define and identify the specific acts.

Sec. 3. K.S.A. 1993 Supp. 65-425 is hereby amended to read as follows: 65-425. As used in this act:

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

(b) "Special hospital" means an establishment with an organized medical staff of physicians; with permanent facilities that include inpatient beds; and with medical services, including physician services, and continuous registered professional nursing services for not less than 24 hours of every day, to provide diagnosis and treatment for patients who have specified medical conditions.

(c) "Person" means any individual, firm, partnership, corporation, company, association, or joint-stock association, and the legal successor thereof.

(d) "Governmental unit" means the state, or any county, municipality, or other political subdivision thereof; or any department, division, board or other agency of any of the foregoing.

(e) "Licensing agency" means the department of health and environment.

(f) "Ambulatory surgical center" means an establishment with an organized medical staff of one or more physicians; with permanent facilities that are equipped and operated primarily for the purpose of performing surgical procedures; with continuous physician services during surgical procedures and until the patient has recovered from the obvious effects of anesthetic and at all other times with physician services available whenever a patient is in the facility; with continuous registered professional nursing services whenever a patient is in the facility; and which does not provide services or other accommodations for patient to stay more than 24 hours. Before discharge from an ambulatory surgical center, each patient shall be evaluated by a physician for proper anesthesia recovery. Nothing in this section shall be construed to require the office of a physician or physicians to be licensed under this act as an ambulatory surgical center.

(g) "Recuperation center" means an establishment with an organized medical staff of physicians; with permanent facilities that include inpatient beds; and with medical services, including physician services, and continuous registered professional nursing services for not less than 24 hours of every day, to provide treatment for patients who require inpatient care but are not in an acute phase of illness, who currently require primary convalescent or restorative services, and who have a variety of medical conditions.

(h) "Medical care facility" means a hospital, ambulatory surgical center or recuperation center, but shall not include a hospice which is certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 et seq. and amendments thereto and which provides services only to hospice patients.

(i) "Rural primary care hospital" shall have the meaning ascribed to such term under K.S.A. 65-468 and amendments thereto.

(j) "Hospital" means "general hospital," "rural primary care hospital," or "special hospital."

(k) "Physician" means a person licensed to practice medicine and surgery in this state.

Sec. 4. K.S.A. 65-5112 is hereby amended to read as follows: 65-5112. The provisions of this act shall not apply to:

(continued)

(a) Individuals who personally provide one or more home health services if such persons are not under the direct control and doing work for and employed by a home health agency;

(b) individuals performing attendant care services directed by or on behalf of an individual in need of in-home care as the terms "attendant care services" and "individual in need of in-home care" are defined under K.S.A. 65-6201, if the individuals performing such services are not under the direct control and doing work for and employed by a home health agency; or

(c) any person or organization conducting a home health agency by and for the adherents of any recognized church or religious denomination or sect for the purpose of providing services for the care or treatment of the sick or infirm who depend upon prayer or spiritual means for healing in the practice of the religion of such church, religious denomination or sect; or

(d) a hospice which is certified to participate in the medicare program under 42 code of federal regulations, chapter IV, section 418.1 et seq. and amendments thereto and which provides services only to hospice patients.

Sec. 5. K.S.A. 39-923 and 65-5112 and K.S.A. 1993 Supp. 65-425 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register, March 3, 1994.)

SENATE BILL No. 393

AN ACT concerning unclaimed property; providing for disposition thereof; enacting the uniform unclaimed property act; providing for administration by the state treasurer; repealing K.S.A. 58-3901, 58-3906, 58-3908, 58-3911, 58-3913, 58-3914, 58-3915, 58-3916, 58-3917, 58-3918, 58-3920, 58-3923, 58-3924, 58-3925, 58-3926, 58-3927, 58-3930 and 58-3931 and K.S.A. 1993 Supp. 58-3902, 58-3903, 58-3904, 58-3905, 58-3907, 58-3909, 58-3909a, 58-3910, 58-3912, 58-3919, 58-3921, 58-3922, 58-3929, 58-3932 and 58-3933.

Be it enacted by the Legislature of the State of Kansas:

Section 1. As used in this act, unless the context otherwise requires:

- (a) "Administrator" means the state treasurer.
- (b) "Apparent owner" means the person whose name appears on the records of the holder as the person entitled to property held, issued or owing by the holder.
- (c) "Attorney general" means the attorney general of the state of Kansas.
- (d) "Banking organization" means a bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker or any organization defined by other law as a bank or banking organization.
- (e) "Business association" means a nonpublic corporation, joint-stock company, investment company, business trust, partnership or association for business purposes of two or more individuals, whether or not for profit, including a banking organization, financial organization, insurance company, utility or any mutual fund or other similar entity, whether operating in the form of a corporation or a trust, including but not limited to any investment companies registered under the federal investment company act of 1940.
- (f) "Domicile" means the state of incorporation of a corporation and the state of the principal place of business of an unincorporated person.
- (g) "Financial organization" means a savings and loan association, cooperative bank, building and loan association or credit union.
- (h) "Holder" means a person, wherever organized or domiciled, who is:
- (1) In possession of property belonging to another;
 - (2) a trustee; or
 - (3) indebted to another on an obligation.
- (i) "Insurance company" means an association, corporation, fraternal or mutual benefit organization, whether or not for profit, which is engaged in providing insurance coverage, including accident, burial, casualty, credit life, contract performance, dental, fidelity, fire, health, hospitalization, illness, life, including endowments and annuities, malpractice, marine, mortgage, surety and wage protection insurance.
- (j) "Intangible property" includes:

(1) Moneys, checks, drafts, deposits, interest, dividends and income;

(2) credit balances, customer overpayment, gift certificates, security deposits, refunds, credit memos, unpaid wages, unused airline tickets and unidentified remittances;

(3) stocks and other intangible ownership interests in business associations;

(4) moneys deposited to redeem stocks, bonds, coupons and other securities, or to make distributions;

(5) amounts due and payable under the terms of insurance policies; and

(6) amounts distributable from a trust or custodial fund established under a plan to provide health, welfare, pension, vacation, severance, retirement, death, stock purchase, profit sharing, employee savings, supplemental unemployment insurance or similar benefits.

(k) "Last known address" means a description of the location of the apparent owner sufficient for the purpose of the delivery of mail.

(l) "Mineral" means oil, gas, uranium, sulphur, lignite, coal and any other substance that is ordinarily and naturally considered a mineral, regardless of the depth at which the oil, gas, uranium, sulphur, lignite, coal or other substance is found.

(m) "Mineral proceeds" includes:

(1) All obligations to pay resulting from the production and sale of minerals, including net revenue interest, royalties, overriding royalties, production payments and joint operating agreements; and

(2) all obligations for the acquisition and retention of a mineral lease, including bonuses, delay rentals, shut-in royalties and minimum royalties.

(n) "Owner" means a depositor in the case of a deposit, a beneficiary in the case of a trust other than a deposit in trust, a creditor, claimant or payee in the case of other intangible property, or a person having a legal or equitable interest in property subject to this act or such person's legal representative.

(o) "Person" means an individual, business association, state or other government, governmental subdivision or agency, public corporation, public authority, estate, trust, two or more persons having a joint or common interest or any other legal or commercial entity.

(p) "State" means any state, district, commonwealth, territory, insular possession or any other area subject to the legislative authority of the United States.

(q) "Utility" means a person who owns or operates for public use any plant, equipment, property, franchise or license of the transmission of communications or the production, storage, transmission, sale, delivery or furnishing of electricity, water, steam or gas.

Sec. 2. (a) Except as otherwise provided by this act, all intangible property, including any income or increment derived therefrom, that is held, issued or owing in the ordinary course of a holder's business and has remained unclaimed by the owner for more than five years after it became payable or distributable is presumed abandoned.

(b) Property is payable or distributable for the purpose of this act notwithstanding the owner's failure to make demand or to present any instrument or document required to receive payment.

(c) A holder may not impose with respect to any property payable or distributable for the purpose of this act, including any income or increment derived therefrom, any fee or charge due to dormancy or inactivity or cease payment of interest unless:

(1) There is an enforceable written contract between the holder and the owner of the property pursuant to which the holder may impose a charge or cease payment of interest;

(2) for property in excess of \$25, the holder, no more than three months before the initial imposition of those charges or cessation of interest, has mailed written notice to the owner of the amount of those charges at the last known address of the owner stating that those charges will be imposed or that interest will cease, but the notice provided in this section need not be given with respect to charges imposed or interest ceased before the effective date of this act, or for property described in sections 4 and 5, and amendments thereto; and

(3) the holder regularly imposes such charges or ceases payment of interest and in no instance reverses or otherwise cancels them or retroactively credits interest with respect to the property. Charges imposed because of dormancy or inactivity may be made and col-

lected monthly, quarterly or annually except that beginning with the effective date of this act, such charges may only be imposed for a maximum of five calendar years.

Sec. 3. Unless otherwise provided in this act or by other statute of this state, intangible property is subject to the custody of this state as unclaimed property if the conditions raising a presumption of abandonment under sections 2 and 5 through 16, and amendments thereto, are satisfied and:

(a) The last known address, as shown on the records of the holder, of the apparent owner is in this state;

(b) the records of the holder do not reflect the identity of the person entitled to the property and it is established that the last known address of the person entitled to the property is in this state;

(c) the records of the holder do not reflect the last known address of the apparent owner, and it is established that:

(1) The last known address of the person entitled to the property is in this state; or

(2) the holder is a domiciliary or a government or governmental subdivision or agency of this state and has not previously paid or delivered the property to the state of the last known address of the apparent owner or other person entitled to the property;

(d) the last known address, as shown on the records of the holder, of the apparent owner is in a state that does not provide by law for the escheat or custodial taking of the property or its escheat or unclaimed property law is not applicable to the property and the holder is a domiciliary or a government or governmental subdivision or agency of this state;

(e) the last known address, as shown on the records of the holder, of the apparent owner is in a foreign nation and the holder is a domiciliary or a government or governmental subdivision or agency of this state; or

(f) the transaction out of which the property arose occurred in this state:

(1) (A) The last known address of the apparent owner or other person entitled to the property is unknown; or

(B) the last known address of the apparent owner or other person entitled to the property is in a state that does not provide by law for the escheat or custodial taking of the property or its escheat or unclaimed property law is not applicable to the property; and

(2) the holder is a domiciliary of a state that does not provide by law for the escheat or custodial taking of the property or its escheat or unclaimed property law is not applicable to the property.

Sec. 4. (a) Subject to subsection (c), any sum payable on a travelers check that has been outstanding for more than 15 years after its issuance is presumed abandoned unless the owner, within 15 years, has communicated in writing with the issuer concerning it or otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by an employee of the issuer.

(b) Subject to subsection (c), any sum payable on a money order that has been outstanding for more than seven years after its issuance is presumed abandoned unless the owner, within seven years, has communicated in writing with the issuer concerning it or otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by an employee of the issuer.

(c) No sum payable on a travelers check or money order described in subsections (a) and (b) may be subjected to the custody of this state as unclaimed property unless:

(1) The records of the issuer show that the travelers check or money order was purchased in this state;

(2) the issuer has its principal place of business in this state and the records of the issuer do not show the state in which the travelers check or money order was purchased; or

(3) the issuer has its principal place of business in this state, the records of the issuer show the state in which the travelers check or money order was purchased, and the laws of the state of purchase do not provide for the escheat or custodial taking of the property or its escheat or unclaimed property law is not applicable to the property.

(d) Notwithstanding any other provision of this act, subsection (c) applies to sums payable on travelers checks or money orders presumed abandoned on or after February 1, 1965, except to the extent that those sums have been paid over to a state before January 1, 1974.

(e) As used in this section, "money order" means a money order issued by a business association and includes a personal money order or other similar instrument issued by a banking or financial organization but not a bank money order, which is deemed a cashier's check.

Sec. 5. Any sum payable on a check, draft or similar instrument, except those subject to section 4 and amendments thereto, on which a banking or financial organization is directly liable, including a cashier's check and a certified check, which has been outstanding for more than five years after it was payable or after its issuance if payable on demand, is presumed abandoned unless the owner, within five years, has communicated in writing with the banking or financial organization concerning it or otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by an employee thereof.

Sec. 6. (a) Any demand, savings or matured time deposit with a banking or financial organization, including a deposit that is automatically renewable, and any funds paid toward the purchase of a share, a mutual investment certificate or any other interest in a banking or financial organization is presumed abandoned unless the owner within five years has:

(1) In the case of a deposit, increased or decreased its amount or presented the passbook or other similar evidence of the deposit for the crediting of interest;

(2) communicated in writing with the banking or financial organization concerning the property;

(3) otherwise indicated an interest in the property as evidenced by a memorandum or other record on file prepared by an employee of the banking or financial organization;

(4) owned other property to which paragraph (1), (2) or (3) applies and if the banking or financial organization communicates in writing with the owner with regard to the property that would otherwise be presumed abandoned under this subsection at the address to which communications regarding the other property regularly are sent; or

(5) had another relationship with the banking or financial organization concerning which the owner has: (A) Communicated in writing with the banking or financial organization; or (B) otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by an employee of the banking or financial organization and if the banking or financial organization communicates in writing with the owner with regard to the property that would otherwise be abandoned under this subsection at the address to which communications regarding the other relationship regularly are sent.

(b) For purposes of subsection (a), property includes interest and dividends.

(c) Any property described in subsection (a) that is automatically renewable is matured for purposes of subsection (a) upon the expiration of its initial time period, but in the case of any renewal to which the owner consents at or about the time of renewal by communicating in writing with the banking or financial organization or otherwise indicating consent as evidenced by a memorandum or other record on file, including but not limited to mailings to the owner which have not been returned to the holder, prepared by an employee of the organization, the property is matured upon the expiration of the last time period for which consent was given. If, at the time provided for delivery in section 19 and amendments thereto, a penalty or forfeiture in the payment of interest would result from the delivery of the property, the time for delivery is extended until the time when no penalty or forfeiture would result.

Sec. 7. (a) Funds held or owing under any life or endowment insurance policy or annuity contract that has matured or terminated are presumed abandoned if unclaimed for more than five years after the funds became due and payable as established from the records of the insurance company holding or owing the funds, but property described in subsection (c)(2) is presumed abandoned if unclaimed for more than two years.

(b) If a person other than the insured or annuitant is entitled to the funds and an address of the person is not known to the company or it is not definite and certain from the records of the company

(continued)

who is entitled to the funds, it is presumed that the last known address of the person entitled to the funds is the same as the last known address of the insured or annuitant according to the records of the company.

(c) For purposes of this act, a life or endowment insurance policy or annuity contract not matured by actual proof of the death of the insured or annuitant according to the records of the company is matured and the proceeds due and payable if:

(1) The company knows that the insured or annuitant has died; or

(2) (A) the insured has attained, or would have attained if living, the limiting age under the mortality table on which the reserve is based;

(B) the policy was in force at the time the insured attained, or would have attained, the limiting age specified in subparagraph (A); and

(C) neither the insured nor any other person appearing to have an interest in the policy within the preceding two years, according to the records of the company, has assigned, readjusted or paid premiums on the policy, subjected the policy to a loan, corresponded in writing with the company concerning the policy or otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by an employee of the company.

(d) For purposes of this act, the application of an automatic premium loan provision or other nonforfeiture provision contained in an insurance policy does not prevent a policy from being matured or terminated under subsection (a) if the insured has died or the insured or the beneficiary of the policy otherwise has become entitled to the proceeds thereof before the depletion of the cash surrender value of a policy by the application of those provisions.

(e) If the laws of this state or the terms of the life insurance policy require the company to give notice to the insured or owner that an automatic premium loan provision or other nonforfeiture provision has been exercised and the notice given to an insured or owner whose last known address according to the records of the company is in this state is undeliverable, the company shall make a reasonable search to ascertain the policyholder's correct address to which the notice shall be mailed.

(f) Notwithstanding any other provision of law, if the company learns of the death of the insured or annuitant and the beneficiary has not communicated with the insurer within four months after the death, the company shall take reasonable steps to pay the proceeds to the beneficiary.

(g) Commencing two years after the effective date of this act, every change of beneficiary form issued by an insurance company under any life or endowment insurance policy or annuity contract to an insured or owner who is a resident of this state shall request the following information:

(1) The name of each beneficiary, or if a class of beneficiaries is named, the name of each current beneficiary in the class;

(2) the address of each beneficiary; and

(3) the relationship of each beneficiary to the insured.

Sec. 8. A deposit, including any interest thereon, made by a subscriber with a utility to secure payment or any sum paid in advance for utility services to be furnished that remains unclaimed by the owner for more than one year after termination of the services for which the deposit or advance payment was made is presumed abandoned.

Sec. 9. (a) The sum to be paid as a refund, under an order or decision of a court or administrative agency or by agreement, remaining unclaimed for more than one year after it became payable is presumed abandoned regardless of whether the apparent owner has made any claim to the refund unless within the preceding one year there has been a communication between the apparent owner and the holder concerning that sum.

(b) Any sum payable or intangible property distributable in the course of a voluntary or involuntary dissolution or liquidation remaining unclaimed for one year after the date of the final distribution or liquidation is presumed abandoned unless within the preceding one year there has been communication between the apparent owner and the person making the payment or distribution concerning that sum or distribution.

(c) Intangible property payable or distributable to a member of or participant in a class action, either one allowed by the court to be maintained as such or one essentially handled as a class action, and remaining unclaimed for more than one year after the time for the final payment or distribution is presumed abandoned unless within the preceding one year there has been a communication between the member or participant and the holder concerning the property.

(d) Intangible property payable or distributable as the result of litigation or settlement of a dispute before a judicial or administrative body and remaining unclaimed for more than one year after the time for the final payment or distribution is presumed abandoned unless within the preceding one year there has been a communication between the apparent owner and the holder concerning the property. The person actually making or having the duty to make payment or distribution shall be deemed the holder for the purpose of this section.

Sec. 10. (a) Any stock, shareholding or other intangible ownership interest in a business association, the existence of which is evidenced by records available to the association, is presumed abandoned and, with respect to the interest, the association is the holder, if:

(1) The interest in the association is owned by a person who for more than five years has neither claimed a dividend, distribution nor other sum payable as a result of the interest or who has not communicated with the association regarding the interest or a dividend, distribution or other sum payable as the result of the interest as evidenced by a memorandum or other record on file with the association prepared by an employee of the association; and

(2) the association does not know the location of the owner at the end of the five-year period. The return of official shareholder notifications or communications by the postal service as undeliverable shall be evidence that the association does not know the location of the owner.

(b) This act shall be applicable to both the underlying stock, shareholdings or other intangible ownership interests of an owner, and any stock, shareholdings or other intangible ownership interest of which the business association is in possession of the certificate or other evidence or indicia of ownership, and to the stock, shareholdings or other intangible ownership interests of dividend and nondividend paying business associations whether or not the interest is represented by a certificate.

(c) At the time an interest is presumed abandoned under this section, any dividend, distribution or other sum then held for or owing to the owner as a result of the interest, and not previously presumed abandoned, is presumed abandoned.

(d) This act does not apply to any stock or other intangible ownership interest enrolled in a plan that provides for the automatic reinvestment of dividends, distributions or other sums payable as a result of the interest unless:

(1) The records available to the administrator of the plan show, with respect to any intangible ownership interest not enrolled in the reinvestment plan, that the owner has not within five years communicated in any manner described in subsection (a); or

(2) five years have elapsed since the location of the owner became unknown to the association, as evidenced by the return of official shareholder notifications or communications by the postal service as undeliverable, and the owner has not within those five years communicated in any manner described in subsection (a). The five-year period from the return of official shareholder notifications or communications shall commence from the earlier of the return of the second such mailing or the time the holder discontinues mailings to the shareholder.

Sec. 11. Any sum payable as mineral proceeds that has remained unclaimed by the owner for more than five years after it became payable or distributable, and the owner's underlying right to receive those mineral proceeds, is presumed abandoned. At the time an owner's underlying right to receive mineral proceeds is presumed abandoned, any mineral proceeds then owing to the owner and any proceeds accruing after that time are presumed abandoned.

Sec. 12. (a) Intangible property and any income or increment derived therefrom held in a fiduciary capacity for the benefit of another person is presumed abandoned unless the owner, within

five years after it has become payable or distributable, has increased or decreased the principal, accepted payment of principal or income, communicated concerning the property or otherwise indicated an interest as evidenced by a memorandum or other record on file prepared by the fiduciary.

(b) All intangible property and any income or increment derived therefrom held in an individual retirement account, a retirement plan for self-employed individuals, or similar account or plan established pursuant to the internal revenue laws of the United States, which has not been paid or distributed for more than 30 days after the earliest of the following: (1) The actual date of distribution or attempted distribution; (2) the date contracted for distribution in the plan or trust agreement governing the account or plan; or (3) the date specified in the internal revenue law of the United States by which distribution shall begin in order to avoid a tax penalty is presumed abandoned unless the owner or beneficiary within five preceding years has made additional payments or transfers of property to the account or plan, was paid or received a distribution, communicated concerning the property or otherwise indicated an interest as evidenced by a memorandum or other record on file with the account or plan fiduciary.

(c) For the purpose of this section, a person who holds property as an agent for a business association is deemed to hold the property in a fiduciary capacity for that business association alone unless the agreement between the agent and the business association provides otherwise.

(d) For the purposes of this act, a person who is deemed to hold property in a fiduciary capacity for a business association alone is the holder of the property only insofar as the interest of the business association in the property is concerned, and the business association is the holder of the property insofar as the interest of any other person in the property is concerned.

Sec. 13. Any intangible property held by the executive, legislative or judicial branch of the United States government, or a state, or a county or municipal subdivision of a state, or any of their authorities, agencies, instrumentalities, administrations, services or other organizations and remaining unclaimed for more than one year after it became payable or distributable is presumed abandoned.

Sec. 14. (a) A gift certificate or a credit memo issued in the ordinary course of an issuer's business which remains unclaimed by the owner for more than five years after becoming payable or distributable is presumed abandoned.

(b) In the case of a gift certificate, the amount presumed abandoned is the price paid by the purchaser for the gift certificate. In the case of a credit memo, the amount presumed abandoned is the amount credited to the recipient of the memo.

Sec. 15. Unpaid wages, including wages represented by unrepresented payroll checks, owing in the ordinary course of the holder's business which remain unclaimed by the owner for more than one year after becoming payable are presumed abandoned.

Sec. 16. (a) Except as otherwise provided by subsection (b), all tangible and intangible property held in a safe deposit box or any other safekeeping repository in this state in the ordinary course of the holder's business which remain unclaimed by the owner for more than five years after the lease or rental period on the box or other repository has expired are presumed abandoned.

(b) Any proceeds of a sale pursuant to K.S.A. 58-817 and amendments thereto which remain after satisfaction of the lien provided by K.S.A. 58-816 and amendments thereto that have been unclaimed by the owner for one year from receipt of the proceeds of the sale and satisfaction of the lien are presumed abandoned.

Sec. 17. (a) A person holding property tangible or intangible, presumed abandoned and subject to custody as unclaimed property under this act shall report to the administrator concerning the property as provided in this section.

(b) The report shall be verified and shall include:

(1) Except with respect to travelers checks and money orders, the name, if known, and last known address, if any, of each person appearing from the records of the holder to be the owner of property of the value of \$25 or more presumed abandoned under this act;

(2) in the case of unclaimed funds of \$25 or more held or owing under any life or endowment insurance policy or annuity contract, the full name and last known address of the insured or annuitant

and of the beneficiary according to the records of the insurance company holding or owing the funds;

(3) in the case of the contents of a safe deposit box or other safekeeping repository or of other tangible property, a description of the property and any amounts owing to the holder;

(4) the nature and identifying number, if any, or description of the property and the amount appearing from the records to be due, but items of value under \$25 each shall be reported in the aggregate;

(5) the date the property became payable, demandable or returnable and the date of the last transaction with the apparent owner with respect to the property; and

(6) other information the administrator prescribes by rules and regulations as necessary for the administration of this act.

(c) If the person holding property presumed abandoned and subject to custody as unclaimed property is a successor to other persons who previously held the property for the apparent owner or the holder has changed names while holding the property, the holder shall file with the report all the known names and addresses for each previous holder of the property.

(d) The report shall be filed before November 1 of each year as of June 30 next preceding, but the report of any life insurance company shall be filed before May 1 of each year as of December 31 next preceding. On written request by any person required to file a report, the administrator may postpone the reporting date.

(e) Not more than 120 days before filing the report required by this section and no later than 60 days before filing the report required by this section, the holder in possession of property presumed abandoned and subject to custody as unclaimed property under this act shall send written notice to the apparent owner's last known address informing the apparent owner that the holder is in possession of property subject to this act if:

(1) The claim of the apparent owner is not barred by the statute of limitations; and

(2) the property has a value of \$25 or more, or is reported under section 10 or 16 and amendments thereto.

(f) The written notice shall also contain the following:

(1) Nature and identifying number, if any, or description of the funds or other property; and

(2) the amount appearing on the records of the holder to be due the apparent owner.

(g) If the holder is not a life insurance company, the written notice shall set forth an additional statement that the funds or other property will be reported as unclaimed property to the state treasurer of Kansas no later than November 1 of the current year.

(h) If the holder is a life insurance company, the written notice shall set forth an additional statement that the funds or other property will be reported as unclaimed property to the state treasurer of Kansas no later than May 1 of the current year.

Sec. 18. (a) Within the calendar year next following the year in which unclaimed property has been paid or delivered to the administrator, the administrator shall advertise the unclaimed property at least one time in a newspaper generally circulating in this state. The advertisement shall be made in such form as in the discretion of the administrator is likely to attract the attention of the apparent owner of the unclaimed property. It shall contain the following information:

(1) The name of each person appearing to be the owner of property presumed abandoned, as set forth in the report filed by the holder;

(2) the last known address or location of each person appearing to be the owner of property presumed abandoned, if an address or location is set forth in the report filed by the holder;

(3) a statement explaining that property of the owner has been presumed to be abandoned and has been taken into the protective custody of the administrator; and

(4) a statement that information about the abandoned property and its return to the apparent owner can be obtained at any time by a person having a legal or beneficial interest in that property by making an inquiry to the administrator.

(b) The administrator shall not be required to advertise the name and address or location of an owner of abandoned property having a total value less than \$25, nor information concerning travelers checks and money orders.

(continued)

Sec. 19. (a) At the time of the filing of the report required by subsection (d) of section 17 and amendments thereto and with that report, the person holding property presumed abandoned and subject to custody as unclaimed property shall pay or deliver to the administrator all of the property shown on the report and remaining unclaimed by the apparent owner.

(b) Upon written request showing good cause, the administrator may postpone the payment or delivery upon such terms or conditions as the administrator deems necessary and appropriate.

(c) The property paid or delivered to the administrator shall include all interest, dividends, increments and accretions due, payable or distributions on the property on November 1 or May 1 for a life insurance company. If payment or delivery is postponed, the property paid or delivered to the administrator shall include all interest, dividends, increments and accretions due, payable or distributable on the day that the property is paid or delivered to the administrator.

(d) The holder of an interest under section 10 and amendments thereto shall issue and deliver to the administrator a duplicate certificate or other evidence of ownership if the holder does not issue certificates of ownership, registered in the name of the state treasurer of Kansas. Upon delivery of a duplicate certificate to the administrator, the holder and any transfer agent, registrar or other person acting for or on behalf of a holder in executing or delivering the duplicate certificate or other evidence of ownership is relieved of all liability in accordance with section 20 and amendments thereto to every person, including any person acquiring the original certificate or the duplicate certificate issued to the administrator for any losses or damages resulting to any person by the issuance and delivery of the duplicate certificate or other evidence of ownership to the administrator.

(e) When a certificate or other evidence of ownership or a bond or other debt security registered in the name of a person is delivered to the administrator pursuant to any provision of this act and is presented by the administrator to the issuer thereof or the agent of the issuer, the issuer shall transfer and register it in the name of the state treasurer of Kansas, and a new certificate or security, so registered, shall be delivered to the administrator. The issuer and its transfer agent, registrar or other person acting on behalf of the issuer in executing and delivering the certificate or security shall be fully and automatically relieved from any liability to any person in accordance with section 20 and amendments thereto for any loss or damage caused by the transfer, issuance and delivery of the certificate or security to the administrator.

Sec. 20. (a) Upon the payment or delivery of property to the administrator, the state assumes custody and responsibility for the safekeeping of the property. A person who pays or delivers property to the administrator in good faith is relieved of all liability to the extent of the value of the property paid or delivered for any claim then existing or which thereafter may arise or be made in respect to the property.

(b) A holder who has paid money to the administrator pursuant to this act may make payment to any person appearing to the holder to be entitled to payment and, upon filing proof of payment and proof that the payee was entitled thereto, the administrator shall promptly reimburse the holder for the payment without imposing any fee or other charge. If reimbursement is sought for a payment made on a negotiable instrument, including a travelers check or money order, the holder shall be reimbursed under this subsection upon filing proof that the instrument was duly presented and that payment was made to a person who appeared to the holder to be entitled to payment. The holder shall be reimbursed for payment made under this subsection even if the payment was made to a person whose claim was barred under section 29 and amendments thereto.

(c) A holder who has delivered property, including a certificate of any interest in a business association, other than money to the administrator pursuant to this act may reclaim the property if still in the possession of the administrator, without paying any fee or other charge, upon filing proof that the owner has claimed the property from the holder.

(d) The administrator may accept the holder's affidavit as sufficient proof of the facts that entitle the holder to recover money and property under this section.

(e) If the holder pays or delivers property to the administrator in good faith and thereafter another person claims the property from the holder or another state claims the money or property under its laws relating to escheat or abandoned or unclaimed property, the administrator, upon written notice of the claim, shall defend the holder against the claim and indemnify the holder against any liability on the claim.

(f) For the purposes of this section, "good faith" means that:

(1) Payment or delivery was made in a reasonable attempt to comply with this act;

(2) the person delivering the property was not a fiduciary then in breach of trust in respect to the property and had a reasonable basis for believing, based on the facts then known to such person, that the property was abandoned for the purposes of this act; and

(3) there is no showing that the records pursuant to which the delivery was made did not meet reasonable commercial standards of practice in the industry.

Sec. 21. Whenever property other than money is paid or delivered to the administrator under this act, the owner is entitled to receive from the administrator any dividends, interest or other increments realized or accruing on the property at or before liquidation or conversion thereof into money if the amount of dividends, interest or other increments is \$5 or more.

Sec. 22. (a) Except as provided in subsections (b) and (c), the administrator, within three years after the receipt of abandoned property, shall sell it to the highest bidder at public sale in whatever city in the state affords in the judgment of the administrator the most favorable market for the property involved. The administrator may decline the highest bid and reoffer the property for sale if in the judgment of the administrator the bid is insufficient. If in the judgment of the administrator the probable cost of sale exceeds the value of the property, the property need not be offered for sale. Any sale held under this section shall be preceded by a single publication of notice, at least three weeks in advance of sale, in a newspaper of general circulation in the county in which the property is to be sold.

(b) Securities listed on an established stock exchange shall be sold at prices prevailing at the time of sale on the exchange. Other securities may be sold over the counter at prices prevailing at the time of sale or by any other method the administrator considers advisable.

(c) Unless the administrator considers it to be in the best interest of the state to do otherwise, all securities, other than those presumed abandoned under section 10 and amendments thereto, delivered to the administrator shall be held for at least one year before they may be sold.

(d) Unless the administrator considers it to be in the best interest of the state to do otherwise, all securities presumed abandoned under section 10 and amendments thereto and delivered to the administrator shall be held for at least three years before they may be sold. If the administrator sells any securities delivered pursuant to section 10 and amendments thereto before the expiration of the three-year period, any person making a claim pursuant to this act before the end of the three-year period is entitled to either the proceeds of the sale of the securities or the market value of the securities at the time the claim is made, whichever amount is greater, less any deduction for fees pursuant to subsection (b) of section 23 and amendments thereto. A person making a claim under this act after the expiration of this period is entitled to receive either the securities delivered to the administrator by the holder, if they still remain in the hands of the administrator, or the proceeds received from the sale, less any amounts deducted pursuant to subsection (b) of section 23 and amendments thereto, but no person has any claim under this act against the state, the holder, any transfer agent, registrar or other person acting for or on behalf of a holder for any appreciation in the value of the property occurring after delivery by the holder to the administrator.

(e) The purchaser of property at any sale conducted by the administrator pursuant to this act takes the property free of all claims of the owner or previous holder thereof and of all persons claiming through or under them. The administrator shall execute all documents necessary to complete the transfer of ownership.

Sec. 23. (a) Except as otherwise provided by this section, the administrator shall promptly deposit in the state general fund all funds received under this act, including the proceeds from the sale of abandoned property under section 22 and amendments thereto. The unclaimed property claims fund is hereby created in the state treasury. The administrator shall credit moneys to the unclaimed property claims fund sufficient for the prompt payment of claims duly allowed by the administrator. The unclaimed property claims fund shall be in an amount of not less than \$100,000. Before making the deposit, the administrator shall record the name and last known address of each person appearing from the holders' reports to be entitled to the property and the name and last known address of each insured person or annuitant and beneficiary and with respect to each policy or contract listed in the report of an insurance company its number, the name of the company and the amount due. The record shall be available for public inspection at all reasonable business hours.

(b) Before making any deposit to the credit of the state general fund, the administrator may deduct and credit to the unclaimed property expense fund which is hereby created in the state treasury:

- (1) Any costs in connection with the sale of abandoned property;
- (2) costs of mailing and publication in connection with any abandoned property;
- (3) operating expenses; and
- (4) costs incurred in examining records of holders of property and in collecting the property from those holders.

Sec. 24. (a) A person, excluding another state, claiming an interest in any property paid or delivered to the administrator may file with the administrator a claim on a form prescribed by the administrator and verified by the claimant. The administrator may hold a hearing on the claim in accordance with the provisions of the Kansas administrative procedure act. The decision resulting from any hearing shall be a public record.

(b) The administrator shall consider each claim within 90 days after it is filed and give written notice to the claimant if the claim is denied in whole or in part. The notice may be given by mailing it to the last address, if any, stated in the claim as the address to which notices are to be sent. If no address for notices is stated in the claim, the notice may be mailed to the last address, if any, of the claimant as stated in the claim. No notice of denial need be given if the claim fails to state either the last address to which notices are to be sent or the address of the claimant.

(c) If a claim is allowed, the administrator shall pay over or deliver to the claimant the property or the amount the administrator actually received or the net proceeds if it has been sold by the administrator, together with any additional amount required by section 21 and amendments thereto. Interest reported under the previous disposition of unclaimed property act shall not be computed, paid or delivered to the claimant after enactment of this act. If the claim is for property presumed abandoned under section 10 and amendments thereto which was sold by the administrator within three years after the date of delivery, the amount payable for that claim is the value of the property at the time the claim was made or the net proceeds of sale, whichever is greater.

(d) Any holder who pays the owner for property that has been delivered to the state and which, if claimed from the administrator, would be subject to subsection (c) shall add any additional amount as provided in section 21 and amendments thereto. The additional amount shall be repaid to the holder by the administrator in the same manner as the principal.

Sec. 25. (a) At any time after property has been paid or delivered to the administrator under this act another state may recover the property if:

(1) The property was subjected to custody by this state because the records of the holder did not reflect the last known address of the apparent owner when the property was presumed abandoned under this act, and the other state establishes that the last known address of the apparent owner or other person entitled to the property was in that state and under the laws of that state the property escheated to or was subject to a claim of abandonment by that state;

(2) the last known address of the apparent owner or other person entitled to the property, as reflected by the records of the holder, is in the other state and under the laws of that state the property

has escheated to or become subject to a claim of abandonment by that state;

(3) the records of the holder were erroneous in that they did not accurately reflect the actual owner of the property and the last known address of the actual owner is in the other state and under the laws of that state the property escheated to or was subject to a claim of abandonment by that state;

(4) the property was subjected to custody by this state under subsection (f) of section 3 and amendments thereto and under the laws of the state of domicile of the holder the property has escheated to or become subject to a claim of abandonment by that state; or

(5) the property is the sum payable on a travelers check, money order or other similar instrument that was subjected to custody by this state under section 4 and amendments thereto, and the instrument was purchased in the other state, and under the laws of that state the property escheated to or became subject to a claim of abandonment by that state.

(b) The claim of another state to recover escheated or abandoned property shall be presented in a form prescribed by the administrator who shall decide the claim within 90 days after it is presented. The administrator shall allow the claim if the other state is determined to be entitled to the abandoned property under subsection (a).

(c) The administrator shall require a state, before recovering property under this section, to agree to indemnify this state and its officers and employees against any liability on a claim for the property.

Sec. 26. A person aggrieved by a decision of the administrator or whose claims have not been acted upon within 90 days may bring an action to establish a claim in accordance with the act for judicial review and civil enforcement of agency actions.

Sec. 27. (a) The administrator may decline to receive any property reported under this act which is considered to have a value less than the expense of giving notice and of sale. If the administrator elects not to receive custody of the property, the holder shall be notified within 120 days after filing the report required under section 17 and amendments thereto.

(b) A holder, with the written consent of the administrator and upon conditions and terms prescribed by the administrator, may report and deliver property before the property is presumed abandoned. Property delivered under this subsection shall be held by the administrator and is not presumed abandoned until such time as it otherwise would be presumed abandoned under this act.

Sec. 28. If the administrator determines after investigation that any property delivered under this act has insubstantial commercial value, the administrator may destroy or otherwise dispose of the property at any time. No action or proceeding may be maintained against the state or any officer or against the holder for or on account of any action taken by the administrator pursuant to this section.

Sec. 29. (a) The expiration, before or after the effective date of this act, or any period of time specified by contract, statute or court order during which a claim for money or property can be made or during which an action or proceeding may be commenced or enforced to obtain payment of a claim for money or to recover property does not prevent the money or property from being presumed abandoned or affect any duty to file a report or to pay or deliver abandoned property to the administrator as required by this act.

(b) No action or proceeding may be commenced by the administrator against a holder concerning any provision of this act more than 10 years after the holder either specifically reported the property, or gave notice of a dispute regarding the property, to the administrator.

Sec. 30. (a) The administrator may require any person who has not filed a report to file a verified report stating whether or not the person is holding any unclaimed property reportable or deliverable under this act.

(b) The administrator, at reasonable times and upon reasonable notice, may examine the records of any person to determine whether the person has complied with the provisions of this act. The provisions of this section shall not apply to any supervised commercial bank, trust company, savings and loan association, savings bank,

(continued)

credit union, or insurance company which provides a letter from an independent certified public accountant or a resolution of its board of directors certifying compliance with this act, unless there is notification of noncompliance by a supervising agency of such commercial bank, trust company, savings and loan association, savings bank, credit union, or insurance company.

(c) If a person is treated under section 12 and amendments thereto as the holder of the property only insofar as the interest of the business association in the property is concerned, the administrator, pursuant to subsection (b), may examine the records of the person if the administrator has given the notice required by subsection (b) to both the person and the business association at least 90 days before the examination.

(d) If an examination of the records of a person results in the disclosure of property reportable and deliverable under this act, the administrator may assess the cost of the examination against the holder based upon the actual hourly salary rate for each examiner involved in the examination inclusive of travel to and from the place of the examination along with necessary and actual expenses for travel and subsistence as allowed under K.S.A. 75-3201, *et seq.* and amendments thereto, along with any consulting, data processing or other related expenses necessary to perform the examination. In no case may the examination charges exceed the value of the property found to be reportable and deliverable. The cost of examination made pursuant to subsection (c) may be imposed only against the business association.

(e) If a holder fails after the effective date of this act to maintain the records required by section 31 and amendments thereto and the records of the holder available for the periods subject to this act are insufficient to permit the preparation of a report, the administrator may require the holder to report and pay such amounts as may reasonably be estimated from any available records.

Sec. 31. (a) Every holder required to file a report under section 17 and amendments thereto, as to any property for which the holder has obtained the last known address of the owner, shall maintain a record of the name and last known address of the owner for 10 years after the property becomes reportable, except to the extent that a shorter time is provided in subsection (b) or by rules and regulations of the administrator.

(b) Any business association that sells in this state travelers checks or money orders, other than third-party bank checks on which the business association is directly liable, or that provides such instruments to others for sale in this state shall maintain a record of those instruments while they remain outstanding, indicating the state and date of issue for three years after the date the property is reportable.

Sec. 32. (a) The administrator, for and on behalf of this state, may commence an action in a district court of Kansas:

(1) For an adjudication that certain property is unclaimed and payable or distributable to the administrator;

(2) to compel presentation of a report or payment or distribution of property to the administrator;

(3) to enforce the duty of a person to permit the examination or audit of the records of that person;

(4) to enjoin any act that violates the public policy or provisions of this act; or

(5) to enforce any aspect of this act in any manner.

(b) The administrator may commence such an action in the following situations:

(1) The holder is a person domiciled in this state or is a governmental entity of this state;

(2) the holder is a person engaged in or transacting any business in this state, although not domiciled in this state; or

(3) the subject matter is tangible personal property held in this state.

(c) In a situation where no district court in this state can obtain jurisdiction over the person involved, the administrator may commence such an action in a federal court or state court of another state having jurisdiction over that person.

(d) The administrator shall be deemed an indispensable party to any judicial or administrative proceedings concerning the disposition and handling of unclaimed property that is or may be payable or distributable into the protective custody of the administrator. The

administrator shall have a right to intervene and participate in any judicial or administrative proceeding when to do so will be in the best interest of this state, the apparent owner or the unclaimed property or to conserve and safeguard the unclaimed property against dissipation, undue diminishment or adverse discriminatory treatment.

Sec. 33. (a) The administrator may enter into agreements with other states to exchange information needed to enable this or another state to audit or otherwise determine unclaimed property that it or another state may be entitled to subject to a claim of custody. The administrator by rules and regulations may require the reporting of information needed to enable compliance with agreements made pursuant to this section and prescribe the form.

(b) To avoid conflicts between the administrator's procedures and the procedures of administrators in other jurisdictions that enact the uniform unclaimed property act, the administrator, so far as is consistent with the purposes, policies and provisions of this act before adopting, amending or repealing rules and regulations, shall advise and consult with administrators in other jurisdictions that enact substantially the uniform unclaimed property act and take into consideration the rules and regulations of administrators in other jurisdictions that enact the uniform unclaimed property act.

(c) The administrator may join with other states to seek enforcement of this act against any person who is or may be holding property reportable under this act.

(d) At the request of another state, the attorney general of this state may bring an action in the name of the administrator of the other state in any court of competent jurisdiction to enforce the unclaimed property laws of the other state against a holder in this state of property subject to escheat or a claim of abandonment by the other state, if the other state has agreed to pay expenses incurred by the attorney general in bringing the action.

(e) The administrator may request that the attorney general of another state or any other person bring an action in the name of the administrator in the other state. This state shall pay all expenses including attorney fees in any action under this subsection. The administrator may agree to pay the person bringing the action attorney fees based in whole or in part on a percentage of the value of any property recovered in the action. Any expenses paid pursuant to this subsection may not be deducted from the amount that is subject to the claim by the owner under this act.

Sec. 34. (a) A person who willfully fails to present a report to the administrator when due or to perform any other duty required by this act, other than payment or delivery of unclaimed property as required by this act, shall pay a civil penalty of \$100 for each day the report is not presented or the duty is not performed, except the total civil penalty shall not exceed \$5,000.

(b) A person who willfully fails to send written notice as required in section 17 and amendments thereto shall pay a civil penalty not to exceed \$5 for each failure to send written notice to an apparent owner.

(c) A person who willfully fails to pay or deliver to the administrator any unclaimed property as required by this act shall pay a civil penalty equal to 25% of the value of the property that should have been paid or delivered.

(d) A person who fails to pay or deliver unclaimed property to the administrator within the time period required by this act shall pay to the administrator interest at the annual rate of 10% above the annual rate of discount, in effect on the date the property should have been paid or delivered, for the most recent issue of fifty-two-week United States treasury bills, calculated upon the value of the unclaimed property from the date that property should have been paid or delivered. If the property remains unpaid or undelivered for more than one year after becoming payable or deliverable, the interest rate for each succeeding year shall be calculated at an annual rate of 10% above the discount rate on each succeeding anniversary of the date that the unclaimed property was payable or distributable. For the purposes of assessing and calculating the penalties and interest on unclaimed property that was discovered during an examination or audit and that was not paid or distributed, as required, the date upon which the unclaimed property should have been paid or delivered shall be used as the date upon or from which penalties and interest are assessed and calculated.

(e) A person who willfully refuses after written demand by the administrator to pay or deliver property to the administrator as required under this act is guilty of a class B misdemeanor.

(f) The administrator shall have discretion to waive or reduce the payment of penalties and interest in an appropriate circumstance.

Sec. 35. (a) All agreements to pay compensation to recover or assist in the recovery of property reported under section 17 and amendments thereto made within 24 months after the date payment or delivery is made under section 19 and amendments thereto are unenforceable.

(b) All agreements to pay compensation to recover or assist in the recovery of property reported under section 17 and amendments thereto made more than 24 months after the date payment or delivery is made under section 19 and amendments thereto are unenforceable if the fee or compensation agreed upon is in excess of 15% of the value of the recoverable property.

(c) State warrants that may be issued in payment for and redemption of recoverable property may be issued, in the discretion of the administrator, directly to the rightful owners or, as fiduciary of the estate of a deceased owner, to an heir or legatee, and not to a named attorney in fact, agent, assignee or other person regardless of written instructions to the contrary.

Sec. 36. This act does not apply to any property held, due and owing in a foreign country and arising out of a foreign transaction.

Sec. 37. (a) This act does not relieve a holder of a duty that arose before the effective date of this act to report, pay or deliver property. A holder who did not comply with the law in effect before the effective date of this act is subject to the applicable enforcement and penalty provisions that then existed and they are continued in effect for the purpose of this subsection, subject to subsection (b) of section 29 and amendments thereto.

(b) The initial report filed under this act for property that was not required to be reported before the effective date of this act but is subject to this act shall include all items of property that would have been presumed abandoned during the ten-year period preceding the effective date of this act as if this act had been in effect during that period.

Sec. 38. The administrator is hereby authorized to adopt such rules and regulations as may be necessary to carry out the provisions of this act.

Sec. 39. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Sec. 40. This act shall be applied and construed as to effectuate its general purpose to make uniform the law with respect to the subject of this act among states enacting it.

Sec. 41. (a) The provisions of this act shall not apply to any tangible or intangible personal property which is subject to the provisions of K.S.A. 8-1101, 8-1102, 9-1918, 10-815, 17-2206a, 17-5564, 19-320, 47-229, 47-230, 47-232, 47-236 to 47-239, inclusive, 59-514, 59-901 to 59-905, inclusive, 70-101, 70-102, 70-103 and 70-104 and amendments thereto.

(b) This act shall not apply to any personal property which is being administered or has been distributed under the provisions of K.S.A. 59-2701 to 59-2707, inclusive, and amendments thereto.

(c) This act shall not apply to any patronage dividend or capital credit held or owing by any cooperative association, society or corporation organized under the provisions of K.S.A. 17-1501 *et seq.* or 17-4601 *et seq.* and amendments thereto.

(d) This act shall not apply to any patronage dividend or any capital credit held or owing by any public utility which is a member-owned nonprofit corporation organized under the provisions of K.S.A. 17-6001 *et seq.* and amendments thereto.

Sec. 42. (a) All intangible property, including but not limited to, any interest, dividend or other earnings thereon, less any lawful charges, held by a business association, federal, state or local government or governmental subdivision, agency or entity, or any other person or entity, regardless of where the holder may be found, if the owner has not claimed or corresponded in writing concerning the property within three years after the date prescribed for payment

or delivery, is presumed abandoned and subject to the custody of this state as unclaimed property if:

(1) The address of the owner is unknown; and

(2) the person or entity originating or issuing the intangible property is this state or any political subdivision of this state or is incorporated, organized, created or otherwise located in this state.

(b) The provisions of subsection (a) shall not apply to property which is or may be presumed abandoned and subject to the custody of this state pursuant to any other provision of law containing a dormancy period different from that prescribed in subsection (a).

(c) The provisions of subsection (a) shall apply to all property held at the time of enactment, or at any time thereafter, regardless of when such property became or becomes presumptively abandoned.

Sec. 43. Any public authority, public corporation, court or public officer of this state, or a political subdivision thereof, shall provide the administrator with such information as is necessary for carrying out the provisions of this act.

Sec. 44. (a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state general fund to the unclaimed mineral proceeds trust fund which is hereby created in the state treasury. All moneys in the unclaimed mineral proceeds trust fund shall be used for the payment of mineral proceeds claims made by another state for unclaimed mineral proceeds received in fiscal year 1994 and after the effective date of this act. Upon the request of the administrator and upon approval by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, the director of accounts and reports shall transfer an additional amount not to exceed \$5,000,000 from the state general fund to the unclaimed mineral proceeds trust fund.

(b) Upon the request of the administrator, the director of accounts and reports shall make one or more transfers of moneys from the unclaimed mineral proceeds trust fund to the state general fund in such amounts and on such dates as may be requested by the administrator.

(c) The director of accounts and reports shall transfer from the unclaimed mineral proceeds trust fund to the state general fund any moneys remaining in such fund five years following the effective date of this act.

(d) The administrator shall issue an annual accounting report on the moneys paid from the unclaimed mineral proceeds trust fund for the prior fiscal year.

Sec. 45. (a) All expenditures from the unclaimed property claims fund, the unclaimed property expense fund and the unclaimed mineral proceeds trust fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the administrator or by a person designated by the administrator.

(b) On the effective date of this act, the director of accounts and reports shall transfer all moneys in the unclaimed property suspense fund to the unclaimed property claims fund. On the effective date of this act, the director of accounts and reports shall transfer all moneys in the unclaimed property contract fund to the unclaimed property expense fund and the unclaimed property contract fund is hereby abolished. On the effective date of this act, all liabilities of the unclaimed property suspense fund are hereby imposed on the unclaimed property claims fund and the unclaimed property suspense fund is hereby abolished.

Sec. 46. K.S.A. 58-3901, 58-3906, 58-3908, 58-3911, 58-3913, 58-3914, 58-3915, 58-3916, 58-3917, 58-3918, 58-3920, 58-3923, 58-3924, 58-3925, 58-3926, 58-3927, 58-3930 and 58-3931 and K.S.A. 1993 Supp. 58-3902, 58-3903, 58-3904, 58-3905, 58-3907, 58-3909, 58-3909a, 58-3910, 58-3912, 58-3919, 58-3921, 58-3922, 58-3929, 58-3932 and 58-3933 are hereby repealed.

Sec. 47. This act shall take effect and be in force from and after its publication in the Kansas register.

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 1993 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-30	Amended	V. 12, p. 902
1-2-46	Amended	V. 12, p. 1705
1-5-15	Amended	V. 12, p. 1705
1-5-28	Amended	V. 12, p. 902
1-6-22a	New	V. 12, p. 1706
1-6-23	Amended	V. 12, p. 1706
1-7-4	Amended	V. 12, p. 1707
1-9-5	Amended	V. 12, p. 902
1-9-6	Amended	V. 12, p. 1708
1-9-13	Amended	V. 12, p. 1709
1-9-21	Amended	V. 12, p. 903
1-9-23	Amended	V. 12, p. 903
1-9-24	New	V. 12, p. 1709, 1779
1-10-6	Amended	V. 12, p. 1709
1-13-1a	Amended	V. 12, p. 1709
1-14-6	Amended	V. 12, p. 1817
1-14-7	Amended	V. 12, p. 1817
1-14-8	Amended	V. 12, p. 1740
1-14-10	Amended	V. 12, p. 1818
1-14-12	New	V. 12, p. 1711
1-16-2	Amended	V. 12, p. 721, 864
1-16-2a	Amended	V. 12, p. 721, 864
1-16-2b	Amended	V. 12, p. 721, 864
1-16-2d	Amended	V. 12, p. 721, 864
1-16-2f	Revoked	V. 12, p. 722, 865
1-16-2k	Amended	V. 12, p. 722, 865
1-16-22	Amended	V. 12, p. 865
1-18-1a	Amended	V. 12, p. 865
1-21-1	Amended	V. 12, p. 865
1-21-2	Amended	V. 12, p. 866
1-21-3	Revoked	V. 12, p. 866
1-21-4	Amended	V. 12, p. 866
1-21-5	Revoked	V. 12, p. 866
1-21-6	Revoked	V. 12, p. 866
1-21-7	Amended	V. 12, p. 866
1-21-8	Revoked	V. 12, p. 866
1-21-9	Revoked	V. 12, p. 866
1-21-10	Revoked	V. 12, p. 866
1-21-11	Revoked	V. 12, p. 866
1-21-12	Amended	V. 12, p. 866
1-22-1 through 1-22-5	Revoked	V. 12, p. 722, 867
1-28-1	Revoked	V. 12, p. 867
1-28-2	Revoked	V. 12, p. 867
1-49-11	New	V. 12, p. 1711
1-50-2	Revoked	V. 12, p. 867

AGENCY 2: MUNICIPAL ACCOUNTING BOARD

Reg. No.	Action	Register
2-3-3	Revoked	V. 12, p. 887

AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-8-14a	Amended	V. 12, p. 1212
4-8-28	Amended	V. 12, p. 1212
4-8-32	Amended	V. 12, p. 1213

AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-22-1	Amended	V. 13, p. 91
5-22-2	Amended	V. 13, p. 92
5-22-7	Amended	V. 13, p. 92
5-22-8	Amended	V. 13, p. 93

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-2	Amended	V. 13, p. 5
7-23-12	New	V. 13, p. 5
7-27-1	Amended	V. 12, p. 1336
7-29-1	Revoked	V. 12, p. 1336
7-29-2	Amended	V. 12, p. 1336
7-36-1 through 7-36-6	New	V. 13, p. 5

AGENCY 17: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
17-11-21	Amended	V. 12, p. 1176
17-15-1	Amended	V. 12, p. 311
17-16-8	Amended	V. 12, p. 314
17-21-1	Amended	V. 12, p. 314
17-21-2	Amended	V. 12, p. 314
17-22-1	Amended	V. 12, p. 1015
17-23-1 through 17-23-16	New	V. 13, p. 49-57

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Reg. No.	Action	Register
19-29-1a	New	V. 12, p. 1336

AGENCY 20: CRIME VICTIMS COMPENSATION BOARD

Reg. No.	Action	Register
20-1-1	Amended	V. 12, p. 1487
20-2-3	New	V. 12, p. 1487
20-2-6	New	V. 12, p. 1488
20-2-7	New	V. 12, p. 1488
20-2-8	New	V. 12, p. 1488
20-2-9	New	V. 12, p. 1488

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 12, p. 444
22-1-3	New	V. 12, p. 444
22-1-4	New	V. 12, p. 444
22-1-5	New	V. 12, p. 445
22-1-6	New	V. 12, p. 445
22-2-1	Revoked	V. 12, p. 445
22-3-1	Revoked	V. 12, p. 445
22-3-2	Revoked	V. 12, p. 445
22-4-1	Revoked	V. 12, p. 445
22-5-3	Amended	V. 12, p. 445
22-6-8	New	V. 12, p. 976
22-6-10	Revoked	V. 12, p. 445
22-6-17	Revoked	V. 12, p. 445
22-7-1	Revoked	V. 12, p. 445
22-7-2	Revoked	V. 12, p. 445
22-7-3	Revoked	V. 12, p. 445
22-7-5	Revoked	V. 12, p. 445
22-7-6 through 22-7-12	New	V. 12, p. 445-447
22-8-1	Revoked	V. 12, p. 448
22-10-3a	Revoked	V. 12, p. 448
22-10-10	Revoked	V. 12, p. 448
22-10-12	Revoked	V. 12, p. 448
22-10-13	Revoked	V. 12, p. 448
22-10-14	Revoked	V. 12, p. 448
22-10-17	Revoked	V. 12, p. 448
22-10-18	New	V. 12, p. 448
22-10-19	New	V. 12, p. 448
22-13-35	Revoked	V. 12, p. 449
22-18-3	Amended	V. 12, p. 449
22-19-1	Amended	V. 12, p. 450
22-19-2	Amended	V. 12, p. 450
22-19-3	Amended	V. 12, p. 451
22-19-4	Revoked	V. 12, p. 451
22-19-5	New	V. 12, p. 451
22-20-1	Revoked	V. 12, p. 451
22-22-1	New	V. 12, p. 451

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-4-1	Revoked	V. 12, p. 1702
23-6-8	Revoked	V. 12, p. 1702
23-16-1	Revoked	V. 12, p. 1702
23-19-1	Revoked	V. 12, p. 1702

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-1-8	Revoked	V. 12, p. 1460, 1571
25-1-15	Amended	V. 12, p. 1460, 1571
25-1-16	Revoked	V. 12, p. 1461, 1571
25-1-17	Revoked	V. 12, p. 1461, 1571

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-5-5	Amended	V. 12, p. 1118
26-5-6	Amended	V. 12, p. 1118
26-8-1	Amended	V. 12, p. 1119, 1150
26-8-3	Amended	V. 12, p. 1120, 1152
26-8-4	Amended	V. 12, p. 1120, 1152
26-8-7	Amended	V. 12, p. 1120, 1152

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 12, p. 315
28-1-18	Amended	V. 12, p. 1057
28-4-350	Amended	V. 12, p. 1042
28-4-351	Amended	V. 12, p. 1042
28-4-352	Amended	V. 12, p. 1043
28-4-353	Amended	V. 12, p. 1043
28-4-353a	New	V. 12, p. 1045
28-4-353b	New	V. 12, p. 1046
28-4-354	Amended	V. 12, p. 1047
28-4-355	Amended	V. 12, p. 1048
28-4-355a	New	V. 12, p. 1049
28-4-355b	New	V. 12, p. 1049
28-4-356	Amended	V. 12, p. 1051
28-4-357	Amended	V. 12, p. 1053
28-4-358	Amended	V. 12, p. 1054
28-4-359	Amended	V. 12, p. 1054
28-4-360	Amended	V. 12, p. 1057
28-15-11	Amended	V. 12, p. 725
28-15-13	Amended	V. 12, p. 727
28-15-21	New	V. 12, p. 728
28-15-35	Amended	V. 12, p. 1847
28-15-36	Amended	V. 12, p. 1849
28-15-36a	New	V. 12, p. 1851
28-15-37	Amended	V. 12, p. 1852
28-16-61	Amended	V. 12, p. 1209
28-16-150 through 28-16-154	New	V. 12, p. 1210
28-17-6	Amended	V. 12, p. 1020
28-17-20	Amended	V. 12, p. 1020
28-19-7	Amended	V. 12, p. 1530
28-19-14	Amended	V. 12, p. 1852
28-19-14b	Revoked	V. 12, p. 1853
28-19-17b	Amended	V. 13, p. 151
28-19-17c	Amended	V. 13, p. 151
28-19-17f	Amended	V. 13, p. 151
28-19-17m	Amended	V. 13, p. 151
28-19-31	Amended	V. 12, p. 1458
28-19-32	Amended	V. 12, p. 1458
28-19-63	Amended	V. 12, p. 1458
28-19-78	Revoked	V. 13, p. 151
28-19-202	New	V. 12, p. 1534
28-19-210	New	V. 12, p. 1535
28-23-82	Amended	V. 12, p. 1058
28-25-1 through 28-25-15	New	V. 12, p. 1058, 1059
28-29-6a	New	V. 13, p. 151
28-29-84	New	V. 12, p. 435, 487
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28-29-98	New	V. 12, p. 1538, 1571
28-29-99	New	V. 12, p. 1539, 1571
28-30-2	Amended	V. 12, p. 1539
28-30-3	Amended	V. 12, p. 1540
28-30-6	Amended	V. 12, p. 730
28-34-1	Revoked	V. 12, p. 780
28-34-1a	New	V. 12, p. 780
28-34-2	Amended	V. 12, p. 781
28-34-3b	New	V. 12, p. 781
28-34-5	Revoked	V. 12, p. 782
28-34-5a	New	V. 12, p. 782
28-34-6	Revoked	V. 12, p. 782
28-34-6a	New	V. 12, p. 782
28-34-8	Revoked	V. 12, p. 783
28-34-8a	New	V. 12, p. 783
28-34-9a	Amended	V. 12, p. 784
28-34-10	Revoked	V. 12, p. 784
28-34-10a	New	V. 12, p. 784
28-34-16	Revoked	V. 12, p. 785

28-34-16a	New	V. 12, p. 785
28-34-17	Revoked	V. 12, p. 785
28-34-17a	New	V. 12, p. 785
28-34-17b	New	V. 12, p. 786
28-34-20	Revoked	V. 12, p. 787
28-34-20a	New	V. 12, p. 787
28-34-32a	Revoked	V. 12, p. 787
28-34-32b	New	V. 12, p. 787
28-34-125	Revoked	V. 12, p. 787
28-35-135	Amended	V. 12, p. 1176
28-35-143	Revoked	V. 12, p. 1176
28-35-180a	Amended	V. 12, p. 1176
28-35-211b	Revoked	V. 12, p. 1176
28-35-212a	Amended	V. 12, p. 1176
28-35-212b	New	V. 12, p. 1176
28-35-213a	Amended	V. 12, p. 1176
28-35-214a	Amended	V. 12, p. 1176
28-35-215a	Amended	V. 12, p. 1176
28-35-217a	Amended	V. 12, p. 1176
28-35-218a	Amended	V. 12, p. 1176
28-35-219a	Amended	V. 12, p. 1176
28-35-220a	Amended	V. 12, p. 1176
28-35-221a	Amended	V. 12, p. 1176
28-35-221b	New	V. 12, p. 1176
28-35-222a	Amended	V. 12, p. 1176
28-35-223a	Amended	V. 12, p. 1176
28-35-224a	Amended	V. 12, p. 1176
28-35-225a	Amended	V. 12, p. 1176
28-35-226a	Amended	V. 12, p. 1177
28-35-228a	Amended	V. 12, p. 1177
28-35-229a	Amended	V. 12, p. 1177
28-35-230a	Amended	V. 12, p. 1177
28-35-230b	New	V. 12, p. 1177
28-35-231b	Amended	V. 12, p. 1177
28-35-233a	Amended	V. 12, p. 1177
28-35-234a	Amended	V. 12, p. 1177
28-35-242	Amended	V. 12, p. 1177
28-35-245	Revoked	V. 12, p. 1177
28-35-246	Revoked	V. 12, p. 1177
28-35-247	Amended	V. 12, p. 1177
28-35-248	Revoked	V. 12, p. 1177
28-35-249	Amended	V. 12, p. 1177
28-35-250	Revoked	V. 12, p. 1177
28-35-250a	New	V. 12, p. 1177
28-35-251	Amended	V. 12, p. 1177
28-35-253	New	V. 12, p. 1177
28-35-254	New	V. 12, p. 1177
28-35-255	New	V. 12, p. 1177
28-35-276	Amended	V. 12, p. 1177
28-35-282	Amended	V. 12, p. 1177
28-35-284	Amended	V. 12, p. 1177
28-35-285	Amended	V. 12, p. 1177
28-35-287	Amended	V. 12, p. 1177
28-35-288	Amended	V. 12, p. 1177
28-35-341	through	
28-35-363	New	V. 12, p. 1177, 1178
28-36-21	Amended	V. 12, p. 1059
28-36-30	Amended	V. 12, p. 1211
28-38-18	through	
28-38-23	Amended	V. 12, p. 437, 438
28-38-29	New	V. 12, p. 439
28-39-76	Revoked	V. 12, p. 1399
28-39-77	Revoked	V. 12, p. 1399
28-39-77a	Revoked	V. 12, p. 1400
28-39-78	Revoked	V. 12, p. 1400
28-39-79	Revoked	V. 13, p. 37
28-39-80	Revoked	V. 13, p. 37
28-39-81	Revoked	V. 13, p. 37
28-39-81a	Revoked	V. 13, p. 37
28-39-81b	Revoked	V. 13, p. 37
28-39-82	through	
28-39-103	Revoked	V. 12, p. 1400
28-39-103a	Revoked	V. 12, p. 1400
28-39-104	through	
28-39-113	Revoked	V. 12, p. 1400
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28-39-162	New	V. 12, p. 1400-1416
28-39-162a	New	V. 12, p. 1417
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28-39-162c	New	V. 12, p. 1424
28-39-163	New	V. 12, p. 1428
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28-39-174	New	V. 13, p. 37-42

28-44-28	New	V. 12, p. 1541
28-44-29	New	V. 12, p. 1541
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28-46-2	Amended	V. 13, p. 152
28-46-3	Amended	V. 13, p. 152
28-46-5	through	
28-46-22	Amended	V. 13, p. 152, 153
28-46-24	Amended	V. 13, p. 154
28-46-26	through	
28-46-34	Amended	V. 13, p. 154, 155
28-46-36	Amended	V. 13, p. 155
28-46-37	Revoked	V. 13, p. 155
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28-65-1	Amended	V. 12, p. 1541
28-65-2	Amended	V. 12, p. 1542
28-65-3	Amended	V. 12, p. 1542
28-65-4	New	V. 12, p. 1542
28-66-1	through	
28-66-4	New	V. 13, p. 46-48

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 12, p. 1213
30-4-52	Amended	V. 12, p. 1213
30-4-63	Amended	V. 12, p. 1213
30-4-64	Amended	V. 12, p. 1215
30-4-73	Amended	V. 12, p. 386
30-4-85a	Amended	V. 12, p. 1461, 1486
30-4-90	Amended	V. 12, p. 264, 576
30-4-111	Amended	V. 12, p. 1737, 1781
30-4-112	Amended	V. 12, p. 1216
30-4-122a	Amended	V. 12, p. 1461, 1486
30-4-130	Amended	V. 12, p. 1217
30-5-58	Amended	V. 12, p. 1218
30-5-59	Amended	V. 12, p. 392
30-5-60	Amended	V. 12, p. 393
30-5-70	Amended	V. 12, p. 394
30-5-71	Amended	V. 12, p. 1224
30-5-73	Amended	V. 12, p. 1224
30-5-81b	Amended	V. 12, p. 1225
30-5-100	Amended	V. 12, p. 1225
30-5-105	Amended	V. 12, p. 1226
30-5-109a	Amended	V. 12, p. 1226
30-5-116a	Amended	V. 12, p. 1226
30-5-151	Amended	V. 12, p. 266, 579
30-6-56	Amended	V. 12, p. 1738, 1783
30-6-103	Amended	V. 12, p. 1739
30-6-106	Amended	V. 12, p. 1740, 1784
30-6-109	Amended	V. 12, p. 1742, 1786
30-6-112	Amended	V. 12, p. 1230
30-6-113	Amended	V. 12, p. 1744, 1788
30-6-150	Amended	V. 12, p. 1745, 1789
30-7-100	Amended	V. 12, p. 398
30-10-1a	Amended	V. 12, p. 1745
30-10-1b	Amended	V. 12, p. 1748
30-10-1c	Amended	V. 12, p. 1748
30-10-1d	Amended	V. 12, p. 1748
30-10-2	Amended	V. 12, p. 1749
30-10-11	Amended	V. 12, p. 1749
30-10-15a	Amended	V. 12, p. 1751
30-10-17	Amended	V. 12, p. 1753
30-10-18	Amended	V. 12, p. 1754
30-10-19	Amended	V. 12, p. 1756
30-10-23a	Amended	V. 12, p. 1756
30-10-25	Amended	V. 12, p. 1757
30-10-28	Amended	V. 12, p. 1758
30-31-7	Amended	V. 12, p. 901, 975
30-46-10	Amended	V. 12, p. 1231
30-65-1	New	V. 12, p. 1592, 1632
30-65-2	New	V. 12, p. 1593, 1633
30-65-3	New	V. 12, p. 1593, 1633

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-27-11	Revoked	V. 13, p. 91
36-37-1	through	
36-37-6	New	V. 12, p. 309, 310
36-38-1	New	V. 12, p. 310
36-38-2	New	V. 12, p. 310
36-39-1	through	
36-39-6	New	V. 12, p. 1088-1090

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-22	Amended	V. 13, p. 185
40-1-39	New	V. 12, p. 1563
40-1-41	New	V. 12, p. 1563
40-2-23	New	V. 12, p. 1564
40-3-10	Revoked	V. 12, p. 1564
40-3-32	Amended	V. 12, p. 1564
40-3-33	Amended	V. 12, p. 1565
40-3-47	Amended	V. 13, p. 185
40-3-50	New	V. 12, p. 1568
40-4-2	Amended	V. 12, p. 1568
40-5-12	New	V. 12, p. 1568

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-2-103	New	V. 12, p. 822
44-6-124	Amended	V. 12, p. 1154
44-6-146	New	V. 12, p. 1154
44-7-116	New	V. 12, p. 1155
44-14-101	Amended	V. 12, p. 1593
44-14-102	Amended	V. 12, p. 1594
44-14-201	Amended	V. 12, p. 1594
44-14-301	Amended	V. 12, p. 1594
44-14-302	Amended	V. 12, p. 1594
44-14-303	Amended	V. 12, p. 1596
44-14-305	Amended	V. 12, p. 1596
44-14-305a	Revoked	V. 12, p. 1596
44-14-306	Amended	V. 12, p. 1596
44-14-307	Amended	V. 12, p. 1597
44-14-309	Amended	V. 12, p. 1597
44-14-310	Amended	V. 12, p. 1597
44-14-311	Amended	V. 12, p. 1597
44-14-314	Amended	V. 12, p. 1597
44-14-316	Amended	V. 12, p. 1597
44-14-318	New	V. 12, p. 1597

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

Reg. No.	Action	Register
51-9-7	Amended	V. 12, p. 1399

AGENCY 56: OFFICE OF THE ADJUTANT GENERAL

Reg. No.	Action	Register
56-2-1	New	V. 12, p. 1736
56-2-2	New	V. 12, p. 1736
56-3-1	through	
56-3-6	New	V. 13, p. 89-91, 111-112

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-101	Revoked	V. 12, p. 1205
60-1-102	Amended	V. 12, p. 348
60-1-103	Amended	V. 12, p. 348
60-3-101	Amended	V. 12, p. 348
60-3-110	Amended	V. 12, p. 1205
60-3-111	New	V. 12, p. 349
60-4-101	Amended	V. 12, p. 489
60-4-103	Amended	V. 12, p. 489
60-7-106	New	V. 12, p. 1206
60-7-108	New	V. 12, p. 349
60-8-101	Amended	V. 12, p. 489
60-9-105	Amended	V. 12, p. 349
60-9-107	Amended	V. 12, p. 1206
60-11-103	Amended	V. 12, p. 350
60-11-108	Amended	V. 12, p. 1208
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 12, p. 489
60-12-104	Amended	V. 12, p. 1208
60-12-105	Amended	V. 12, p. 1208

(continued)

Reg. No.	Action	Register
60-13-101	Amended	V. 12, p. 489
AGENCY 63: BOARD OF MORTUARY ARTS		
63-1-3	Amended	V. 12, p. 1598
63-1-4	Amended	V. 12, p. 632
63-3-10	Amended	V. 12, p. 632
63-3-11	Amended	V. 12, p. 632
63-3-19	Amended	V. 12, p. 633
63-4-1	Amended	V. 12, p. 1598

Reg. No.	Action	Register
AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY		
65-4-3	Amended	V. 12, p. 630
65-4-4	Amended	V. 12, p. 630

Reg. No.	Action	Register
AGENCY 66: BOARD OF TECHNICAL PROFESSIONS		
66-6-6	Amended	V. 12, p. 1926
66-6-8	Amended	V. 12, p. 1926
66-6-9	Amended	V. 12, p. 1926
66-8-2 through 66-8-5	Amended	V. 12, p. 1926, 1927
66-9-1	Amended	V. 12, p. 1927
66-9-2	Amended	V. 12, p. 1927
66-9-4	Amended	V. 12, p. 1927
66-9-5	Amended	V. 12, p. 1928
66-10-1	Amended	V. 12, p. 1928
66-10-3	Amended	V. 12, p. 1928
66-10-4	Amended	V. 12, p. 1928
66-10-9	Amended	V. 12, p. 1928
66-11-1	Amended	V. 12, p. 1929
66-11-2	Amended	V. 12, p. 1929
66-12-1	Amended	V. 12, p. 1929

Reg. No.	Action	Register
AGENCY 68: BOARD OF PHARMACY		
68-7-12a	New	V. 12, p. 186
68-7-19	New	V. 12, p. 187
68-12-2	Amended	V. 12, p. 187
68-20-18	Amended	V. 12, p. 187
68-20-19	Amended	V. 12, p. 188

Reg. No.	Action	Register
AGENCY 69: BOARD OF COSMETOLOGY		
69-1-4	Amended	V. 13, p. 4
69-11-1	Amended	V. 12, p. 1633
69-12-1 through 69-12-17	New	V. 12, p. 1633-1635

Reg. No.	Action	Register
AGENCY 71: KANSAS DENTAL BOARD		
71-1-16	New	V. 12, p. 439
71-1-17	New	V. 12, p. 439
71-1-18	New	V. 12, p. 1700
71-3-3	Amended	V. 12, p. 532

Reg. No.	Action	Register
AGENCY 74: BOARD OF ACCOUNTANCY		
74-4-8	Amended	V. 12, p. 1922
74-5-2	Amended	V. 12, p. 1039
74-5-202	Amended	V. 12, p. 1039
74-5-203	Amended	V. 12, p. 1040
74-5-405	Amended	V. 12, p. 1040
74-5-406	Amended	V. 12, p. 1040
74-6-1	Amended	V. 12, p. 1040
74-6-2	Amended	V. 12, p. 1041
74-8-2	Amended	V. 12, p. 1041
74-8-5	Amended	V. 12, p. 1041
74-11-1 through 74-11-5	Revoked	V. 12, p. 1922
74-11-6 through 74-11-14	New	V. 12, p. 1922-1926
74-14-1	New	V. 12, p. 1041
74-14-2	New	V. 12, p. 1041

Reg. No.	Action	Register
AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM		
80-8-1 through 80-8-7	New	V. 12, p. 980, 981

Reg. No.	Action	Register
AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER		
81-3-1	Amended	V. 12, p. 788
81-3-3	Amended	V. 12, p. 790
81-3-4	New	V. 12, p. 790
81-5-3	Amended	V. 12, p. 790
81-5-8	Amended	V. 12, p. 791
81-5-9	Amended	V. 12, p. 791
81-5-10	New	V. 12, p. 791
81-5-11	New	V. 12, p. 1873
81-7-1	Amended	V. 12, p. 791
81-7-2	New	V. 12, p. 794
81-11-11	Amended	V. 12, p. 794

Reg. No.	Action	Register
AGENCY 82: STATE CORPORATION COMMISSION		
82-1-228	Amended	V. 12, p. 147
82-1-232	Amended	V. 12, p. 148
82-3-206	Amended	V. 12, p. 1592
82-3-307	Amended	V. 12, p. 1592
82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-4-1	Amended	V. 12, p. 439
82-4-3	Amended	V. 12, p. 440
82-4-6d	Amended	V. 12, p. 441
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 12, p. 442
82-4-27a	Amended	V. 12, p. 442
82-4-29	Amended	V. 12, p. 443
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 12, p. 443
82-4-37	Amended	V. 12, p. 443
82-4-38	Revoked	V. 12, p. 443
82-4-39	Amended	V. 12, p. 443

Reg. No.	Action	Register
AGENCY 86: REAL ESTATE COMMISSION		
86-1-5	Amended	V. 12, p. 1662
86-1-11	Amended	V. 12, p. 1662
86-3-7	Amended	V. 12, p. 1663
86-3-22	Amended	V. 12, p. 1663
86-3-24	Revoked	V. 12, p. 980

Reg. No.	Action	Register
AGENCY 88: BOARD OF REGENTS		
88-10-4	Amended	V. 12, p. 631
88-11-5	Amended	V. 12, p. 631
88-22-1 through 88-22-10	New	V. 12, p. 93, 94

Reg. No.	Action	Register
AGENCY 91: DEPARTMENT OF EDUCATION		
91-1-30	Amended	V. 12, p. 579
91-1-80	Amended	V. 12, p. 580
91-1-102a	New	V. 12, p. 581
91-1-104b	New	V. 12, p. 582
91-1-104c	New	V. 12, p. 582
91-1-110a	Amended	V. 12, p. 582
91-1-110c	New	V. 12, p. 583
91-1-112c	New	V. 12, p. 583
91-1-112d	New	V. 12, p. 584
91-1-113b	New	V. 12, p. 584
91-12-22	Amended	V. 12, p. 1929
91-12-23	Amended	V. 12, p. 1933
91-12-24a	Amended	V. 12, p. 590
91-12-27	Amended	V. 12, p. 590
91-12-28	Amended	V. 12, p. 590
91-12-30	Amended	V. 12, p. 591
91-12-33	Amended	V. 12, p. 591
91-12-37	Amended	V. 12, p. 591
91-12-40	Amended	V. 12, p. 592
91-12-41	Amended	V. 12, p. 593
91-12-44	Amended	V. 12, p. 594
91-12-45	Amended	V. 12, p. 1934
91-12-46	Amended	V. 12, p. 1935
91-12-47	Amended	V. 12, p. 595
91-12-51	Amended	V. 12, p. 596
91-12-53	Amended	V. 12, p. 596
91-12-54	Amended	V. 12, p. 597
91-12-55	Amended	V. 12, p. 598
91-12-59	Amended	V. 12, p. 598
91-12-61	Amended	V. 12, p. 598
91-12-64	Amended	V. 12, p. 599
91-12-65	Amended	V. 12, p. 600
91-12-71	Amended	V. 12, p. 1935

Reg. No.	Action	Register
AGENCY 98: KANSAS WATER OFFICE		
98-5-2	Amended	V. 12, p. 351
98-5-3	Amended	V. 12, p. 352
98-5-5	Amended	V. 12, p. 353
AGENCY 100: BOARD OF HEALING ARTS		
100-11-1	Amended	V. 12, p. 1704
100-38-1	Amended	V. 12, p. 1704
100-46-6	New	V. 12, p. 679
100-47-1	Amended	V. 12, p. 679
100-49-4	Amended	V. 12, p. 1704
100-54-6	Amended	V. 12, p. 1704
100-55-6	Amended	V. 12, p. 1704

Reg. No.	Action	Register
AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD		
102-1-13	Amended	V. 12, p. 1038
102-5-1 through 102-5-12	New	V. 12, p. 189-194
102-5-2	Amended	V. 12, p. 1038

Reg. No.	Action	Register
AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES		
105-2-1	Amended	V. 13, p. 183
105-3-2	Amended	V. 12, p. 976, 1013
105-3-11	New	V. 13, p. 184
105-5-2	Amended	V. 13, p. 184
105-5-6	Amended	V. 12, p. 977, 1013
105-5-7	Amended	V. 12, p. 977, 1014
105-5-8	Amended	V. 12, p. 977, 1014
105-5-9	New	V. 12, p. 1014
105-9-5	New	V. 12, p. 1014
105-10-1	Revoked	V. 13, p. 184
105-10-1a	New	V. 13, p. 184
105-10-3	New	V. 13, p. 184
105-10-4	New	V. 13, p. 185
105-10-5	New	V. 13, p. 185

Reg. No.	Action	Register
AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES		
109-1-1	Amended	V. 12, p. 1873
109-2-5	Amended	V. 12, p. 1015
109-2-8	Amended	V. 12, p. 1016
109-5-1	Amended	V. 12, p. 1018
109-9-4	Amended	V. 12, p. 1874
109-9-5	Amended	V. 12, p. 1875
109-10-2	New	V. 12, p. 1091
109-10-3	New	V. 12, p. 1875
109-10-4	New	V. 12, p. 1876
109-11-1	Amended	V. 12, p. 1876
109-11-4	Amended	V. 12, p. 1019
109-11-8	Amended	V. 12, p. 1876
109-13-1	New	V. 12, p. 1877
109-13-3	New	V. 12, p. 1877

Reg. No.	Action	Register
AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING		
110-6-1 through 110-6-6	New	V. 12, p. 1294, 1295 1489, 1490
110-6-7	New	V. 12, p. 1490

Reg. No.	Action	Register
AGENCY 111: THE KANSAS LOTTERY		
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. 12, p. 1261
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	Revoked	V. 13, p. 149
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20	New	V. 11, p. 199
111-2-21	New	V. 11, p. 1471
111-2-22	New	V. 11, p. 1972

111-2-23	New	V. 12, p. 113	111-4-249			111-4-408	Amended	V. 12, p. 912
111-2-24	Amended	V. 12, p. 912	111-4-256	Revoked	V. 12, p. 113, 114	111-4-409	Amended	V. 11, p. 1473, 1474
111-2-25	New	V. 12, p. 677	111-4-257			111-4-411	Amended	V. 11, p. 1474
111-2-26	New	V. 12, p. 1113	111-4-286	Revoked	V. 11, p. 413, 414	111-4-412	Amended	V. 11, p. 1475
111-2-27	New	V. 12, p. 1370	111-4-287			111-4-413	Amended	V. 11, p. 1475
111-2-28	New	V. 12, p. 1844	111-4-300	New	V. 10, p. 883-886	111-4-414		
111-2-29	New	V. 12, p. 1844	111-4-287			111-4-428	New	V. 11, p. 981-983
111-3-1	Amended	V. 13, p. 34	111-4-287			111-4-414	Amended	V. 11, p. 1150
111-3-6	Amended	V. 12, p. 677	111-4-290	Revoked	V. 12, p. 1371	111-4-429		
111-3-9	Revoked	V. 11, p. 1793	111-4-291			111-4-432	Revoked	V. 12, p. 1373
111-3-10			111-4-300	Revoked	V. 12, p. 114	111-4-433		
111-3-31	New	V. 7, p. 201-206	111-4-301			111-4-436	Revoked	V. 12, p. 1374
111-3-11	Amended	V. 13, p. 35	111-4-307	New	V. 10, p. 1015, 1016	111-4-437		
111-3-12	Amended	V. 10, p. 12	111-4-301	Amended	V. 12, p. 1115	111-4-444	New	V. 11, p. 1475-1477
111-3-13	Amended	V. 11, p. 1148	111-4-303	Amended	V. 12, p. 1115	111-4-437		
111-3-14	Amended	V. 10, p. 12	111-4-304	Amended	V. 12, p. 1115	111-4-440	Revoked	V. 12, p. 1374
111-3-16	Amended	V. 9, p. 1566	111-4-306	Amended	V. 12, p. 1115	111-4-445		
111-3-19			111-4-308			111-4-453	New	V. 11, p. 1794-1796
111-3-22	Amended	V. 9, p. 30	111-4-308			111-4-448	Revoked	V. 12, p. 1374
111-3-20	Amended	V. 11, p. 1148	111-4-311			111-4-454		
111-3-21	Amended	V. 11, p. 1148	111-4-312			111-4-465	Revoked	V. 12, p. 1664, 1665
111-3-22	Amended	V. 11, p. 1148	111-4-313			111-4-466		
111-3-23	Revoked	V. 10, p. 883	111-4-318			111-4-473	New	V. 12, p. 316, 317
111-3-25	Amended	V. 11, p. 1149	111-4-321	Revoked	V. 12, p. 114	111-4-473	New	V. 12, p. 316, 317
111-3-26	Amended	V. 11, p. 1149	111-4-322			111-4-466		
111-3-27	Amended	V. 11, p. 1149	111-4-331	New	V. 10, p. 1411-1413	111-4-466		
111-3-29	Revoked	V. 11, p. 1149	111-4-332			111-4-473	New	V. 12, p. 316, 317
111-3-31	Amended	V. 8, p. 209	111-4-327	Revoked	V. 12, p. 1371	111-4-469	Revoked	V. 12, p. 1665
111-3-32	Amended	V. 10, p. 883	111-4-328			111-4-470	Amended	V. 12, p. 522
111-3-33	New	V. 7, p. 1434	111-4-335	Revoked	V. 12, p. 114	111-4-474		
111-3-34	New	V. 13, p. 149	111-4-336			111-4-488	New	V. 12, p. 522-524
111-4-1			111-4-340			111-4-489		
111-4-5	Revoked	V. 12, p. 113	111-4-341	Amended	V. 12, p. 1371, 1372	111-4-492	New	V. 12, p. 861
111-4-5a	Revoked	V. 12, p. 113	111-4-341a	Revoked	V. 11, p. 1473	111-4-493		
111-4-6			111-4-341b	Amended	V. 12, p. 1372	111-4-496	New	V. 12, p. 525
111-4-15	Revoked	V. 12, p. 113	111-4-341c	New	V. 12, p. 1372	111-4-497		
111-4-66			111-4-344	Amended	V. 12, p. 1664	111-4-500	New	V. 12, p. 913, 914
111-4-77	New	V. 7, p. 207-209	111-4-346			111-4-501		
111-4-96			111-4-361	New	V. 10, p. 1586-1589	111-4-512		
111-4-114	New	V. 7, p. 1606-1610	111-4-346			111-4-513		
111-4-100	Amended	V. 12, p. 1113	111-4-349	Revoked	V. 12, p. 114	111-4-521		
111-4-101	Amended	V. 12, p. 1113	111-4-362			111-4-522		
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AGENCY 116: STATE FAIR BOARD

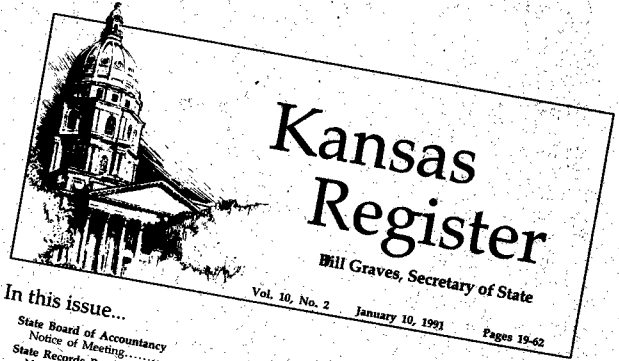
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